

## **SAMPLE ENTRANCE EXAM TEST 2**

### State Responsibility in an Environmental Disaster

Background: State X is a coastal state with a significant fishing industry and a marine ecosystem that supports diverse marine life. State Y is an industrial state located upstream of State X. Recently, an industrial accident occurred in State Y, resulting in a large-scale release of toxic chemicals into a river that flows into the sea, affecting State X's coastal waters and marine resources.

The government of State X believes that State Y is responsible for the environmental disaster and the resulting harm to its marine ecosystem and fishing industry. The government of State X is considering pursuing a claim against State Y under the Law of State Responsibility.

#### Task:

As a legal advisor to the government of State X, provide a comprehensive analysis of State X's potential claim against State Y under the Law of State Responsibility. In your analysis, address the following points:

1. Discuss the legal principles of State Responsibility under international law.
2. Identify the elements that must be established to prove State Y's responsibility for the environmental disaster and resulting harm to State X.
3. Consider any available defenses that State Y may raise.
4. Discuss the potential remedies that State X may seek.