



POLITEIA
Centro per la ricerca
e la formazione in politica ed etica

UNIVERSITÀ DEGLI STUDI
DI MILANO
DIPARTIMENTO DI STUDI
SOCIALI E POLITICI

**8th Annual Forum
on
Business Ethics and Corporate Social
Responsibility in a Global Economy**

Business and Human Rights: in Search of Accountability

Milan, December 12-13, 2011

**Fondazione Eni Enrico Mattei
Corso Magenta, 63 - Milano**

The Seventh Politeia Forum on "The Corporation as a Political Actor: A New Role of Business in a Global Society" (May 2011) has analyzed how the process of globalization have seen non-state actors - such as transnational corporations and NGOs - play an increasingly important role. In fact, corporations - as well as civil society groups - have started to participate in the formulation and implementation of regulation in policy areas. These areas include the protection of human rights, the implementation of social standards, the preservation of the environment, the struggle against corruption and the production of global public goods. On the global level, therefore, non-state actors play an active role in what has been called "governance without government". The result is that some multinational corporations promote positive social change and assume direct political responsibilities traditionally belonged to government, as it is shown by their widespread participation in the UN Global Compact.

The Eighth edition of the Forum develops the theme of the new role of business in a global society analyzing in particular the impact of business activities on human rights. In this respect, it should be noted that, while traditionally governments have had the responsibility of international human rights standards, over the last decade the issue of business' impact on human rights has become part of the United Nations agenda: the UN has been defining the scope of business' human rights responsibilities and indicating ways for corporate actors to be accountable for the impact of their activities on human rights. This process has brought to a better definition of the respective roles and responsibilities of governments and business, with regard to protection and respect for human rights. The Special Representative of the UN Secretary-General on the issue of human rights and transnational corporations and other business enterprises has elaborated the *Protect, Respect and Remedy Framework on human rights and business*.

Aim of this edition of the Politeia Forum is to contribute to the international debate on the roles and legal and ethical responsibilities in a globalized world of non-state actors with regard to the protection and respect of human rights, thus celebrating the 63rd anniversary of the Universal Declaration of Human Rights. Particular attention will be devoted to the *Guiding Principles on Business and Human Rights* endorsed in June 2011 by the UN Human Rights Council for implementing the *UN Protect, Respect and Remedy Framework* and which constitute the first global standard for preventing and addressing the risk of adverse impacts on human rights related to business activity. The Principles fulfil the need of practical guidance much felt by transnational corporations who are pressured to uphold human rights in Countries where the rule of law is weak and abuses are commonplace.

The Forum is organized by the Research Centre Politeia in partnership with the University of Milan - Department of Social and Political Studies - and the University of Padua - CIGA Centre for Environmental Law Decisions and Corporate Ethical Certification - and it is supported by a Promoting Committee of several well-known Italian companies and organizations. Aim of Politeia is to organize a Forum in which managers of national and international companies and experts in business ethics and corporate social responsibility from the most prestigious national and international research centres will have the opportunity to discuss the emerging ethical issues in the global economic system. By this way, it aims to contribute to increasing awareness and knowledge among companies about the ethics and social responsibilities of economic organizations, and to contribute to filling the gap between 'practitioners' and 'experts'.

PROMOTING COMMITTEE:



TRANSPARENCY INTERNATIONAL ITALIA (TI-I)
ASSOCIAZIONE CONTRO LA CORRUZIONE



PARTNER:

CENTRO INTERDIPARTIMENTALE DI RICERCA E SERVIZI PER LE
DECISIONI GIURIDICO-AMBIENTALI E LA CERTIFICAZIONE ETICA
D'IMPRESA



Supported by:



Fondazione

Cassa di Risparmio di Padova e Rovigo

Si ringrazia la Fondazione Eni Enrico Mattei per la concessione della Sala Conferenze

E' previsto il servizio di traduzione simultanea / Simultaneous translation will be available

Segreteria scientifica / Scientific secretary
Emilio D'Orazio, Paola Branchi, Domenica Di Donato, Paola Gallo, Nicola Pasini

Segreteria organizzativa / Conference organization
Marta Minoia, Maria Beatrice Vanni, Beatrice Lestani, Sarah Songhorian, Eleonora Viganò

POLITEIA Milano Tel. +39 02 58313988; Fax +39 02 58314072

www.politeia-centrostudi.org

E-mail: info@politeia-centrostudi.org

La partecipazione è gratuita previo invio a Politeia (mail to: info@politeia-centrostudi.org) della scheda allegata e ricevimento di conferma dell'iscrizione da parte della segreteria organizzativa / Participation is free of charge. Participants are required to send the enclosed registration form to Politeia.

