# 1AC

### 1

#### Interp – the aff must only defend that the appropriation of outer space by private entities is unjust.

#### Private entities are non-governmental.

Dunk 11 Von Der Dunk, Frans G. "1. The Origins Of Authorisation: Article VI Of The Outer Space Treaty And International Space Law." National Space Legislation in Europe. Brill Nijhoff, 2011. 3-28. (University of Nebraska)//Elmer

4. Interpreting Article VI of the Outer Space Treaty One main novel feature of Article VI stood out with reference to the role of private enterprise in this context. Contrary to the version o fthe concept applicable under general international law, where 'direct state responsibility' only pertained to acts somehow directly attributable to a state and states could only be addressed for acts by private actors under 'indirect', 'due care' / 'due diligence' responsibility18, Article VI made no difference as to whether the activities at issue were the state's own ("whether such activities are carried on by governmental agencies" ...) or those of private actors (... "or by non-governmental entities"). The interests of the Soviet Union in ensuring that, whomever would actually conduct a certain space activity, some state or other could be held responsible for its compliance with applicable rules of space law to that extent had prevailed. However, the general acceptance of Article VI as cornerstone of the Outer Space Treaty unfortunately was far from the end of the story. Partly, this was the consequence of key principles being left undefined.

#### Violation – the aff defends [countries passing a ban/a multi-lateral agreement between states] which is beyond the scope of the resolution.

#### Negate for predictable limits and ground – allows defending any number of agreements and mechanisms which explodes predictable limits – shifts the topic to not appropriation good/bad but how we should end it which skews neg prep. They get a bunch of new advantage ground like multilateral governance good or PTD perception spill-over which lets them sidestep links.

#### TVA – defend [appropriation/space mining/etc] being bad without the [state ban/multilateral governance] part of the plan.

#### Voters:

#### Fairness and education are voters – debate’s a game that needs rules to evaluate it and education gives us portable skills for life like research and thinking.

#### Precision o/w – anything else justifies the aff arbitrarily jettisoning words in the resolution at their whim which decks negative ground and preparation because the aff is no longer bounded by the resolution.

#### Drop the debater – a) they have a 7-6 rebuttal advantage and the 2ar to make args I can’t respond to, b) it deters future abuse and sets a positive norm.

#### Use competing interps – a) reasonability invites arbitrary judge intervention since we don’t know your bs meter,

#### b) collapses to competing interps – we justify 2 brightlines under an offense defense paradigm just like 2 interps.

#### No RVIs – a) illogical – you shouldn’t win for being fair – it’s a litmus test for engaging in substance,

#### b) norming – I can’t concede the counterinterp if I realize I’m wrong which forces me to argue for bad norms, c) baiting – incentivizes good debaters to be abusive, bait theory, then collapse to the 1AR RVI, d) topic ed – prevents 1AR blipstorm scripts and allows us to get back to substance after resolving theory

#### Evaluate T before 1AR theory – a) norms – we only have a couple months to set T norms but can set 1AR theory norms anytime,

#### b) magnitude – T affects a larger portion of the debate since the aff advocacy determines every speech after it

### 2

#### Interp – the aff must only defend that the appropriation of outer space by private entities is unjust.

To calrify extra t bad

#### Violation – they’re extra topical – they defend \_\_ in addition to \_\_

#### 1] Ground – yes maybe this is how it would occur but that should be normal means evidence so we can contest it fiating an agreement allows the aff to gain non resolutional ground and not approation bad

#### 2] Limits – extra-topicality allows them to tack on infinite planks to artificially improve aff solvency and spike out of DAs, like fiating enforcement or random possible modifications to extraterrestrial property rights. The counter-interp sets a precedent that the scope of aff fiat doesn’t have to be bounded by the resolution, which outweighs on magnitude. No drop the arg – we shouldn’t have to always read T just to get back to what we should’ve been debating to begin with – it incentivizes adding random extra-t planks because there’s no punishment.

### 3

#### Interp; debaters must delinate (extempted vagueness for restrict)

#### 2] Neg Ground – without anything de-lineated in the 1AC – it can become as limiting or under-limiting as they deem strategic given the 1NC which makes Negative prep impossible since they will always shift the ground of “what produces debris”. Fairness is a voter since its necessary for Debate to continue to occur.

#### 3] At worst – auto-grant us competition for Links since they haven’t grounded a definition of the Plan which means any No Link is arbitrary – best remedy for vague and un-predictable Plan Texts.

### 3

#### Asteroids solve sustainable economic growth

Chris Taylor 19, a journalist who has served as the San Francisco correspondent for TIME magazine, and as senior editor at Business 2.0 magazine, graduate of the Columbia University Graduate School of Journalism, "The Asteroid Boom", Mashable, <https://mashable.com/feature/asteroid-mining-space-economy/>

We don’t have diamond planets in our solar system (and we can’t do interstellar missions), but we do have diamond-studded asteroids. Mine them for long enough and you will wear diamonds on the soles of your shoes.

For investors and entrepreneurs, there is the thrill of racing to be the first member of the four-comma club. (Neil deGrasse Tyson believes that the first trillionaire will be an asteroid mining mogul; Suarez isn’t sure whether they’ll be the first, but he suspects that asteroid mining “will mint more trillionaires than any industry in history.”)

For the regular guy or gal with a 401K, there’ll be a fast-rising stock market — inflated not by financial shenanigans this time, but an actual increase in what the world counts as wealth.

For workers, there is the promise of sharing in the untold riches, both legally and otherwise. It would be hard to stop miners attaining mineral wealth beyond their paycheck, under the table, when your bosses are millions of miles away. Then there’s the likelihood of rapid advancement in this new economy, where the miners fast gain the knowledge necessary to become moguls.

“After several tours in space working for others, perhaps on six-month or year-long contracts, it's likely that some workers will partner to set up their own businesses there,” says Suarez. “Either serving the needs of increasing numbers of workers and businesses in space, marketing services to Earth, or launching asteroid mining startups themselves.”

