

Contents

Introduction: The Supersession of Historical Injustices — 1

- 1 Redistribution, Reparation, and the Temporal Orientation of Justice — **4**
- 2 Challenges to the Supersession Thesis — **7**
- 2.1 The Conquest of the Desert — **8**
- 2.2 Climate Change and the Distribution of Climate Burdens — **12**
- 3 Outline of the Project — **15**

Chapter 1

From Historical Injustices to Present Responsibilities — 23

- Introduction — **23**
- 1 Individual Reparative Claims for Compensation — **28**
- 1.1 Compensation and the Non-Identity Problem — **28**
- 1.2 The Threshold Conception of Harm and Compensation — **30**
- 1.3 The Combined Conception of Harm and Compensation — **31**
- 2 Collective Claims and the Endurance of Groups over Time — **33**
- 2.1 Numerical and Qualitative Group Identity — **33**
- 2.2 Divisions and Fusions among Indigenous Peoples — **38**
- 2.3 The Endurance of Indigenous Peoples into the Present — **43**
- 3 Reparations and Collective Inheritance — **48**
- Conclusion — **55**

Chapter 2

Political Sovereignty, the Principle of Proximity, and Institutional Reconciliation — 58

- Introduction — **58**
- 1 The Principle of Proximity — **61**
- 2 Proximity and the Conquest of the Desert — **64**
- 3 Sovereignty and the Supersession Thesis — **68**
- 4 The Supersession of Indigenous Claims for Self-Determination — **70**
- 5 Two Dimensions of Legitimacy — **74**
- 6 Partial Supersession and Institutional Alienation — **77**
- 7 Institutional Reconciliation — **81**
- 7.1 Empowering Indigenous Peoples — **82**
- 7.2 Institutional Healing — **87**
- Conclusion — **90**

Chapter 3

Land, Distribution, and Corrective Justice — 92

Introduction — 92

- 1 Distributive Justice, Corrective Justice, and Land — 93
 - 2 Land and the Supersession Thesis — 95
 - 3 On the Normative Relationship between Distributive and Corrective Justice — 101
 - 4 Corrective Justice: Grounds of Liability — 107
 - 5 Corrective Justice: Grounds of Recovery — 112
 - 6 Grounds and Modes of Recovery: The Continuity Thesis — 120
 - 7 The Strength of the Reasons for Symbolic Compensation — 123
- Conclusion — 126

Chapter 4

Climate Change and Intergenerational Justice — 130

Introduction — 130

- 1 The Relevance of the Future: Causing Bad Consequences to Future People — 132
 - 1.1 The Rights of Future People — 136
 - 1.2 The Threshold Conception of Harm — 137
 - 1.3 Needs-based Sufficiencyarianism — 140
 - 2 The Weight of the Past: Historical Emissions of Greenhouse Gases — 144
 - 3 International Distribution of Climate Burdens — 147
 - 4 The Community Pays Principle — 150
- Conclusion — 154

Chapter 5

Climate Enrichment — 156

Introduction — 156

- 1 Remedial Responsibility and Climate Enrichment — 157
 - 2 Climate Enrichment — 158
 - 2.1 The Benefit Condition — 159
 - 2.2 The *At the Expense of* Another Party Condition — 160
 - 2.3 The Unjust Factor Condition — 167
- Conclusion — 176

Chapter 6

International Justice and Climate Restitution — 179

Introduction — 179

- 1 Defences Against the Duty of Restitution — 180
- 1.1 Chronological Unfairness — 181
- 1.2 Benefits and Excused Ignorance — 185
- 1.3 Benefits, Substitutes and Restitution — 190
- 1.4 Benefits, Life Plans, and Status-Quo Expectations — 194
- Conclusion — 198

Chapter 7

Climate Change and the Supersession Thesis — 200

- Introduction — 200
- 1 From Public Bads to Public Evils — 201
- 2 The Moral Hazard Objection and Duties of Restitution — 204
- 3 Future Supersession — 207
- 4 Reparation and the Passage of Time — 211
- 5 Reparation in Distributively Just Worlds — 214
- Conclusion — 216

Conclusion: The Temporal Dimension of Justice — 218

Bibliography — 224

Index — 241

