



CIEL 2009

ABOUT US

PROTECT | REFORM | PROMOTE | STRENGTHEN

The Center for International Environmental Law (CIEL) uses and strengthens international law and institutions to *protect the environment, promote human health, and ensure a just and sustainable society*. This year CIEL celebrated its 20th anniversary, recognizing the achievements that have made it one of the most respected public interest law organizations in the world.

Since its founding in 1989, CIEL has advocated in the global public interest and supported progressive efforts by civil society to empower its voice. Working creatively and effectively, CIEL provides services such as legal counsel, policy research, analysis, education, training, and capacity building. CIEL's global partners include individuals, communities, national governments, and nongovernmental and intergovernmental organizations, which look to CIEL for leadership in:

- Finding solutions to environmental problems and promoting sustainable societies through the use of law;
- Incorporating fundamental principles of ecology and justice into international law;
- Strengthening national environmental law systems and supporting public interest movements around the world; and
- Educating and training public-interest-minded environmental lawyers.

CIEL's dedicated attorneys and professionals are based in Washington, D.C. and Geneva, Switzerland. With offices on two continents and an extraordinarily diverse staff, CIEL is positioned to intervene in critical legal developments and processes around the world. The last two decades have generated work with partners in more than 60 countries on six continents, with an emphasis on the Global South. The multinational background of CIEL's staff also

reflects the wide range of its work, currently bringing the perspectives of eight nationalities as well as experience in the nongovernmental sector, private legal practice, business, government, and teaching. This year's 35 law fellows and interns have added invaluable breadth and energy to CIEL's programs and have furthered their skills and careers through their experience at CIEL.

CIEL's program work focuses in four strategic areas:

1. Protecting the Global Environment and Human Health
2. Reforming International Economic Law, Policy and Institutions
3. Promoting Human Rights and Environmental Justice
4. Strengthening Education and Outreach

These strategic areas reinforce each other with common themes and related activities and are further divided into a number of programs. (See pages 2-5 for more information on CIEL activities and accomplishments in these areas, or explore CIEL's website, ciel.org, for additional details.)

CIEL believes that the rule of law, including international law, is critical to forging an appropriate balance between environmental protection, human rights, social equity, and economic growth. CIEL is a strong advocate of transparency, public participation, and accountability in decision-making. In all aspects of its work, CIEL is committed to equity, diversity, and the elimination of injustice—always working to create a just and sustainable society for today and future generations. We invite you to join us!

CIEL BELIEVES THAT THE RULE OF LAW, INCLUDING INTERNATIONAL LAW, IS CRITICAL TO FORGING AN APPROPRIATE BALANCE BETWEEN ENVIRONMENTAL PROTECTION, HUMAN RIGHTS, SOCIAL EQUITY, AND ECONOMIC GROWTH.

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FRIENDS

DEAR FRIENDS,

2009 was a landmark year for CIEL, marking our 20th anniversary and elevating CIEL's relevance in a changing world. As never before, CIEL's 20-year record of achievement in international environmental law has poised our staff as leaders in an increasingly linked global community. The worldwide impact of climate change reached a new level of public awareness in Copenhagen, and the consequences of a globalizing economy were felt everywhere. Working with these new realities, CIEL's talented and diverse staff continues to excel as a part of this global ecosystem.

Over two decades, our attorneys have established law as a powerful, pertinent, and adaptable tool to promote justice and equity, and 2009 was no exception. Here are some, among many, milestones that are highlighted in the following pages:

- CIEL represented former sugarcane workers who are affected by an epidemic of chronic kidney disease in a complaint against an International Finance Corporation (IFC)-funded ethanol project in Nicaragua. In addition to obtaining medical supplies and funding for an epidemiological study from the project owner, CIEL achieved systemic reforms by the IFC in how it evaluates risks for its projects.
- CIEL organized and led a ground-breaking workshop of high-level global human rights and climate change experts to identify and evaluate practical ways to protect human rights in the context of climate change, as well as to make commitments to undertake action. Many practical steps have already been taken to give effect to this critical relationship.
- CIEL continued to advise bodies of the United Nations on content and procedures that enable forest-dependent communities to have a voice in the conception and implementation of the climate change mitigation tactic of Reducing Emissions from Deforestation and Forest Degradation (REDD). We aim to ensure that indigenous peoples are engaged through the doctrine of Free, Prior and Informed Consent (FPIC) and that a robust structure exists for expressing grievances.