All in all, it’s starting to sound a damn sight more beneficial to the human race than the internet economy is. Not a moment too soon. I’ve written encouragingly about asteroid mining several times before, each time touting the massive potential wealth that seems likely to be made. And each time there’s been a sense of disquiet among my readers, a sense that we’re taking our rapacious capitalist ways and exploiting space.

Whereas the truth is, this is exactly the version of capitalism humanity has needed all along: the kind where there is no ecosystem to destroy, no marginalized group to make miserable. A safe, dead space where capitalism’s most enthusiastic pioneers can go nuts to their hearts’ content, so long as they clean up their space junk.

(Space junk is a real problem in orbital space because it has thousands of vulnerable satellites clustered closely together around our little blue rock. The vast emptiness of cislunar space, not so much.)

And because they’re up there making all the wealth on their commodities market, we down here on Earth can certainly afford to focus less on growing our stock market. Maybe even, whisper it low, we can afford a fully functioning social safety net, plus free healthcare and free education for everyone on the planet.

#### Extended decline causes multilateral meltdown – causes nuclear war, climate change, Arctic and space war.

McLennan 21 – Strategic Partners Marsh McLennan SK Group Zurich Insurance Group, Academic Advisers National University of Singapore Oxford Martin School, University of Oxford Wharton Risk Management and Decision Processes Center, University of Pennsylvania, “The Global Risks Report 2021 16th Edition” “http://www3.weforum.org/docs/WEF\_The\_Global\_Risks\_Report\_2021.pdf

Forced to choose sides, governments may face economic or diplomatic consequences, as proxy disputes play out in control over economic or geographic resources. The deepening of geopolitical fault lines and the lack of viable middle power alternatives make it harder for countries to cultivate connective tissue with a diverse set of partner countries based on mutual values and maximizing efficiencies. Instead, networks will become thick in some directions and non-existent in others. The COVID-19 crisis has amplified this dynamic, as digital interactions represent a “huge loss in efficiency for diplomacy” compared with face-to-face discussions.23 With some alliances weakening, diplomatic relationships will become more unstable at points where superpower tectonic plates meet or withdraw.

At the same time, without superpower referees or middle power enforcement, global norms may no longer govern state behaviour. Some governments will thus see the solidification of rival blocs as an opportunity to engage in regional posturing, which will have destabilizing effects.24 Across societies, domestic discord and economic crises will increase the risk of autocracy, with corresponding censorship, surveillance, restriction of movement and abrogation of rights.25 Economic crises will also amplify the challenges for middle powers as they navigate geopolitical competition. ASEAN countries, for example, had offered a potential new manufacturing base as the United States and China decouple, but the pandemic has left these countries strapped for cash to invest in the necessary infrastructure and productive capacity.26 Economic fallout is pushing many countries to debt distress (see Chapter 1, Global Risks 2021). While G20 countries are supporting debt restructure for poorer nations,27 larger economies too may be at risk of default in the longer term;28 this would leave them further stranded—and unable to exercise leadership—on the global stage.

Multilateral meltdown Middle power weaknesses will be reinforced in weakened institutions, which may translate to more uncertainty and lagging progress on shared global challenges such as climate change, health, poverty reduction and technology governance. In the absence of strong regulating institutions, the Arctic and space represent new realms for potential conflict as the superpowers and middle powers alike compete to extract resources and secure strategic advantage.29 If the global superpowers continue to accumulate economic, military and technological power in a zero-sum playing field, some middle powers could increasingly fall behind. Without cooperation nor access to important innovations, middle powers will struggle to define solutions to the world’s problems. In the long term, GRPS respondents forecasted “weapons of mass destruction” and “state collapse” as the two top critical threats: in the absence of strong institutions or clear rules, clashes— such as those in Nagorno-Karabakh or the Galwan Valley—may more frequently flare into full-fledged interstate conflicts,30 which is particularly worrisome where unresolved tensions among nuclear powers are concerned. These conflicts may lead to state collapse, with weakened middle powers less willing or less able to step in to find a peaceful solution.

### 4

#### CP: <Plan with modification for science>

#### CP: The appropriation of outer space by private entities for asteroid material collection for scientific study is just. The appropriation of outer space by private entities for other space mining is unjust.

#### Space samples are appropriated for scientific study—it’s uncontroversial as customary law but the plan bans it

**Pershing 19** (Abigail D., J.D. from Yale Law School. Robina Fellow at the Europcean Court of Human Rights. “Interpreting the Outer Space Treaty's Non-Appropriation Principle: Customary International Law from 1967 to Today,” 44 *Yale Journal of International Law* 149 2019)DR 22

The earliest hint of a change in customary international law relating to the interpretation of the non-appropriation clause came in 1969, when the United States first sent astronauts to the moon. As part of his historic journey, astronaut Neil **Armstrong** collected moonrocks that he brought back with him to Earth and promptly handed off to the National Aeronautics and Space Administration (NASA) as U.S. property.5 4 Later, the USSR similarly claimed lunar material as government property, some of which was eventually sold to private citizens.55

**These** first instances of space resource appropriation did not draw much attention, but they presented a distinct shift marking the beginning of a new period in State practice. Having previously been limited by their technological capabilities, States could now establish new practices with respect to celestial bodies. This was the beginning of a pattern of appropriation that slowly unfolded over the next few decades and has since solidified into the general and consistent State practice necessary to establish the existence of customary international law.

Currently, the U.S. government owns 842 pounds of lunar material.56 There is little question that NASA and the U.S. government consider this material, as well as other space materials collected by American astronauts, to be government property.5 7 In fact, NASA explicitly endorses U.S. property rights over these moon rocks, stating that "[1]unar material retrieved from the Moon during the Apollo Program is U.S. government property."

