

Dr Ben Pontin

UCL Centre for Law and the Environment and Private Law Group

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**THE COEVOLUTION OF NUISANCE
AND ENVIRONMENTAL
REGULATION**

Contextual Sources

Pontin, *Nuisance Law and Environmental Protection* (2013)

Pontin, 'Common Law Clean up of the Workshop of the World' (2013) 40 *Journal of Law and Society* 173-198

Rosenthal, *River Pollution Dilemma in Victorian England: Nuisance versus Economic Efficiency* (2014)

Nuisance law – a tort

Environmental regulation – a policy tool

‘ENVIRONMENTAL’ NUISANCE INJUNCTIONS

Dicta of William Page Wood VC

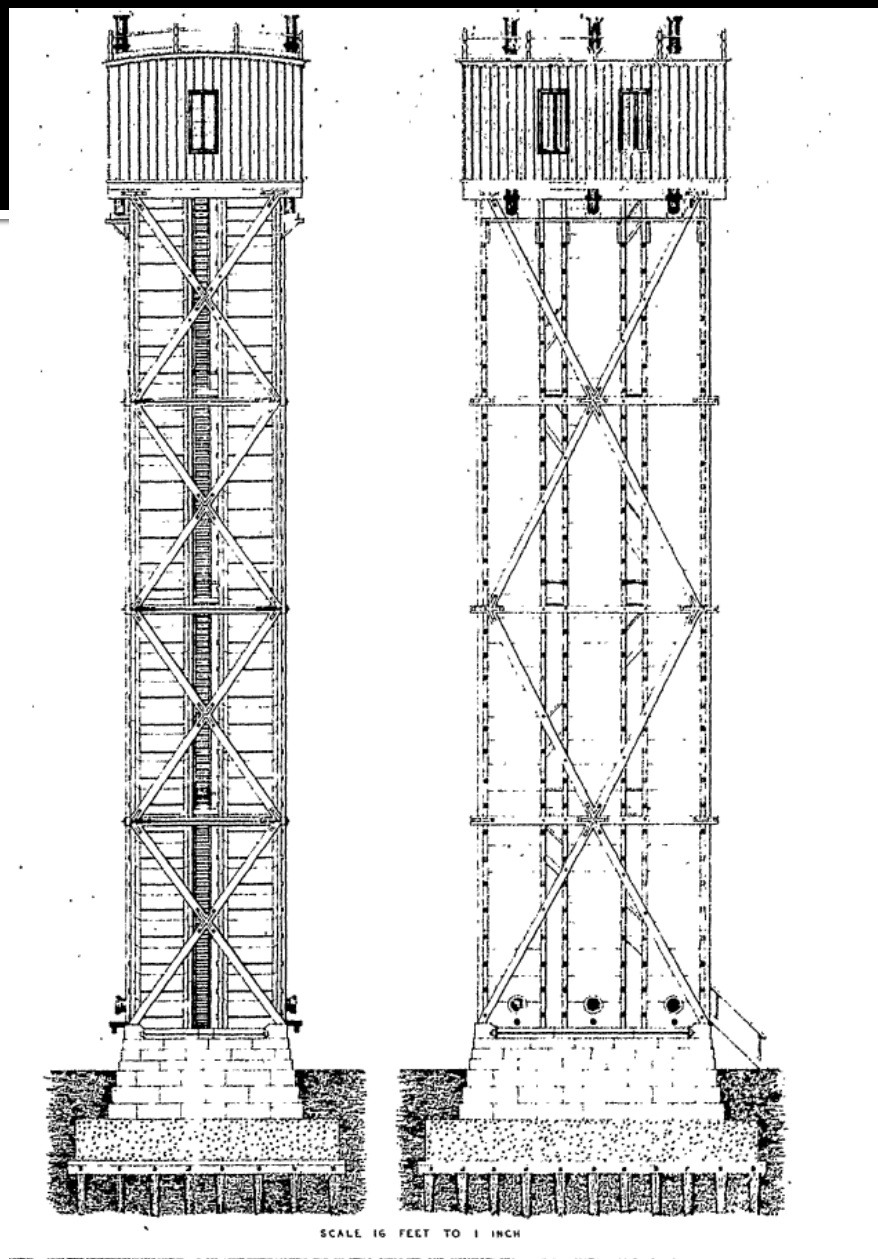
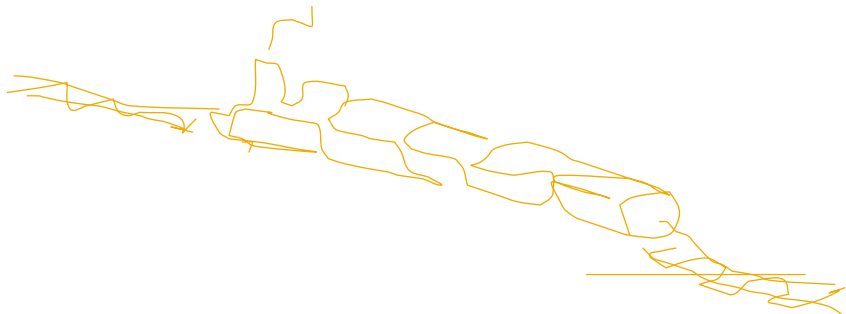
‘How the town is to be drained is up to the Corporation to **discover**’ (Birmingham (1858))