PROGRAM

Monday, December 12, 2011

- 13.45 Registration
- 14.15 Welcome Addresses
Giuseppe Sammarco (Director, Fondazione Eni Enrico Mattei)
Nicola Pasini (Dept. of Social and Political Studies, University of Milan)
- 14.30 **I. Ethics and Economic Success**
Chair: Emilio D'Orazio (Director, Politeia)
Denis G. Arnold (Associate Professor of Management, University of North Carolina)
An Organizational Integrity Perspective on the UN Protect, Respect, and Remedy Framework on Business and Human Rights
Florian Wettstein (Director, Institute for Business Ethics, University of St. Gallen)
Human Rights as a Critique of Instrumental CSR: Corporate Responsibility Beyond the Business Case
Elisa Giuliani (Assistant Professor, Dept. of Business Administration, University of Pisa)
CSR and Human Rights Abuses: An Empirical Analysis on Multinational Corporations
- 16.00 Q&A
- 16.30 **Panel: From Principles to Practice**
Antonio Giacomucci (Sustainability Manager, ABB)
Human Rights in Sustainability Strategy
Nora Götzmann (Analyst, Danish Institute for Human Rights)
Assessing Human Rights Impacts as a Component of Due Diligence
Wolfgang Kraus (Head of Community Relations, OMV Group)
OMV & Human Rights - Human Rights Risk Mitigation in the Business Context
Moderator: Domenica Di Donato (Sustainability, eni)
- 17.30 Coffee Break
- 18.00 **FEEM Presentation of the book**
L'esperienza del male. Guerra, tortura, genocidio, terrorismo alla sbarra. Conversazione con G. Acquaviva, by Antonio Cassese
- 19.30 Closing of day

Tuesday, December 13, 2011

- 9.00 Registration
- 9.30 **II. Ethical Values in Global Business**
Chair: Guido Palazzo (Professor of Business Ethics, University of Lausanne)
Michael A. Santoro (Professor of Management and Global Business, Rutgers Business School)
A Fair Share Theory of Business Responsibility for Human Rights: How Can We Draw the Moral Line Between Collective and Corporate Duty?
Elena Pariotti (Professor of Human Rights, University of Padua)
Transnational Corporations and Human Rights: Responsibility or Accountability?
Andrea Shemberg (Former Legal Advisor to UN SRSG for Business and Human Rights)
Principles for Responsible Contracts: Guidance for Negotiators
- 11.00 Q&A
- 11.20 Coffee Break
- 11.30 **Panel: From Principles to Practice**
Gabriele Galante (President, IMF)
CSR and Human Rights: The Experience of IMF in Emerging Economies
Ilaria Lenzi (NGOs Relations and CSR Manager, Barilla G. e R. Fratelli)
Food Access vs Food Excess and other Paradoxes: Barilla's research and action towards sustainable development
Flavia Mirabelli (Human Resources Director, Bombardier)
How Western Business Can Affect Change in Emerging Economies: The experience of Bombardier in India
Sabina Ratti (Sustainability Vice President, eni)
Power to Change
Alessia Sabbatino (Director, Global Compact Network Italy)
Business and Human Rights in Italy: The GC Italian Network Observatory
Moderator: Damiano Carrara (Head of CSR, Ubi Banca)
- 13.00 Lunch Break

- 14.30 **III. CSR and International Law**
Chair: Elena Pariotti (CIGA - University of Padua)
Peter T. Muchlinski (Professor of International Commercial Law, University of London)
Rethinking CSR: Developing a General Principle of Due Diligence in National and International Economic Law
Nicola M.C.P. Jägers (Associate Professor of International Law, Tilburg University)
Implementing the "Protect - Respect - Remedy Framework": How the State Duty to Protect and the Corporate Responsibility to Respect (should) Interrelate
Angelica Bonfanti (Assistant Professor, Dept. of International Law, University of Milan)
Access to Justice as a Means for Protecting Human Rights: From State Responsibility to Corporate Accountability
- 16.00 Q&A
- 16.20 Coffee Break
- 16.30 **Panel: From Principles to Practice**
Giacomo Cosimo Befo (Group Sustainability, Telecom Italia)
CSR Joint Audit Cooperation (JAC): A common methodology for a full and recognized supplier/sub supplier CSR Audit process
Riccardo Facchini (Amnesty International - Sezione Italiana)
Business & Human Rights: Why law is necessary to level the playing field
Gaia Ghirardi (Head of Sustainability Unit, UniCredit)
Human Rights: A path towards understanding responsibilities and due diligence requirements for the financial sector
Francesca Magliulo (Head of Corporate Responsibility, Edison)
The Edison CSR Assessment: A pilot project on ISO 26000
Lorenzo Solimene (Senior Manager, KPMG Advisory)
Human Rights: Opportunities and challenges for the business
Moderator: Lucina Mercadante (Directorate of Prevention, INAIL)
- 18.00 Close of the Conference