#### Private extraction key to study of space samples—costs

**OSI ND** (Outer Space Institute, network of world-leading space experts united by their commitment to highly innovative, transdisciplinary research that addresses grand challenges facing the continued use and exploration of space. http://outerspaceinstitute.ca/resources.html. No date but is referencing asteroid probes from 2021.)DR 22

Public-private partnerships are fostering the development of ISRU technology. NASA contracted [four private companies](https://www.nasa.gov/press-release/nasa-selects-companies-to-collect-lunar-resources-for-artemis-demonstrations/) to collect samples of regolith from the Moon’s south pole. Once collected, ownership of the samples will be [transferred to NASA in-situ](https://www.nasa.gov/press-release/nasa-selects-companies-to-collect-lunar-resources-for-artemis-demonstrations) as a move to kick-start space commerce and incentivize further investment in the development of ISRU technology. Additionally, [NASA awarded SpaceX](https://www.nasa.gov/press-release/as-artemis-moves-forward-nasa-picks-spacex-to-land-next-americans-on-moon) a $2.9 billion contract to build a human landing system that will carry astronauts to the lunar surface.

China has also made significant progress on the technological front with the success of their [Chang’e 5 spacecraft,](https://spaceflightnow.com/2021/01/01/chinese-mission-returned-nearly-4-pounds-of-lunar-samples/) which extracted a four-pound sample of lunar regolith and returned it to Earth.

The sample-return missions underway by [NASA](https://www.nasa.gov/osiris-rex) and [JAXA](https://www.hayabusa2.jaxa.jp/en/) serve as technological demonstrations of the possibilities, challenges, and dangers when interacting with asteroids. Other teams planning to do the same in the near future, some of which are commercial actors, will learn greatly from these missions

Mining asteroids could also become a very real prospect decades from now. New sample and return technology, namely the probes deployed by [JAXA](https://www.hayabusa2.jaxa.jp/en/) and [NASA,](https://www.nasa.gov/mission_pages/osiris-rex/about) have extracted material from the asteroids Ryugu and Bennu, respectively, and are returning it to Earth. Meanwhile, commercial launch companies, such as SpaceX, are drastically lowering the cost of launching equipment into space, making it accessible to a wider range of actors.

Despite[the declining investment into asteroid mining start-ups,](https://www.technologyreview.com/2019/06/26/134510/asteroid-mining-bubble-burst-history/) some ambitious companies remain waiting for a future date when it becomes economically feasible. In the meantime, they undertake other space activities, such as operating Earth imaging satellites, to maintain revenue streams.

Mining space resources, such as the Moon and asteroids, could greatly expand humanity’s knowledge about the origins of the solar system, the Earth, the abundance of water, and the origin of life. Ice and water-bearing minerals could be used to produce rocket fuel; fuel that, being sourced in space, will not need to be lifted – at great expense – out of Earth’s heavy gravity. Studying material from asteroids may also prove to be vital in humanity's defence against potential major impactors.

#### Specifically, SpaceX’s Starship enables sample collection at an unprecedented rate.

Heldmann et al 21 “Accelerating Martian and Lunar Science through SpaceX Starship Missions” May 2021 Jennifer L. Heldmann [NASA Ames Research Center, Division of Space Sciences & Astrobiology, Planetary Systems Branch], other authors listed in the article <https://surveygizmoresponseuploads.s3.amazonaws.com/fileuploads/623127/5489366/111-381503be1c5764e533d2e1e923e21477_HeldmannJenniferL.pdf> SM

Given the Starship’s anticipated low cost, high payload capacity, and potential for high flight cadence, the opportunities presented for planetary science missions have the potential to dramatically increase our progress towards NASA Planetary Science & Astrobiology goals and objectives. Building upon the NASA CLPS paradigm (Bussey et al. 2019), use of SpaceX Starships will allow for increased flights for science experiments, technology demonstrations, and capability development to enable human spaceflight missions through NASA partnership and purchase of flight payload accommodation. High priority science objectives as outlined in the Decadal Survey and NASA Strategic Plan for the Moon and Mars can uniquely be achieved through flights to lunar/Martian orbit and/or to the surface of these planetary bodies. In addition, Starship has the ability to deploy orbiters on approach. This capability would provide the opportunity to deliver either relatively large orbital assets with sophisticated remote sensing instrumentation and/or many smaller satellites that could serve a variety of purposes, including development of communications or meteorology networks.

Starship is designed to lift off from its planetary destination and return to Earth, thereby allowing not only the return of crew members but also the return of unprecedented quantities of lunar and Martian samples to Earth for scientific analysis. Because Starship can return tens of tons of payload from the surface of the Moon, the return sample mass of lunar samples from a single mission would dwarf the combined total returned mass of all lunar samples from all sample return missions to date. Many samples with greater sample variety will allow for more scientifically robust analytical studie

s in laboratories on Earth. Removing the need to severely high-grade and down-select samples on the Moon and Mars will also enable opportunistic science from returned samples to degrees previously not achievable. Never before has the science or exploration community had the potential to send such payload capacity to these destinations and return as much sample material as can be accommodated by Starship. The scientific progress achieved would be unprecedented.

#### Asteroid samples key to planetary defense

**Grove and Powell 20** (Phil Groves, producer of the award-winning documentary *Asteroid Hunters*. Corey Powell, reporter for discover magazine “We're Coming for the Asteroids. Are the Asteroids Coming for Us?” [https://www.discovermagazine.com/the-sciences/were-coming-for-the-asteroids-are-the-asteroids-also-coming-for-us November 30](https://www.discovermagazine.com/the-sciences/were-coming-for-the-asteroids-are-the-asteroids-also-coming-for-us%20November%2030), 2020)DR 22

Groves: The way I internalize that sort of thinking is an ounce of prevention is worth a pound of cure. You have a house. You buy a fire extinguisher, and the expense of that fire extinguisher relative to the overall cost of the house is pretty small. The amount of money that you would have to spend to send up a space telescope to look for asteroids so that we can find it before they find us, is pretty small compared to the overall economy of the world. When you go to sleep at night, you lock your front door. The chances of someone invading your house in the middle of the night is pretty minuscule as well, but you do it. This is the same thing, just on a grander scale.

And it doesn't even cost that much! NASA's budget for finding asteroids is probably less than what it costs to make **one** Hollywood asteroid-disaster movie.