FOR 20 YEARS, CIEL HAS UNDERSTOOD THE INTERCONNECTEDNESS OF OUR PLANET'S SOCIAL AND ECOLOGICAL SYSTEMS, AND SEES COLLABORATION, LEGAL ACTION, AND PUBLIC INTEREST ADVOCACY AS ESSENTIAL MEANS TO PROTECT THOSE SYSTEMS.



For 20 years, CIEL has understood the interconnectedness of our planet's social and ecological systems, and sees collaboration, legal action, and public interest advocacy as essential means to protect those systems. We've helped underrepresented peoples have a greater voice in global decision-making processes; we've brought people together to promote

cooperation among groups; and we've given advice in venues where world-changing decisions are being made. CIEL acts with the knowledge that deterioration in the environment, health, or human rights in one community impacts the consciousness of humankind as a whole.

CIEL's strengths and experience have made it an effective player during changing times, but we would not have been successful without you. We want to take this opportunity to express the deep appreciation of all of us at CIEL to our supporters who have stood by us. Uncertainty is inherent in the landscape where we work, but we are anchored by the steady support of those who believe in and vouch for us. We value the opportunity that your support offers us to envision how CIEL will make a difference in the years to come.

A handwritten signature in dark ink, appearing to read "Daniel Magraw".

Daniel Magraw
President and CEO

A handwritten signature in dark ink, appearing to read "Kenneth Berlin".

Kenneth Berlin
Chair of the Board of Trustees

ACHIEVEMENT PROTECT

2009 ACHIEVEMENTS

Throughout 2009, CIEL steadfastly worked to protect the environment and human health and advocated for the rights and welfare of individuals and communities. Our work focuses on four strategic areas.

Protecting the Global Environment and Human Health. CIEL uses and strengthens international environmental law, for example, the conservation of biological diversity, mitigation of climate change, protection of endangered species, and the control and elimination of toxic chemicals. We seek to advance a responsible international framework for regulating nanotechnologies as well as to protect our oceans and the marine life they harbor. CIEL's achievements in 2009 include:

- Continuing as a world leader in protecting individuals and communities from toxic chemicals. CIEL worked with the United Nations Environment Programme (UNEP) to lay the groundwork for negotiations of a new multilateral treaty on mercury, a highly toxic pollutant that threatens human health throughout the world, especially of children. CIEL developed several of the key UNEP documents and strategies upon which the preparatory negotiations were based and, as a member of the UNEP secretariat, assisted governments in achieving consensus on a path forward for the treaty negotiations. CIEL also was pivotal in building momentum for reform of the U.S. Toxic Substances Control Act, developing the foundation for a new national policy to control dangerous chemicals.
- Playing a significant role in helping shape what has become an unprecedented chapter in preventing and coping with climate change in the evolution of international law. We produced many documents and provided legal and policy expertise to influence negotiations, inform the work of our wide network of partners, and help focus the substantive discussions on issues such as international legal architecture, compliance, forests, human rights, transparency, trade, and intellectual property rights and technology transfer. CIEL attorneys led both the Legal and Technology Working Groups of the Climate Action Network, and we took the lead coordinating an analysis of how to design a new compliance mechanism for the post-2012 period. CIEL also provided assistance to the secretariat of the United Nations Framework Convention on Climate Change (UNFCCC) on options for the post-2012

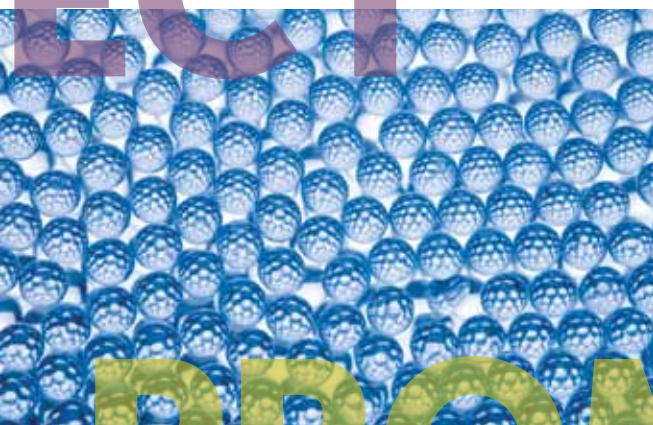


legal architecture of the climate regime. We assisted members of indigenous communities and non-governmental organizations (NGOs) in the drafting of textual proposals and official interventions during negotiations on REDD, and we advised the United Nations on REDD-related issues such as designing an effective accountability mechanism.