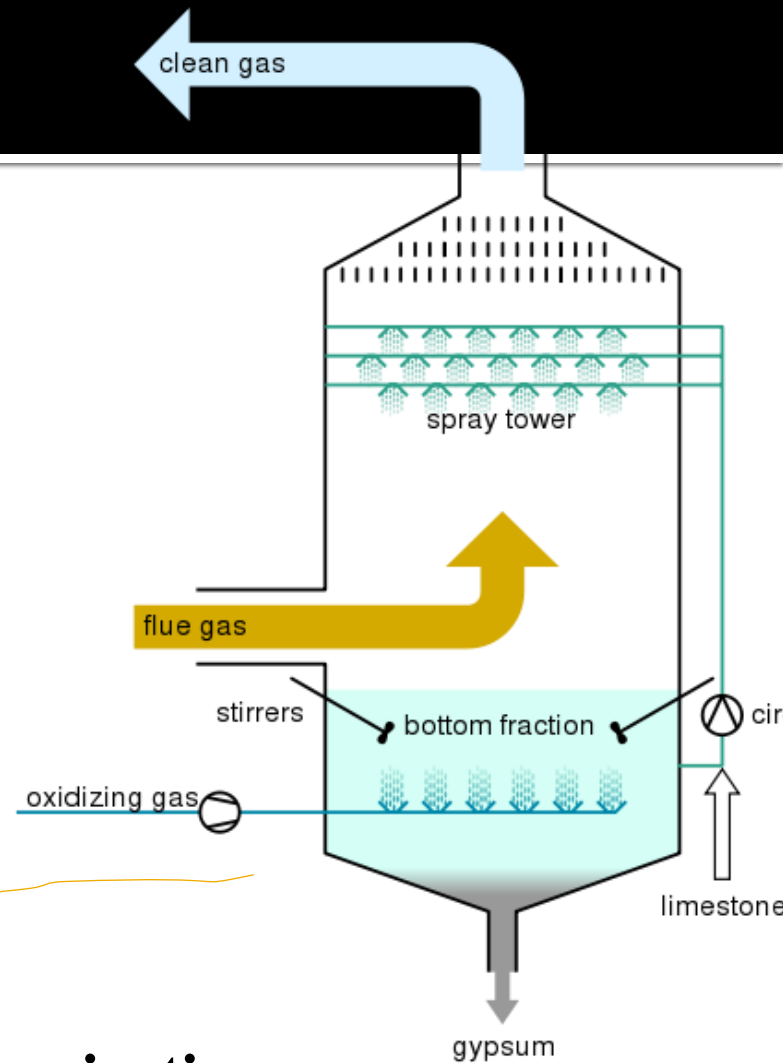
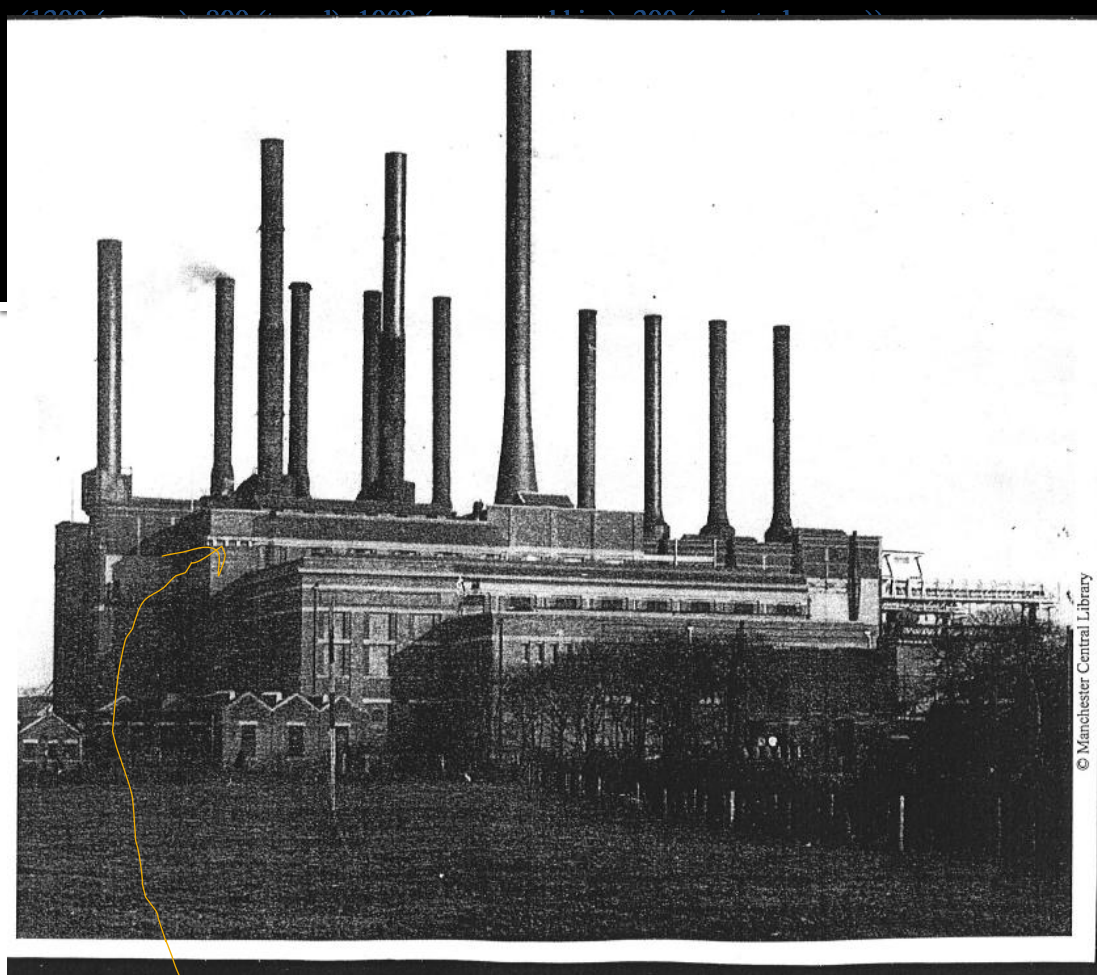
‘[No clean technology?] **Invent one**’ (Broadbent (1856), upheld by HL (1859)).