Groves: That might be generous, by the way. NASA's budget for planetary defense in this past year is about 150 million bucks. Just about every Marvel movie made out there cost more than that. And this is the only natural disaster you can actually prevent from happening. You can't cork a volcano. You can't throw a net over a hurricane. You can't glue shut a fault line to stop earthquakes. But this we can stop.

What do you find most scientifically exciting about asteroids?

Groves: The coolest fact that I learned along the way [making Asteroid Hunters] is that the asteroid belt is a planet that never came to be because of this big gravitational bully called Jupiter. It jealously prevented a planet from ever taking shape because of its gravitational influences on planetesimals, which is what asteroids are. They're the leftover materials of construction of the planets of the solar system. The big gap between Mars and Jupiter is because of Jupiter's huge influence. It was the first planet to form, and it's the biggest. It kept things stirred up, gravitationally speaking, in that area, so the asteroids were never given a chance to come together and form a planet.

Then over the four-and-a-half billion years, most of the asteroids have either been sent packing outside of the solar system or sent inward, where they become impactors of the Moon and the Earth, not to mention Venus, Mercury, and Mars. Some also fall into the Sun. The asteroid belt today is maybe 1 percent of what it used to be. All of this stuff, it's a big ammo belt, just being flung outward and inward over the course of the eons.

It's an exciting time in **asteroid exploration**, with Hayabusa2 and OSIRIS-REx bringing asteroid samples back to Earth. Any thoughts **on these missions?**

Groves: They'll help us get an understanding of **the construction** of our solar system and maybe even the formation of life itself. A lot of these asteroids carry with them organic compounds. You want to know: Did they bring water to Earth and Mars and perhaps other planets?

What's also interesting about OSIRIS-REx is the asteroid it's investigating, Bennu, is one of these potentially hazardous asteroids I was referencing earlier. It's going to pass close to Earth in 2035. It's not going to hit then, but Earth's gravity could have some influence on its orbit around the Sun. After that, Bennu may become a real risk to our planet, and it's a pretty big asteroid. It’s about 500 meters across, more than 1,500 feet.

The images of Bennu are amazing. It's a diamond-shaped hunk of gravel.

Groves: It's a rubble pile, and **knowing that is an** important aspect of planetary defense. How you would mitigate the threat could depend on your understanding of the asteroid structure. Is it mostly metallic, like a big cannon ball? Or is it a rubble pile, where if you whack it too hard, it'll break apart? Then you'd have a pile of buckshot, which could be just as bad.

#### Core to deflection—poorly planned deflection makes collision more likely

**Andrews 21** (Robin George Andrews is a volcanologist and science writer based in London. His upcoming book Super Volcanoes: What They Reveal about Earth and the Worlds Beyond will be released in November 2021.“NASA’s DART Mission Could Help Cancel an Asteroid Apocalypse” <https://www.scientificamerican.com/article/nasas-dart-mission-could-help-cancel-an-asteroid-apocalypse/> November 18, 2021)DR 22

Mission planners are reasonably confident that DART’s hushed demise will successfully convey a billiardlike kick to Dimorphos, which seems hefty enough to be sufficiently squeezed by gravity’s clutches. But in the case of a slightly less substantial object, a kinetic impactor could just shoot right through, like a bullet through a cake, blowing it into small but still dangerous chunks. A successful deflection for such threats could require multiple, more gentle impacts rather than a one-and-done wallop.

Another huge unknown is Dimorphos’s appearance. It could be shaped like a potato, a dog bone, a rubber duck, [two bowling balls stuck together](https://www.scientificamerican.com/article/new-horizons-may-have-solved-planet-formation-cold-case/), or something else entirely. A colleague recently gifted Adams a donut-shaped fridge magnet, a wink to how often asteroids surprise scientists once unveiled up close by some deep-space robotic emissary. A near-spherical or even potatolike shape would be optimal for a clean hit, whereas the uneven distribution of mass from more **complex morphologies** would raise the chance of a glancing blow, one that could just “spin up the moonlet and not actually change its orbit,” says Olivier de Weck, a systems engineering researcher at the Massachusetts Institute of Technology.

In the specific and benign case of Dimorphos, all these uncertainties are mostly academic. But in the event of a deflection attempt for a true city-killer, they could prove critical. We could, for instance, **successfully deflect** a potentially hazardous asteroid only to inadvertently put it on a new orbit that makes it more likely to hit Earth in the long run. There are points in space around our planet known as gravitational keyholes, wherein Earth’s pull on the asteroid sets the errant space rock on an assuredly destructive journey. “Once you go through a keyhole, the probability of hitting the Earth is virtually 100 percent,” says de Weck. This, to put it mildly, constitutes a major hurdle for any preemptive strikes against nascent impact threats.

FOREWARNED IS FOREARMED

The emerging calculus is formidable indeed: Protecting ourselves from the most numerous and tricky (and thus most dangerous) space rocks requires more than making shots in the dark, especially when each “shot” is a multimillion-dollar deflection attempt. Ensuring **success** requires first scouting out the threat to learn any given space rock’s exact mass and ability to absorb a weighty impact.

Some of that work [can be done from Earth](https://www.scientificamerican.com/article/are-we-doing-enough-to-protect-earth-from-asteroids/), but as Dimorphos is deviously demonstrating, **tiny objects** are hard targets for remote studies. It is far better—albeit more difficult—to get up close and personal with any adversarial asteroid before trying to hit it at all. This was, in fact, ESA’s original plan, before schedule slips ensured that its reconnaissance spacecraft would arrive only after DART’s dramatic impact. In the future, miniaturized kinetic impactors could even be sent alongside scientific scouting missions, meant to merely nudge target asteroids to estimate how they would respond to more powerful deflective blows. “We have to go and characterize them better **before** we rest humanity’s fate in that one golden shot,” de Weck says.