- Emerging as a world leader in the effort to ensure that nanotechnologies and manufactured nanomaterials, i.e., those at an atomic or molecular scale, are regulated safely at the national and international levels. CIEL spearheaded successful efforts to attain the adoption of a resolution by the 2nd International Conference on Chemicals Management (ICCM-2) that calls for an open and transparent process to address nanotechnologies. The resolution also asks intergovernmental organizations, including the Organization for Economic Co-operation and Development, to engage in an international dialogue with stakeholders to gain further understanding of nanotechnologies; and it asks governments and other stakeholders to develop a report on nanotechnologies that will, in particular, review issues of importance to developing countries for ICCM-3 in 2012.

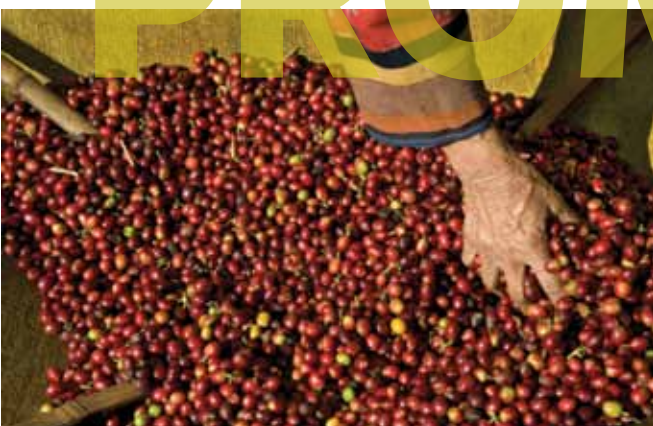
Promoting Human Rights and Environmental Justice. We strive to integrate the concerns of environmental justice and human rights into law and policy. We address specific threats to citizens and local communities, as well as broader structural threats to environmental justice and sustainable development,

NTS ECT



CIEL WORKS TO DESIGN AND STRENGTHEN INTERNATIONAL ENVIRONMENTAL AND HEALTH LAW, INCLUDING THE CONSERVATION OF BIOLOGICAL DIVERSITY, MITIGATION OF CLIMATE CHANGE, PROTECTION OF ENDANGERED SPECIES, AND THE CONTROL AND ELIMINATION OF TOXIC CHEMICALS.

PROMOTE



working in partnership with human rights and environment advocates around the world. CIEL's achievements in 2009 include:

- Continuing to lead the effort to establish and elaborate the relationship between human rights and climate change and catalyze practical measures to protect human rights in the context of climate change. CIEL organized and led a groundbreaking workshop in which 20 of the world's top human rights and climate change experts discussed how to put into practice the human rights aspects of climate change. This workshop led directly to commitments by experts to take action and to the initiation of practical steps not only by those experts but also by the secretariat of the UNFCCC, the Office of the High Commissioner for Human Rights, the Committee on Economic, Social and Cultural Rights, the special rapporteurs on various human rights acting jointly, and others. This on-the-

ground work carries forward CIEL's innovative work in securing recognition that climate change affects human rights and in detailing the substantive content of that relationship.

- Working to protect the rights of indigenous peoples. In addition to our work on REDD mentioned previously, CIEL participated in the Indigenous Peoples' Global Summit on Climate Change in Alaska and the International Expert Workshop on Indigenous Peoples' Rights, Corporate Accountability and the Extractive Industries, which was co-organized by the Secretariat of the UN Permanent Forum on Indigenous Issues and Indigenous Peoples' International Centre for Policy Research and Education (Teetebba). CIEL also participated in the International Conference on Extractive Industries and Indigenous Peoples organized by Teetebba.

- Continuing our advocacy for access to information and public participation in investment cases, as well as in all aspects of international dispute settlement. CIEL obtained a precedent-setting order from an International Centre for Settlement of Investment Disputes arbitration tribunal that, for the first time, required disputing parties to disclose key legal filings to NGOs despite the strong objections of those parties, so that CIEL and others would have that essential information while writing an *amicus curiae* brief. CIEL also advocated for greater transparency and public participation through speeches, papers and involvement in other disputes, such as a case involving mining law and regulations in the context of South Africa's Black Economic Empowerment policy—a case that also concerned important substantive questions about governments' ability to regulate to protect health, safety, and the environment.

