



UiO • Faculty of Law
University of Oslo

Introduction to Regulatory Ecology and the Law

Professor Beate Sjøfjell, 12 October 2022

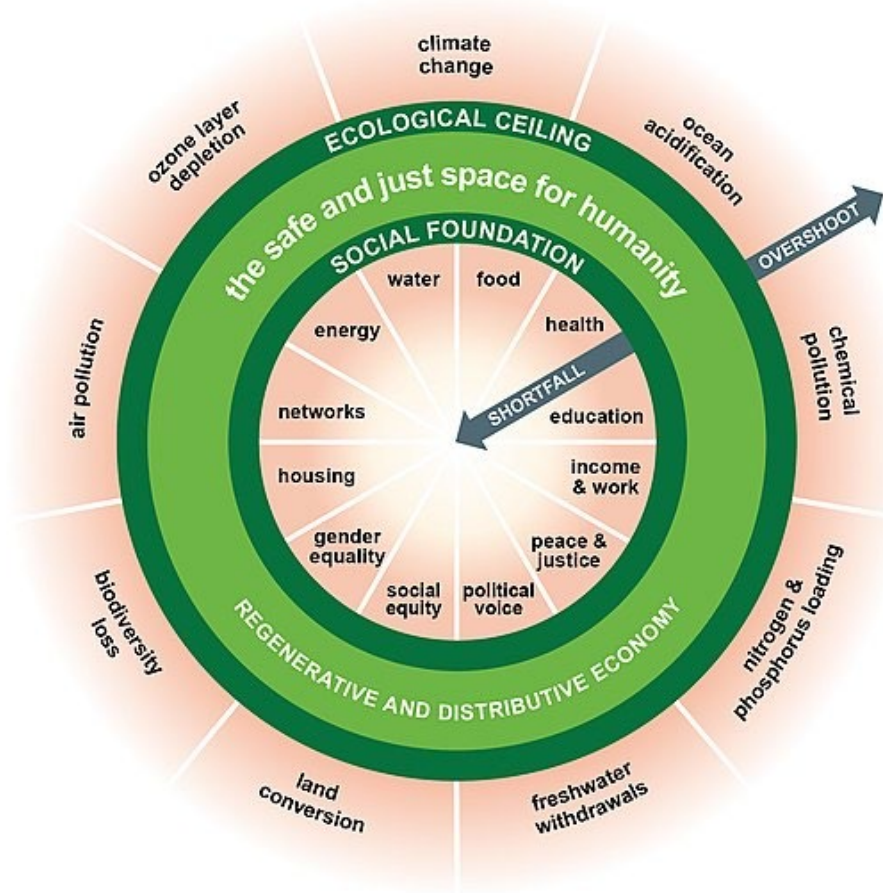


 **@BeateSjafjell**
 **@Sustainabltylaw #PhDseminar2022**

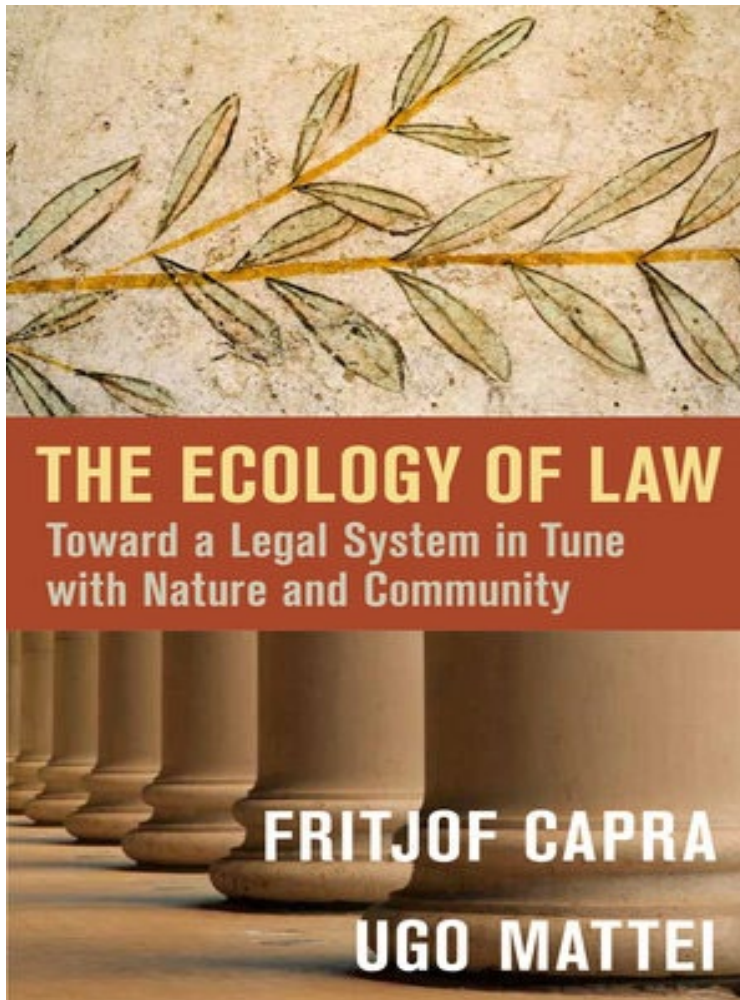
SSRN: <https://ssrn.com/author=375947>

Overview of my presentation

- Sustainability as an overarching goal
- Law's role and why law is failing
- The regulatory ecology approach
 - How that come into our work
 - Introducing regulatory ecology
 - How we have used regulatory ecology
 - Examples of using the regulatory ecology lens