#### Asteroid collisions cause extinction and nuclear miscalc

Baum 19 (Executive director of the Global Catastrophic Risk Institute, “Risk-Risk Tradeoff Analysis of Nuclear Explosives for Asteroid Deflection,” *Risk Analysis*, vol. 39, no. 11 (November 2019), p.2427-2442)DR 22

The most severe asteroid collisions and nuclear wars can cause global environmental effects. The core mechanism is the transport of particulate matter into the stratosphere, where it can spread worldwide and remain aloft for years or decades. Large asteroid collisions create large quantities of dust and large fireballs; the fire heats the dust so that some portion of it rises into the stratosphere. The largest collisions, such as the 10km Chicxulub impactor, can also eject debris from the collision site into space; upon reentry into the atmosphere, the debris heats up enough to spark global fires (Toon, Zahnle, Morrison, Turco, & Covey, 1997). The fires are a major impact in their own right and can send additional smoke into the stratosphere. For nuclear explosions, there is also a fireball and smoke, in this case from the burning of cities or other military targets.

While in the stratosphere, the particulate matter blocks sunlight and destroys ozone (Toon et al., 2007). The ozone loss increases the amount of ultraviolet radiation reaching the surface, causing skin cancer and other harms (Mills, Toon, Turco, Kinnison, & Garcia, 2008). The blocked sunlight causes abrupt cooling of Earth’s surface and in turn reduced precipitation due to a weakened hydrological cycle. The cool, dry, and dark conditions reduce plant growth. Recent studies use modern climate and crop models to examine the effects for a hypothetical India Pakistan nuclear war scenario with 100 weapons (50 per side) each of 15KT yield. The studies find **ag**riculture declines in the range of approximately 2% to 50% depending on the crop and location.11 Another study compares the crop data to existing poverty and malnourishment and estimates that the crop declines could threaten starvation for two billion people (Helfand, 2013). However, the aforementioned studies do not account for new nuclear explosion fire simulations that find approximately five times less particulate matter reaching the stratosphere, and correspondingly weaker global environmental effects (Reisner et al., 2018). Note also that the 100 weapon scenario used in these studies is not the largest potential scenario. Larger nuclear wars and large asteroid collisions could cause greater harm. The largest asteroid collisions could even **reduce sunlight below the minimum needed for vision** (Toon et al., 1997). Asteroid risk analyses have proposed that the global environmental disruption from large collisions could cause one billion deaths (NRC, 2010) or the death of 25% of all humans (Chapman, 2004; Chapman & Morrison, 1994; Morrison, 1992), though these figures have not been rigorously justified (Baum, 2018a).

The harms from asteroid collisions and nuclear wars can also include important secondary effects. The **food shortages** from severe global environmental disruption could lead to infectious disease outbreaks as public health conditions deteriorate (Helfand, 2013). Law and order could be lost in at least some locations as people struggle for survival (Maher & Baum, 2013). Today’s complex global political-economic system already shows fragility to shocks such as the 2007- 2008 financial crisis (Centeno, Nag, Patterson, Shaver, & Windawi, 2015); an asteroid collision or nuclear war could be an extremely large shock. The systemic consequences of a nuclear war would be further worsened by the likely loss of major world cities that serve as important hubs in the global economy. Even a single detonation in nuclear terrorism would have ripple effects across the global political-economic system (similar to, but likely larger than, the response prompted by the terrorist attacks of 11 September 2001).

It is possible for asteroid collisions to cause nuclear war. An asteroid explosion could be misinterpreted as a **nuclear attack**, prompting nuclear attack that is believed to be retaliation. For example, the 2013 Chelyabinsk event occurred near an important Russian military installation, prompting concerns about the event’s interpretation (Harris et al., 2015)

### 5

#### Plan: Space faring nations ought to create a universalized framework that regulates asteroid mining by private and public entities.

Creating a legal regime works – their solvency, we just also extend it to private entities

## Case

### Mining

#### Russia and China say no, or the plan gets watered down.

**Bahney and Pearl 19** [Benjamin Bahney and Jonathan Pearl, 3-26-2019, "Why Creating a Space Force Changes Nothing," BENJAMIN BAHNEY and JONATHAN PEARL are Senior Fellows at the Lawrence Livermore National Laboratory’s Center for Global Security Research and contributing authors to [Cross Domain Deterrence: Strategy in an Era of Complexity](https://archive.md/o/Hlbi1/https:/www.amazon.com/Cross-Domain-Deterrence-Strategy-Era-Complexity/dp/0190908653). Foreign Affairs, [https://www.foreignaffairs.com/articles/space/2019-03-26/why-creating-space-force-changes-nothing accessed 12/10/21](https://www.foreignaffairs.com/articles/space/2019-03-26/why-creating-space-force-changes-nothing%20accessed%2012/10/21)] Adam

As Russia and China continue to push forward, U.S. policymakers may be tempted to use treaties and diplomacy to head off their efforts entirely. This option, although alluring on paper, is simply not feasible. Existing treaties designed to limit military competition in space have had little success in actually doing so. The 1967 Outer Space Treaty bans parties from placing nuclear weapons or other weapons of mass destruction in space, on the moon, or on other celestial bodies, but it has no formal mechanism for verifying compliance, and places no restrictions on the development or deployment in space of conventional antisatellite weapons. Even if it were possible to convince Moscow and Beijing of the benefits of comprehensive space arms control, existing technology makes it extremely difficult to verify compliance with the necessary treaty provisions—and without comprehensive and reliable verification, treaties are toothless. Moreover, regulating the development and deployment of antisatellite weapons is extremely difficult, both because they include such a broad and diverse range of technologies and because many types of antisatellite weapons can be concealed or explained away as having some other use. Unsurprisingly, Russia and China’s draft Treaty on the Prevention of Placement of Weapons in Space, which they have been pushing for several years now, has an unenforceable definition of what constitutes a “weapon” and does nothing at all to address ground-based antisatellite weapons development.