Reforming International Economic Law, Policy, and Institutions. Through integrated efforts from the local to the global level, CIEL seeks to ensure that progress toward sustainable development is supported—and not undermined—by international economic laws, policies, and institutions. We are leaders with respect to reforming International Financial Institutions, as well as on issues of Intellectual Property, ensuring that sustainable development and poverty-alleviating concerns are included in on-going processes. Additionally, our Trade and Sustainable Development Program works to reform international trade rules, institutions, and policies to promote sustainable trade and investment. CIEL's achievements in 2009 include:

- Strengthening the World Bank Inspection Panel by increasing opportunities for affected communities to participate in the Inspection Panel process and for improved monitoring of Bank management's response to Inspection Panel reports. We also help secure a commitment from the Inter-American Development Bank to reform its Independent Investigation Mechanism to ensure greater responsiveness to community concerns, as well as a commitment from the Asian Development Bank to conduct a review of its "country systems" approach.
- Helping ensure that the U.S. Private Overseas Investment Corporation (OPIC) has binding environmental, social, and transparency policies, and securing a commitment that OPIC will reduce the greenhouse gas emissions of its projects.
- Protecting indigenous and local communities in Nicaragua and achieving systemic change in how the IFC evaluates risk. We represented former sugarcane workers in a complaint against an IFC-funded sugarcane plantation ethanol project. The former sugarcane workers are affected by an epidemic of chronic kidney disease. Because the sugarcane corporation had received a loan from the IFC, we were able to use its accountability mechanism to force the corporation to address the communities' concerns. We obtained an agreement from the project owner to provide medical supplies, food, and funding for an independent epidemiological study to ascertain the cause of the disease.
- Providing legal counsel and services to indigenous communities affected by mining in Guatemala, and helping lead an international network of civil society organizations working to support the communities.



RM



RENGTHEN



2009 Goldman Prize Recipients from Suriname at CIEL

THROUGH INTEGRATED EFFORTS FROM THE LOCAL TO THE GLOBAL LEVEL, CIEL SEEKS TO ENSURE THAT PROGRESS TOWARD SUSTAINABLE DEVELOPMENT IS SUPPORTED—AND NOT UNDERMINED—BY INTERNATIONAL ECONOMIC LAWS, POLICIES, AND INSTITUTIONS.

Strengthening Expertise and Capacities in Environmental Law.

CIEL continued to grow expertise in international environmental law and expand the pool of dedicated public interest environmental lawyers. Our purpose to share knowledge and build the capacity of civil society, especially in developing countries, to promote positive change. All people need the legal tools to ensure that their voices matter. This is especially true for indigenous and other local communities that are often marginalized by legal, political, and economic forces. Achievements in 2009 include:

- Reforming U.S. trade policy by pressuring the government to make the environmental, health, and safety aspects of its public advisory processes more effective.
- Working with delegates of developing countries, and hosting workshops and discussions relating to ongoing negotiations and processes in intellectual property, market access, and technology transfer. We participated in the World Intellectual Property Organization (WIPO) General Assembly, successfully advocating for a new mandate for the Intergovernmental Committee (IGC) on Intellectual Property, Genetic Resources, Traditional Knowledge and Folklore. The new mandate calls for the IGC to work toward one or more international agreements for the effective protection of genetic resources, traditional knowledge, and folklore, issues of great importance to developing countries.
- Continuing our vibrant intern program. We provided hands-on experience to 35 law school students and recent graduates from 19 countries.
- Inaugurating an annual conference on Developments in International Environmental Law with American University's Washington College of Law (WCL). The conference commemorated CIEL's 20th anniversary and built on CIEL's unique 20 year relationship with WCL. The conference focused on the linkage between climate change and human rights, and it was launched as we celebrated the 60th Anniversary of the Universal Declaration on Human Rights. Attendance included a wide variety of international environmental law practitioners and representatives from NGOs, governments, intergovernmental organizations, and private practice, as well as students and professors from the United States and abroad.

