

**DRAFT PROGRAMME OF WORK** (Chair's revised version 27-10-2016)

Open-ended intergovernmental working group for the elaboration of an International Legally Binding Instrument on Transnational Corporations and other Business Enterprises with respect to human rights, Resolution A/HRC/RES/26/9  
Geneva, Palais des Nations, Room XX  
Second session, 24-28 October 2016

| *1          | Monday 24 October   | Tuesday 25 October   | Wednesday 26 October  | Thursday 27 October  | Friday 28 October   |
|-------------|---|--|---|--|---|
| 10:00-13:00 | <p><b>Item 1. Opening of the session</b></p> <ul style="list-style-type: none"> <li>- Video-message by UN High Commissioner on HR</li> </ul> <p><b>Item 2. Election of the Chairperson-Rapporteur</b></p> <p><b>Item 3 Adoption of the agenda and programme of work</b></p> <p><b>Item 4. Plenary discussions in accordance with the programme of work</b></p> <ul style="list-style-type: none"> <li>- Statement by the Chairperson-Rapporteur</li> <li>- Keynote speaker presentation by Jeffrey Sachs, Columbia University (video-conference)</li> </ul> <p>General statements</p> | <p><b>Item 4 (cont'd)</b></p> <p><b>Panel II:</b> Primary obligations of States, including extraterritorial obligations related to TNCs and other business enterprises with respect to protecting human rights</p> <p>Subtheme 1 – Implementing international human rights obligations: Examples of national legislation and international instruments applicable to TNCs and other business enterprises with respect to human rights</p> <p><i>Moderator: Ambassador Negash Kebret Batora, Permanent Representative of Ethiopia to the United Nations</i></p> <ul style="list-style-type: none"> <li>- Daniel Aguirre, International Commission of Jurists Myanmar</li> <li>- Ariel Meyerstein, US Council for International Business</li> <li>- Ana María Suárez-Franco, FIAN International</li> <li>- Juan Hernández-Zubizarreta, University of the Basque Country</li> </ul> <p>Panel discussion</p> | <p><b>Item 4. (cont'd)</b></p> <p><b>Panel III:</b> Obligations and responsibilities of TNCs and other business enterprises with respect to human rights</p> <p>Subtheme 1 – Examples of international instruments addressing obligations and responsibilities of private actors</p> <p><i>Moderator: Archbishop Ivan Jurkovic, Apostolic Nuncio, Permanent Representative of the Holy See to the United Nations</i></p> <ul style="list-style-type: none"> <li>- Vera Luisa Da Costa e Silva, Head of the Secretariat, Framework Convention on Tobacco Control</li> <li>- Linda Kromjong, Secretary General, International Organization of Employers</li> <li>- Githa Roelans, Head, Multinational Enterprises and Enterprise Engagement Unit – ILO</li> <li>- Michael Hopkins, CSR Finance Institute</li> <li>- Surya Deva, Associate Professor, School of Law, City University of Hong Kong and Member of UN Working Group on Business and Human Rights</li> </ul> <p>Panel discussion</p> | <p><b>Item 4. (cont'd)</b></p> <p><b>Panel IV:</b> Open debate on different approaches and criteria for the future definition of the scope of the international legally binding instrument</p> <p><i>Moderator: Ambassador Robert Matheus Michael Tene, Deputy Permanent Representative of Indonesia to the United Nations</i></p> <ul style="list-style-type: none"> <li>- Khalil Hamdani, Visiting Professor at the Graduate Institute of Development Studies, Lahore School of Economics, Pakistan</li> <li>- Anne Van Shaik, Friends of the Earth – Europe</li> <li>- Alfred de Zayas, Independent Expert on the promotion of a democratic and equitable international order</li> <li>- Carlos Correa, South Centre</li> <li>- Harris Gleckmann, Centre for Governance and Sustainability, University of Massachusetts, Boston</li> <li>- Robert McCorquodale, Director, British Institute of International and Comparative Law</li> </ul> <p>Panel discussion</p> | <p><b>Item 4. (cont'd)</b></p> <p><b>Panel VI:</b> Lessons learned and challenges to access to remedy (selected cases from different sectors and regions).</p> <p><i>Moderator: Ambassador Hernán Estrada Roman, Permanent Representative of Nicaragua to the United Nations</i></p> <ul style="list-style-type: none"> <li>- Daniel Aguirre, International Commission of Jurists Myanmar</li> <li>- Elizabeth Pèriz, Tierra Digna</li> <li>- Claudia Müller-Hoff, European Center for Constitutional and Human Rights</li> <li>- Beth Stephens, Professor, Rutgers-Camden Law School</li> </ul> <p>Panel discussion</p> <p>Preparation of the report of the second session of the OEIGWG</p> |

<sup>1</sup> Pursuant to resolution A/HRC/26/9, this Program of Work does not limit the discussions of this Intergovernmental Working Group, which can include TNCs as well as all other business enterprises.