#### Squo debris thumps

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Earth orbit is getting more and more crowded as the years go by. Humanity has launched about 12,170 satellites since the dawn of the space age in 1957, [according to the European Space Agency](https://www.esa.int/Safety_Security/Space_Debris/Space_debris_by_the_numbers) (ESA), and 7,630 of them remain in orbit today — but only about 4,700 are still operational. That means there are nearly 3,000 defunct spacecraft zooming around Earth at tremendous speeds, along with other big, dangerous pieces of debris like upper-stage rocket bodies. For example, orbital velocity at 250 miles (400 kilometers) up, the altitude at which the ISS flies, is about 17,100 mph (27,500 kph). At such speeds, even a tiny shard of debris can do serious damage to a spacecraft — and there are huge numbers of such fragmentary bullets zipping around our planet. ESA estimates that Earth orbit harbors at least 36,500 debris objects that are more than 4 inches (10 centimeters) wide, 1 million between 0.4 inches and 4 inches (1 to 10 cm) across, and a staggering 330 million that are smaller than 0.4 inches (1 cm) but bigger than 0.04 inches (1 millimeter). These objects pose more than just a hypothetical threat. From 1999 to May 2021, for example, the ISS conducted 29 debris-avoiding maneuvers, including three in 2020 alone, [according to NASA officials](https://www.nasa.gov/mission_pages/station/news/orbital_debris.html). And that number continues to grow; the station performed [another such move in November 2021](https://www.space.com/space-station-dodging-chinese-space-junk-spacex-crew-3), for example. Many of the smaller pieces of space junk were spawned by the explosion of spent rocket bodies in orbit, but others were more actively emplaced. In January 2007, for instance, China intentionally destroyed one of its defunct weather satellites in a much-criticized test of anti-satellite technology that generated [more than 3,000 tracked debris objects](https://swfound.org/media/9550/chinese_asat_fact_sheet_updated_2012.pdf) and perhaps 32,000 others too small to be detected. The vast majority of that junk remains in orbit today, experts say. Spacecraft have also collided with each other on orbit. The most famous such incident occurred in February 2009, when Russia's defunct Kosmos 2251 satellite slammed into the operational communications craft Iridium 33, producing [nearly 2,000 pieces of debris](https://swfound.org/media/6575/swf_iridium_cosmos_collision_fact_sheet_updated_2012.pdf) bigger than a softball. That 2009 smashup might be evidence that the Kessler Syndrome is already upon us, though a cataclysm of "Gravity" proportions is still a long way off. "The cascade process can be more accurately thought of as continuous and as already started, where each collision or explosion in orbit slowly results in an increase in the frequency of future collisions," [Kessler told Space Safety Magazine in 2012](http://www.spacesafetymagazine.com/space-debris/kessler-syndrome/don-kessler-envisat-kessler-syndrome/).

#### Starlink etc

#### Plan can’t solve – 1AC Scoles is in the context of asteroid redirection by NASA which the plan does not affect.

#### Restriction can’t solve or Kessler is wrong – even if there are regulations on mining they haven’t read evidence that those stop debris or what those regulations are – second advantage literally says that states will pursue mining further post plan which thumps.

**Probability – 0.001% chance of a collision.**

Salter 16 [(Alexander William, Economics Professor at Texas Tech) “SPACE DEBRIS: A LAW AND ECONOMICS ANALYSIS OF THE ORBITAL COMMONS” 19 STAN. TECH. L. REV. 221 \*numbers replaced with English words] TDI

The probability of a collision is currently low. Bradley and Wein estimate that the maximum probability in LEO of a collision over the lifetime of a spacecraft remains below one in one thousand, conditional on continued compliance with NASA’s deorbiting guidelines.3 However, the possibility of a future “snowballing” effect, whereby debris collides with other objects, further congesting orbit space, remains a significant concern.4 Levin and Carroll estimate the average immediate destruction of wealth created by a collision to be approximately $30 million, with an additional $200 million in damages to all currently existing space assets from the debris created by the initial collision.5 The expected value of destroyed wealth because of collisions, currently small because of the low probability of a collision, can quickly become significant if future collisions result in runaway debris growth.

#### No Kessler

Drmola and Hubik 18 [Jakub Drmola, Division of Security and Strategic Studies, Department of Political Science at the Faculty of Social Sciences of Masaryk University. Tomas Hubik, Department of Theoretical Computer Science and Mathematical Logic, Faculty of Mathematics and Physics, Charles University. Kessler Syndrome: System Dynamics Model. Space Policy Volumes 44–45, August 2018, Pages 29-39. https://www.sciencedirect.com/science/article/pii/S0265964617300966?via%3Dihub]

The baseline scenario represents a continuation of the current trends, which are simply extended into the future. An average 1% growth rate of yearly launches of new satellites (starting at 89) is assumed, together with constant success rate in satellites’ ability to actively avoid collisions with debris and other satellites, constant lifetime, and failure rate. This basic model lacks any sudden events or major policy changes that would markedly influence the debris propagation. However, it serves both as a foundation for all the following scenarios and as a basis of comparison to see what the impact would be.

Given high uncertainty regarding future state of the satellite industry (how many satellites will be launched per year, of what type and size, etc.), we elected to limit our simulations to 50 years. The model can certainly continue beyond this point, but the associated unknowns make the simulations progressively less useful.

Running this model for its full 50 years (2016–2066) yields the expected result of perpetually growing amount of debris in the LEO. One can observe nearly 2-fold increase in the large debris (over 10 cm) and 3-fold increase in small debris (less than 1 cm) quantities (Fig. 5). The oscillations visible in the graph are caused by the aforementioned solar cycles which influence the rate of reentry for all simulated populations except the still active (i.e. powered) satellites. Also please note that throughout the article, the graphs use quite different scales for debris populations because of the considerable variations between scenarios. Using any single scale for all graphs would render some of them unintelligible.

We can see that this increase in numbers still does not result in realization of the Kessler syndrome as most of the satellites being launched remain intact for their full expected service life. However, it comes with a considerable increase in risk to satellites, which is manifested by their higher yearly losses, making satellites operations riskier and more expensive for governments and private companies alike. This increased amount of debris in LEO combined with the larger number of active satellites makes it approximately twice as likely that an active satellite will suffer a disabling hit or a total disintegration during its lifetime. It should be noted that this risk might possibly be offset by future improvements in satellite reliability, debris tracking, and navigation [17].