 - What we will hear about through the day



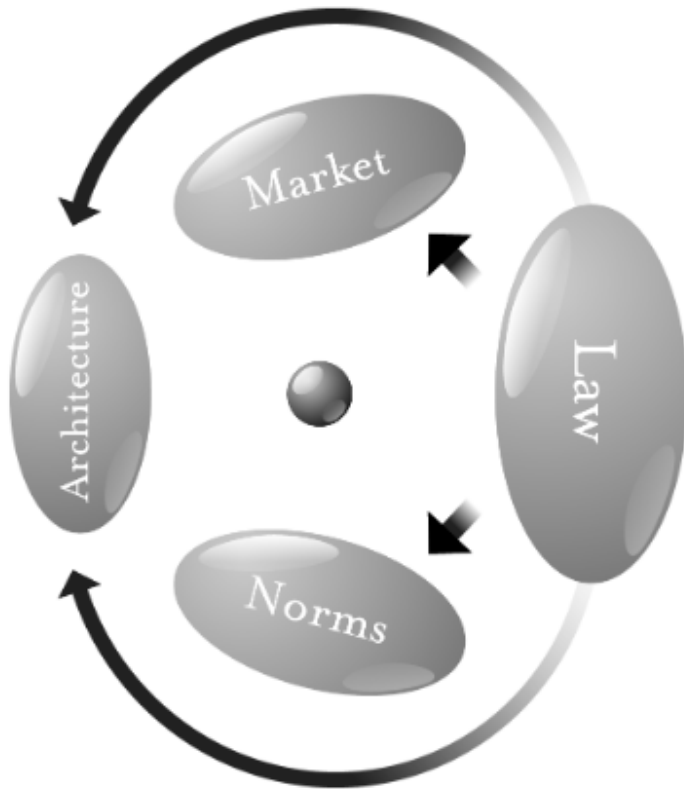
Source: Raworth 2017;
Leach, Raworth &
Rockström 2013



Law's potential and law's failure

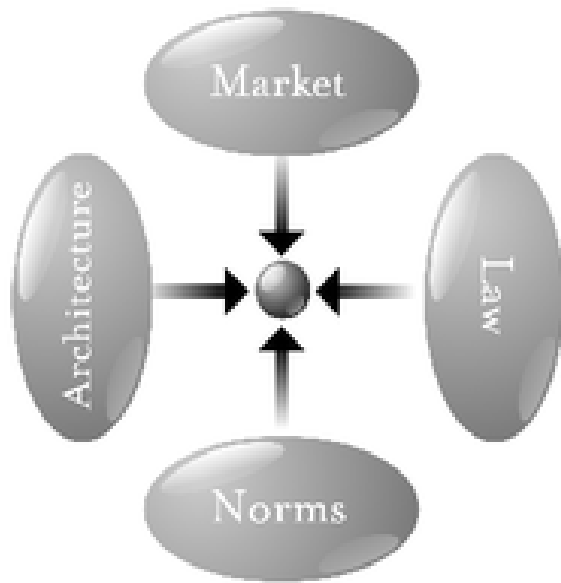
- Amongst society's most powerful tools
- A mechanistic and siloed approach
- Property and power – rather than commons and community
- Rigid, backward-looking
- Path-dependent perpetuation of inequality
- Inverted relationship between competence of law and need for regulation
- B. Sjøfjell, [Sustainability and Law in the Anthropocene](#), 2022

