

READING LIST FOR SAMPOL 610

Weekend 1: 14-16 September 2018

14 September

Session 1: What are human rights and why should business care?

Salil Tripathi

Required Readings:

United Nations - Universal Declaration of Human Rights

<http://www.un.org/en/universal-declaration-human-rights/>

Business & human rights - A brief introduction

<https://business-humanrights.org/en/business-human-rights-a-brief-introduction>

Optional:

On the Margins of Profit: Rights at Risk in the Global Economy

www.hrw.org/report/2008/02/18/margins-profit/rights-risk-global-economy

The Arc of Human Rights Priorities. A New Model for Managing Risk. The Danish Institute for Human Rights.

https://www.humanrights.dk/files/media/dokumenter/udgivelser/arc_of_human_rights_priorities_web_version_090311.pdf

Session 2: Protect, Respect, Remedy – UN Guiding Principles on Business and Human Rights

Scott Jerbi

Required Readings:

United Nations - Guiding Principles on Business and Human Rights

http://www.ohchr.org/Documents/Publications/GuidingPrinciplesBusinessHR_EN.pdf

Shift on the UN Guiding Principles

<https://www.shiftproject.org/un-guiding-principles/>

Optional:

Multinationals as global institution: Power, authority and relative autonomy. John Ruggie, in Regulation and Governance, 2017.

https://www.business-humanrights.org/sites/default/files/documents/Ruggie-2017-Regulation_Governance.pdf

Business and Human Rights : An Oxfam perspective on the UN Guiding Principles

<https://www.oxfam.org/sites/www.oxfam.org/files/tb-business-human-rights-oxfam-perspective-un-guiding-principles-130613-en.pdf>

John Ruggie, podcast with IHRB: <https://www.ihrb.org/other/governments-role/podcast-john-ruggie>

John Ruggie, "Progress in Corporate Accountability"

<https://www.ihrb.org/focus-areas/benchmarking/commentary-progress-corporate-accountability>

15 September

Session 1 and 2: Business and International Law

Mark Taylor

Required readings :

The Reality of Rights: Barriers to accessing remedies when business operates beyond borders. CORE Coalition, London School of Economics. http://corporate-responsibility.org/wp-content/uploads/2014/07/LSE_reality-of-rights.pdf

The Long Arm of International Law: Giving victims of human rights abuses their day in court. Pierre N Leval. Foreign Affairs. March/April 2013.
<https://www.foreignaffairs.com/articles/united-states/2013-02-05/long-arm-international-law> (You have to register before you can read the article).

Chapter 5, Corporate Liability for Gross Human Rights Abuses: Towards a fairer and more effective system of domestic law remedies. Jennifer Zerk for OHCHR.
<http://www.ohchr.org/Documents/Issues/Business/DomesticLawRemedies/StudyDomesticLawRemedies.pdf>

Optional:

The Third Pillar: Access to Judicial Remedies for Human Rights Violations by Transnational Business. Gwynne Skinner, Robert McCorquodale, Olivier de Schuetter (2013).
<http://corporate-responsibility.org/wp-content/uploads/2014/02/The-Third-Pillar-FINAL.pdf>

The Future of Foreign Direct Liability? Exploring the Relevance of the Dutch Shell Nigeria Case, Liebeth Enneking, Utrecht Law Review, Vol 10, Issue 1, Jan 2014
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2206836

Developments in international criminal law and the case of business involvement in international crime, Joanna Kyriakakis International Review of the Red Cross
<https://www.icrc.org/en/international-review/article/developments-international-criminal-law-and-case-business-involvement>

Thompson, Robert C., Anita Ramasastry, and Mark B. Taylor, 'Translating UNOCAL: The Expanding Web of Liability for Business Entities Implicated in International Crimes' (2009), Transnational Corporate Responsibility for the 21st Century, Vol. 40 No. 4, George Washington International Law Review <http://docs.law.gwu.edu/stdg/gwlr/PDFs/40-4/40-4-1-Thompson.pdf>