#### No disease extinction

Owen Cotton-Barratt 17, et al, PhD in Pure Mathematics, Oxford, Lecturer in Mathematics at Oxford, Research Associate at the Future of Humanity Institute, 2/3/2017, Existential Risk: Diplomacy and Governance, https://www.fhi.ox.ac.uk/wp-content/uploads/Existential-Risks-2017-01-23.pdf

For most of human history, natural pandemics have posed the greatest risk of mass global fatalities.37 However, there are some reasons to believe that natural pandemics are very unlikely to cause human extinction. Analysis of the International Union for Conservation of Nature (IUCN) red list database has shown that of the 833 recorded plant and animal species extinctions known to have occurred since 1500, less than 4% (31 species) were ascribed to infectious disease.38 None of the mammals and amphibians on this list were globally dispersed, and other factors aside from infectious disease also contributed to their extinction. It therefore seems that our own species, which is very numerous, globally dispersed, and capable of a rational response to problems, is very unlikely to be killed off by a natural pandemic.

One underlying explanation for this is that highly lethal pathogens can kill their hosts before they have a chance to spread, so there is a selective pressure for pathogens not to be highly lethal. Therefore, pathogens are likely to co-evolve with their hosts rather than kill all possible hosts.39

#### Sat attacks don’t cause nuke war

Zarybnisky 18 [Eric J. Zarybnisky, MA in National Security Studies from the Naval War College, PhD in Operations Research from the MIT Sloan School of Management, Lt Col, USAF. Celestial Deterrence: Deterring Aggression in the Global Commons of Space. March 28, 2018. <https://apps.dtic.mil/dtic/tr/fulltext/u2/1062004.pdf>]

PREVENTING AGGRESSION IN SPACE

While deterrence and the Cold War are strongly linked in the public’s mind through the nuclear standoff between the United States and the Soviet Union, the fundamentals of deterrence date back millennia and deterrence remains relevant. Thucydides alludes to the concept of deterrence in his telling of the Peloponnesian War when he describes rivals seeking advantages, such as recruiting allies, to dissuade an adversary from starting or expanding a conflict.6F 6 Aggression in space was successfully avoided during the Cold War because both sides viewed an attack on military satellites as highly escalatory, and such an action would likely result in general nuclear war.7F 7 In today’s more nuanced world, attacking satellites, including military satellites, does not necessarily result in nuclear war. For instance, foreign countries have used highpowered lasers against American intelligence-gathering satellites8F 8 and the United States has been reluctant to respond, let alone retaliate with nuclear weapons. This shift in policy is a result of the broader use of gray zone operations, to which countries struggle to respond while limiting escalation. Beginning with the fundamentals of deterrence illuminates how it applies to prevention of aggression in space.

#### Won’t go nuclear – seen as a normal conventional attack because of integration with ground forces

Firth 7/1/19 [News Editor at MIT Technology Review, was Chief News Editor at New Scientist. How to fight a war in space (and get away with it). July 1, 2019. MIT Technology Review]

Space is so intrinsic to how advanced militaries fight on the ground that an attack on a satellite need no longer signal the opening shot in a nuclear apocalypse. As a result, “deterrence in space is less certain than it was during the Cold War,” says Todd Harrison, who heads the Aerospace Security Project at CSIS, a think tank in Washington, DC. Non-state actors, as well as more minor powers like North Korea and Iran, are also gaining access to weapons that can bloody the noses of much larger nations in space.

#### Ozone Layer is increasing – flips U/Q.

Horton 21 Helena Horton 9-15-2021 "‘Larger than usual’: this year’s ozone layer hole bigger than Antarctica" <https://www.theguardian.com/environment/2021/sep/16/larger-than-usual-ozone-layer-hole-bigger-than-antarctica> (Environmental Journalist for the Guardian)//Elmer

The hole in the ozone layer that develops annually is “rather larger than usual” and is currently bigger than Antartica, say the scientists responsible for monitoring it. Researchers from the Copernicus Atmosphere Monitoring Service say that this year’s hole is growing quickly and is larger than 75% of ozone holes at this stage in the season since 1979. Ozone exists about seven to 25 miles (11-40km) above the Earth’s surface, in the stratosphere, and acts like a sunscreen for the planet, shielding it from ultraviolet radiation. Every year, a hole forms during the late winter of thesouthern hemisphere as the sun causes ozone-depleting reactions, which involve chemically active forms of chlorine and bromine derived from human-made compounds. In a statement Copernicus said that this year’s hole “has evolved into a rather larger than usual one”. Vincent-Henri Peuch, the service’s director, told the Guardian: “We cannot really say at this stage how the ozone hole will evolve. However, the hole of this year is remarkably similar to the one of 2020, which was among the deepest and the longest-lasting – it closed around Christmas – in our records since 1979.

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### 1NC – Multilateralism

#### This advantage has zero solvency – their larger space governance impacts require them to win a spillover claim to further space policy but their Beard evidence is straight mistagged – it says nothing about spillover and is about how we need to include major space stakeholders in arms control agreements, not mining agreements – that’s the “Code” that the card is referring to – Sequoia reads green.