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| <b>15:00-18:00</b> | <p><b>Item 4. (cont'd)</b></p> <p><u>Panel I:</u> Overview of the social, economic and environmental impacts related to transnational corporations and other business enterprises and human rights, and their legal challenges</p> <ul style="list-style-type: none"> <li>- Jean-Luc Mélenchon, Member, European Parliament</li> <li>- Richard Kozul-Wright, Director, Division on Globalization and Development Strategies, UNCTAD</li> <li>- Christy Hoffman, Deputy Secretary General, UNI Global Union</li> <li>- Natalie Bernasconi-Osterwalder, Group Director, Economic Law &amp; Policy programme, International Institute for Sustainable Development</li> <li>- Carlos Correa, South Centre</li> <li>- Susan George, Transnational Institute</li> </ul> <p>Panel discussion</p> | <p><b>Item 4. (cont'd)</b></p> <p><u>Panel II:</u> (cont'd)<br/>       Subtheme 2 – Jurisprudential and practical approaches to elements of extraterritoriality and national sovereignty</p> <ul style="list-style-type: none"> <li>- Kinda Mohamedieh, South Centre</li> <li>- David Bilchitz, Professor, University of Johannesburg and Director, South African Institute of Advances Constitutional, Public, Human Rights and International Law</li> <li>- Harris Gleckmann, Centre for Governance and Sustainability, University of Massachusetts, Boston</li> <li>- Leah Margulies, Corporate Accountability International</li> <li>- Gianni Tognoni, Secretary General, Permanent Peoples' Tribunal</li> </ul> <p>Panel discussion</p> | <p><b>Item 4. (cont'd)</b></p> <p><u>Panel III:</u> (cont'd)<br/>       Subtheme 2 - Jurisprudential and other approaches to clarify standards of civil, administrative and criminal liability of TNCs and other business enterprises</p> <p><i>Moderator: Ambassador Nozipho Joyce Mxakato-Diseko, Permanent Representative of South Africa to the United Nations</i></p> <ul style="list-style-type: none"> <li>- David Bilchitz, Professor, University of Johannesburg and Director, South African Institute of Advances Constitutional, Public, Human Rights and International Law</li> <li>- Nomonde Nyembe, Attorney, Business and Human Rights, Centre for Applied Legal Studies</li> <li>- Richard Meeran, Partner, Leigh Day &amp; Co.</li> <li>- Michael Congiu, Shareholder, Littler Mendelson</li> <li>- Michelle Harrison, Earth Rights International</li> <li>- Rizwana Hassan, Friends of the Earth-Bangladesh</li> <li>-</li> </ul> <p>Panel discussion</p> | <p><b>Item 4. (cont'd)</b></p> <p><u>Panel V:</u> Strengthening cooperation with regard to prevention, remedy and accountability and access to justice at the national and international levels</p> <p><i>Moderator: Ambassador Beatriz Londoño Soto, Permanent Representative of Colombia to the United Nations</i></p> <ul style="list-style-type: none"> <li>- Video-message by Nils Muižniekis, Commissioner for Human Rights– Council of Europe</li> </ul> <p>Subtheme 1 - Moving forward in the implementation of the United Nations Guiding Principles on Business and Human Rights</p> <ul style="list-style-type: none"> <li>- Danielle Auroi, Member, National Assembly of the French Republic</li> <li>- Lene Wendland, Adviser on Business and Human Rights, OHCHR</li> <li>- Surya Deva, Associate Professor, School of Law, City University of Hong Kong and Member of UN Working Group on Business and Human Rights</li> </ul> <p>Subtheme 2 – The relation between the United Nations Guiding Principles and the elaboration of an international legally binding Instrument on TNCs and other business enterprises</p> <ul style="list-style-type: none"> <li>- Richard Meeran, Partner, Leigh Day &amp; Co.</li> <li>- Carlos López, International Commission of Jurists</li> </ul> <p>Panel discussion</p> | <p><b>Item 5. Adoption of the report</b></p> |
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