‘Before granting an injunction compelling *the sudden stoppage of works* like these...the Court, by way of an indulgence, would afford the Defendants *every* conceivable facility to enable them to remedy the evil’

(Page Wood VC in *Birmingham*)

Alkali Inspector 1st Annual Report (1864)

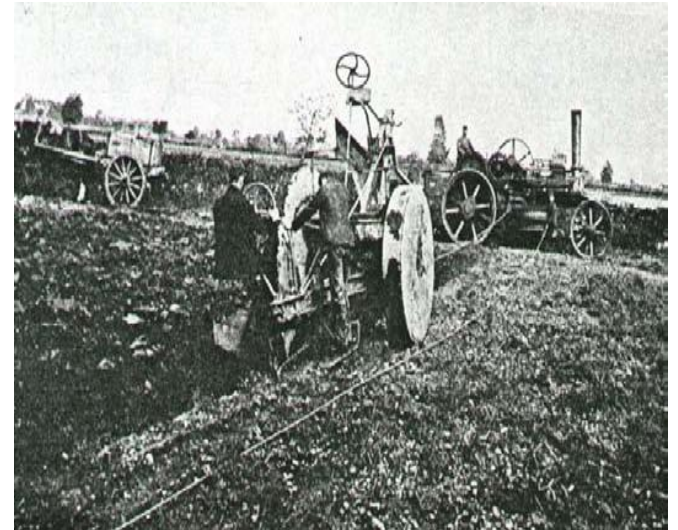
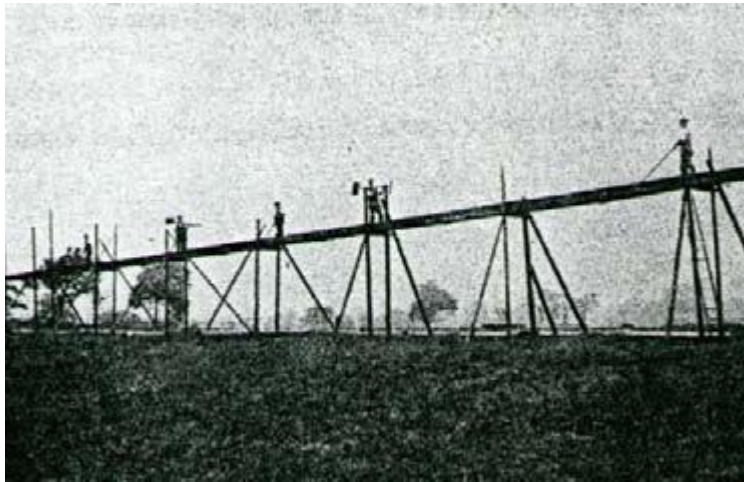




Flue gas desulphurization:
Farnworth v Manchester Corporation (1929)

Sewage Treatment System

Attorney General v Birmingham Corporation (1858)





IMPACT OF INJUNCTIONS

Never absolute cessation of the wrong-doer's
enterprise

Rather, choose/discover way of being a good
neighbour