Jack M. 1AC Beard 17, Assistant Professor of Law at the University of Nebraska College of Law, Space, Cyber & Telecommunications Law Program, LLM from Georgetown University, JD from the University of Michigan School of Law, and Former Associate Deputy General Counsel (International Affairs) at the Department of Defense, Former Lieutenant Colonel in the Judge Advocate General's Corps in the U.S. Army Reserve, “Soft Law's Failure on the Horizon: The International Code of Conduct for Outer Space Activities”, University of Pennsylvania Journal of International Law, Spring 2017, 38 U. Pa. J. Int'l L. 335, Lexis

Russia and China thus continue to lie beyond the reach of the Code, defeating efforts by proponents to make the Code a widely subscribed and broadly accepted instrument and greatly diminishing its purported "norm-setting" capabilities. Whatever benefits soft law instruments are asserted to have in addressing security matters, participation by only a fraction of states in the Code, particularly a fraction that fails to include all the major space-faring countries, will not provide a sound basis for establishing new norms or help to identify or isolate aggressors and other non-participating, misbehaving states. Furthermore, states facing perceived security threats in space are not likely to be assured by a fractional version of the Code in which their potential adversaries do not even participate. In some areas of international cooperation, such as the protection of human rights, persuading only a fraction of states to initially sign multilateral instruments may be viewed as a positive, progressive [\*394] step of achievement (particularly since human rights agreements are not focused on reciprocal obligations). 240 As an arms control initiative for space, however, the Code's failure to include Russia and China and other major space stakeholders is a fundamental flaw. The absence of powerful, potential adversaries makes multilateral conventions addressing arms control or disarmament issues highly problematic for those states contemplating joining such regimes and making potentially dangerous, non-reciprocal commitments. 241 [FOOTNOTE] 241 Richard L. Williamson Jr., Hard Law, Soft Law, and Non-Law in Multilateral Arms Control: Some Compliance Hypotheses, 4 Chi. J. Int'l L 59, 61-62 (2003) ("Other matters can affect a treaty's effectiveness, such as the degree to which essential nations become parties to the treaty. If key parties remain outside the treaty, it increases pressure on the other states to withdraw or cheat"). [END FOOTNOTE] To the extent that soft law arrangements such as the proposed Code seek to promote arms control measures in the face of severe security dilemmas and the threat of arms races, the non-participation of powerful adversaries clearly undermines such efforts. If the proposed Code is adopted by states in its current state of limited acceptance, a fractional soft law product will emerge which will present its own particular disadvantages and problems (beyond those associated with soft law arrangements generally). Not only would a fractionalized Code fail to identify aggressors and isolate rogue states, it could instead lead to de facto competing legal regimes in space, as subscribing states respect their own "rules of the road" while other non-participating states - especially major, non-participating space powers - seek to advance their own interests through different or less restrictive approaches. Attempts to later successfully persuade non-participating states to accede to the Code will be challenging, if not impossible, and could risk further weakening rather than improving the Code. 242

#### Pelton relies on the spillover argument – no warrant for why a restriction on mining spills over to global agreements on space colonization and exploration.

#### No solvency for terror – Pelton just says that we live in cities vulnerable to a terror attack and gives no time frame for when we move out of those cities or when mining agreements translate to spreading out – Hector thumps terror will have hundreds of years to launch an attack by then.

#### Asteroid mining solves mineral shortages, resource conflicts, fallout from terrestrial mining

Kevin MacWhorter 16, J.D. Candidate, William & Mary Law School, "Sustainable Mining: Incentivizing Asteroid Mining in the Name of Environmentalism", William & Mary Environmental Law and Policy Review, Vol 40, Issue 2, Article 11, https://scholarship.law.wm.edu/cgi/viewcontent.cgi?referer=https://www.google.com/&httpsredir=1&article=1653&context=wmelpr

A. Rare Element Mining on Earth

In the next sixty years, scientists predict that certain elements crucial to modern industry such as platinum, zinc, copper, phosphorous, lead, gold, and indium could be exhausted on Earth. 12 Many of these have no synthetic alternative, unlike chemical elements such as oil or diamonds.13 Liquid-crystal display (LCD) televisions, cellphones, and laptops are among the various consumer technologies that use precious metals.14Further, green technologies including wind turbines, solar panels, and catalytic converters require these rare elements. 15 As demand rises for both types of technologies, and as reserves of rare metals fall, prices skyrocket.16 Demand for nonrenewable resources creates conflict, and consumerism in rich countries results in harsh labor treatment for poorer countries.17

In general, the mining industry is extremely destructive to Earth’s environment.18 In fact, depending on the method employed, mining can destroy entire ecosystems by polluting water sources and contributing to deforestation.19 It is by its nature an unsustainable practice, because it involves the extraction of a finite and non-renewable resource.20 Moreover, by extracting tiny amounts of metals from relatively large quantities of ore, the mining industry contributes the largest portion of solid wastes in the world.21 The Environmental Protection Agency (EPA) describes the industry as the source of more toxic and hazardous waste than any other industrial sector [in the United States], costing billions of dollars to address the public health and environmental threats to communities. 22 Poor regulations and oxymoronic corporate definitions of sustainability, however, make it unclear as to just how much waste the industry actually produces.23

Platinum provides an excellent case study of the issue, because it is an extremely rare and expensive metal—an ore expected to exist in vast quantities in asteroids.24 Further, production of platinum has increased sharply in the past sixty years in order to keep up with growing demand for use in new technologies.25 In fact, despite their high costs, platinum group metals are so useful that [one] of [four] industrial goods on Earth require them in production. 26 Scholars do not expect demand to slow any time soon.27 Among other technologies, industries use platinum in products such as catalytic converters, jewelry production, various catalysts for chemical processing, and hydrogen fuel cells.28 While there is no consensus on how far the Earth’s reserves of platinum will take humanity, many scientists agree that platinum ore reserves will deplete in a relatively short amount of time.29

With the rate of mining at an all-time high,30 it is increasingly clear that historical patterns of mineral resources and development cannot simply be assumed to continue unaltered into the future. 31 The platinum mining industry, however, has a strong incentive to increase its rate of extraction as profits grow with the rate of demand. Without any alternative, this destructive practice will continue into the future.32

So-called platinum-group metal (PGM) ores are mined through underground or open cut techniques.33 Due to these practices, all but a very small fraction of the mined platinum ore is disposed of as solid waste.34 The environmental consequences of platinum production are thus quite significant, but like the mining industry in general, the amount of waste is typically under-reported.35

While this is due to high production levels at the moment, those levels will only increase given the estimated future demand of platinum.36 In spite of the negative consequences, mining continues unabated because it is economically important to many areas.37 The future environmental costs provide a major challenge in creating a sustainable system. Relegating at least some mining companies to near-Earth asteroids would reduce the negative effects of future mining levels on Earth. The economic benefits of mining need not be sacrificed for the sake of the environment.38