Session 3: The Corporate Responsibility to Respect: Due Diligence

Ron Popper

Required reading:

The OECD Due Diligence Guidance for Responsible Business Conduct:

<https://mneguidelines.oecd.org/OECD-Due-Diligence-Guidance-for-Responsible-Business-Conduct.pdf>

Session 4: Due Diligence in the Information and Communication Technology Sector

Dan Bross

Required readings:

Microsoft Human Rights Program: <https://www.microsoft.com/en-us/about/corporate-responsibility/human-rights>

ICT Sector Guide on Implementing the UN Guiding Principles on Business and Human Rights: European Commission - https://www.ihrb.org/pdf/eu-sector-guidance/EC-Guides/ICT/EC-Guide_ICT.pdf

Conducting an Effective Human Rights Impact Assessment:

https://www.bsr.org/reports/BSR_Human_Rights_Impact_Assessments.pdf

Applying the UN Guiding Principles on Business and Human Rights to the ICT Industry: A Briefing Paper from BSR:

https://www.bsr.org/reports/BSR_UN_Guiding_Principles_and_ICT.final.pdf

Harmful Content: The Role of Internet Platform Companies in Fighting Terrorist Incitement and Politically Motivated Disinformation

(<https://static1.squarespace.com/static/547df270e4b0ba184dfc490e/t/59fb31bc0d929735d3d01d95/1509634510957/Final.Harmful+Content.+The+Role+of+Internet+Platform+Companies+in+Fighting+Terrorist+Incitement+and+Politically+Motivated+Propaganda.pdf>)

The Global Network Initiative Principles: <https://globalnetworkinitiative.org/gni-principles/>

16 September

Session 1: Vulnerable Workers, Companies, and international labour rights conventions

Reidun Blehr Lånkan

Required Readings:

ILO, Rules of the Game: A brief introduction to International Labour Standards, Chapter 1.

http://www.ilo.org/wcmsp5/groups/public/---ed_norm/---normes/documents/publication/wcms_318141.pdf

From Audit to Innovation: Advancing Human Rights in Global Supply Chains:

https://www.shiftproject.org/media/resources/docs/Shift_audittoinnovationsupplychains_2013.pdf

Session 2: Supply Chain, Consumer Action, and Workers' Rights

Salil Tripathi

Required reading:

The Truth About Diamonds:

https://www.globalwitness.org/sites/default/files/import/the_truth_about_diamonds.pdf

Optional:

Return of the Blood Diamond:

https://www.globalwitness.org/documents/10521/return_of_blood_diamond.pdf

Session 3: Norwegian NGOs and their campaigns

Gunhild Ørstavik

Required Reading:

Moving Backwards or Forwards? Norway's Approach to Responsible Investment:

http://www.forumfor.no/assets/docs/FINAL_Oct2014_Curtis_MovingBackwardsOrForwards.pdf

Optional:

Mainstream/Cermac's Progress in Contributing to sustainable salmon aquaculture in Chile:

<http://www.forumfor.no/assets/docs/Cermaq-study.pdf>

Session 4: Business and LGBT Rights

Dan Bross and Salil Tripathi

Tackling Discrimination Against LGBTI People: Standards of Conduct for Business (United Nations):

<https://www.unfe.org/wp-content/uploads/2017/09/UN-Standards-of-Conduct.pdf>

Sexual Orientation Laws in the World – May 2017 (ILGA):

Overview:

https://ilga.org/downloads/2017/ILGA_WorldMap_ENGLISH_Overview_2017.pdf

Criminalisation:

https://ilga.org/downloads/2017/ILGA_WorldMap_ENGLISH_Criminalisation_2017.pdf

Protection:

https://ilga.org/downloads/2017/ILGA_WorldMap_ENGLISH_Protection_2017.pdf

Recognition:

https://ilga.org/downloads/2017/ILGA_WorldMap_ENGLISH_Recognition_2017.pdf