Regulation: not law *or* markets – but law *and* other modes of regulation



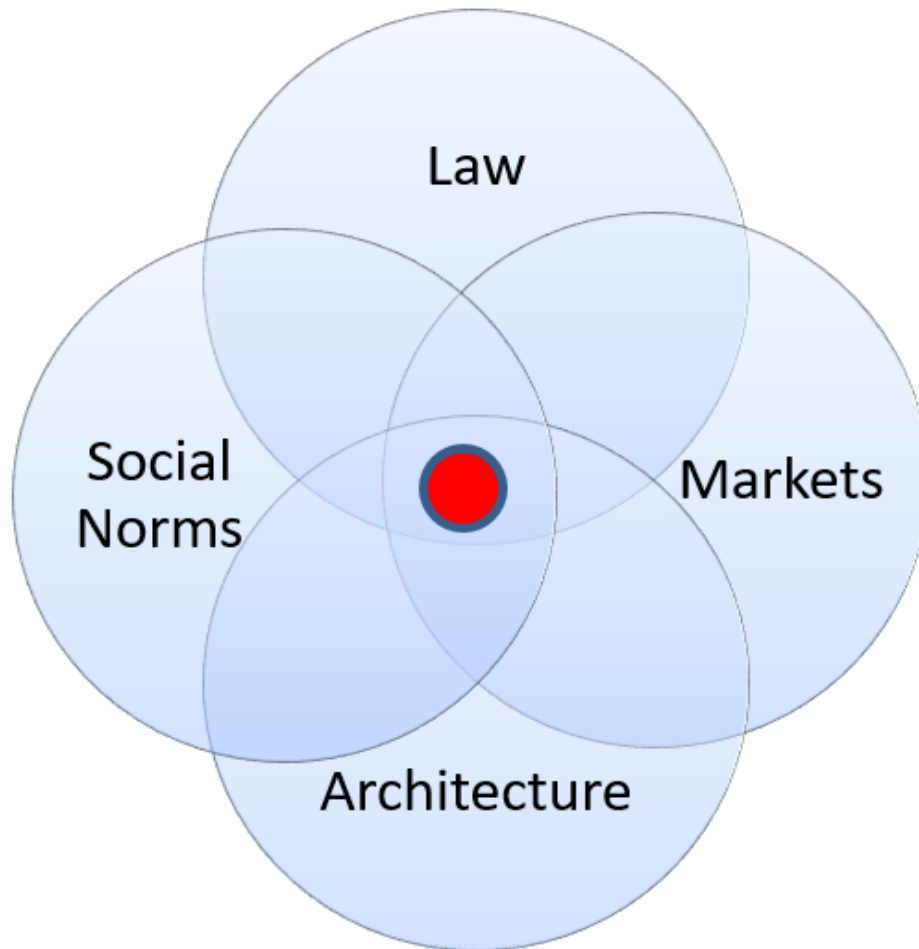
- L. Lessig, '[The New Chicago School](#)', *The Journal of Legal Studies* (1988)
- L. Lessig, [Code and Other Laws of Cyberspace](#) (1999)

‘Regulatory ecology’



- I. Hosein et al. 2003) ‘Regulating Architecture and Architectures of Regulation: Contributions from Information Systems’, *International Review of Law, Computers & Technology*, 17(1):85–97.
- M. van der Velden (2006), ‘A license to know: Regulatory tactics of a global network’. *Cultural Attitudes Towards Communication and Technology* 555–563

Regulatory ecology in SMART



- From Sustainable Companies to SMART
- B. Sjøfjell & M. Taylor (2015) ['Planetary Boundaries and Company Law: Towards a Regulatory Ecology of Corporate Sustainability'](#)
- B. Sjøfjell & M. Taylor (2019), ['Clash of Norms: Shareholder Primacy vs. Sustainable Corporate Purpose'](#)

Ensuring sustainability is EU's overarching objective and greatest challenge

[Blogging for Sustainability](#)

Sustainability Law website:
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My SSRN author page:
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