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STAFF

(July 1, 2008 through June 30, 2009)

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*Director of Finance and
Administration*

Cameron S. Aishton
Administrator

Niranjali Amerasinghe
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Johanna Borcic
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Kristen M. Genovese
Senior Attorney

Melissa L. Hippler
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Anne M. Perrault
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Sofia Plagakis
Program Associate

Stephen J. Porter
Senior Attorney

Erika Rosenthal
Senior Attorney

Dalindyebo Bafana Shabalala
Staff Attorney, Geneva

Glenn M. Wiser
Senior Attorney



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New York City

Siwon Park
Law Offices of Jun Wang

Jose Pertierra and Julia Toro
Law Offices of Jose Pertierra

Mi Puyang
Puyang & Associates LLC

FINANCIALS

Statement of Financial Position For Fiscal Year Ending June 30, 2009

Assets:

Current Assets

Cash & Cash Equivalents	\$1,770,136
Foundation Pledges Receivable, Current	217,522
Other Grants and Contracts Receivable	40,006
Miscellaneous Receivables	3,801
Prepaid Expenses	21,655
Total Current Assets	\$2,053,120

Other Assets

Property & Equipment, Net	83,328
Deposits	19,666
Long-Term Investments	7,264
Total Assets	\$2,163,378

Liabilities and Net Assets:

Current Liabilities

Accounts Payable	\$48,388
Accrued Employee Benefits Payable	54,387
Deferred Revenue from Contracts	68,121
Deferred Lease Liability	90,721
Total Liabilities	\$261,617

Net Assets

Unrestricted Net Assets	\$607,695
Temporarily Restricted Net Assets	1,294,066
Total Net Assets	\$1,901,761
Total Liabilities and Net Assets	\$2,163,378

Audited financial statements are available on CIEL's website (CIEL.ORG) or upon request.

Auditors/Certified Public Accountants:
Watkins, Meegan, Drury & Company, L.L.C.
7700 Wisconsin Avenue, Suite 500
Bethesda, MD 20814-3556

Comparative Statement of Activities and Change in Net Assets For Fiscal Year Ending June 30, 2009

Revenue:

Foundation Grants and Contracts	\$1,416,339
International Government Grants and Contracts	155,323
Other Grants and Contracts	447,170
Salaries In-Kind	192,895
Contributions	70,901
Investment Income	38,614
Miscellaneous Income	59,417
Total Revenue	\$2,380,659

Expenses:

Program Services:

Protecting the Global Environment & Human Health:

Climate Change Program	\$460,057
Chemicals Program	432,562
IPEN Secretariat	723,155
Biodiversity and Wildlife Program	17,295

Reforming International Economic Law, Policy and Institutions:

Trade and Sustainable Development Program	667,463
International Financial Institutions Program	224,410

Promoting Human Rights and Environmental Justice:

Human Rights Program	38,109
Law and Communities Program	29,630

Strengthening Expertise and Capacities in Environmental Law:

Miscellaneous Projects	77,974
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Total Program Services	\$2,670,655
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Supporting Services:

General and Administrative	\$92,596
Fundraising	155,456

Total Expenses	\$2,918,707
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Changes in Net Assets	\$(538,048)
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Beginning Net Assets	\$2,439,809
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Ending Net Assets	\$1,901,761
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SUPPORTER

CIEL SUPPORTERS

(July 1, 2008 through December 31, 2009)

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Swiss Federal Office for the Environment (FOEN)
Tikvah Fund/Tides Foundation
United Nations Environment Programme (UNEP)
United Nations Framework Convention on Climate Change (UNFCCC)
United States Department of State
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WestWind Foundation
Wilderness Society
World Bank
World Resources Institute
Zambia Government

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AWARD

2008 INTERNATIONAL ENVIRONMENTAL LAW AWARD

Antonio A. Oposa, Jr., is the 2008 recipient of CIEL's International Environmental Law Award, which recognizes an individual who has made an outstanding contribution toward achieving solutions to environmental problems through international law. Tony, President of The Law of Nature Foundation, is one of Asia's leading voices in the global arena of environmental law. He pioneered the practice of environmental law in the Philippines, and his work is known locally and internationally for establishing, in the highest court of law, the principle of inter-generational responsibility—the tenet that this present generation has a responsibility to protect the environment for future generations. He is an effective and respected lawyer and activist for forest and marine protected areas in his native country.



Tony Oposa, far right.

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Special thanks to all our Combined Federal Campaign (CFC #10417) contributors!!!

Please remember CIEL in your will!

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