



## ABSTRACTS

### Implementing UN Guiding Principles on Business and Human Rights. Warsaw, 25 January 2013

OPENING PANEL	
<b>Dr MICHAEL K. ADDO, UN Working Group on Business and Human Rights</b>	
Title	The Role of the UN Working Group on Business and Human Rights in implementation of the Guiding Principles on Business and Human Rights
<b>RICHARD HOWITT, MEP, European Parliament Rapporteur on CSR.</b>	
Title	European agenda for corporate social responsibility in the next 5 years – how you can contribute.

PANEL I	
<b>AGNIESZKA KARPIŃSKA, Ministry of Foreign Affairs, Poland</b>	
Title	UN Guiding Principles on Business and Human Rights
Abstract	The presentation aims at demonstrating the UN-based initiatives on Business and Human Rights, including the last Forum on Business and Human Rights in Geneva. The key element of the presentation will be the UN Guiding Principles on Business and Human Rights in the context of the EU Strategic Framework on Human Rights and Democracy. It will also focus on the issue of development of national plans on implementation of the UN Guiding Principles.
Bio note	Head of Human Rights Division, Department of the United Nations and Human Rights, Ministry of Foreign Affairs of the Republic of Poland. In the foreign service since 2004. After graduating from the MFA Diplomatic Academy, she began work in the MFA's Department of United Nations System and Global Issues. In 2007-2012 she was posted to the Permanent Mission of the Republic of Poland to the United Nations in New York, where she was responsible for the sustainable development issues. Since August 2012 until now, she has been head of Human Rights Division in the United Nations and Human Rights Department. Career civil servant. Graduated from the Warsaw School of Economics where she majored in international economic and political relations and post-graduate studies on European Union Law. Fluent in English, French and Spanish.
<b>TOM KENNEDY, UK Foreign and Commonwealth Office</b>	
Title	UK National Action Plan Implementing the UN Guiding Principles: The process, the content and the challenges
Abstract	The UK government experience of developing a national strategy on business and human rights, following endorsement of the UN Guiding Principles in 2011. The challenge of creating shared cross-government

	<p>understanding of business and human rights, and the process of engaging with civil society and businesses to inform the development of the strategy.</p> <p>The UK perspective on the State duty to protect, and the work we have done to define where the UK is today in terms of human rights protection in the business context, including through legislation.</p> <p>Recognition that the Guiding Principles flag up areas of government leverage and what this implies for future work.</p>
Bio note	<p>A graduate of Manchester University, Tom Kennedy is currently Deputy Head, Human Rights and Democracy Department, in the Foreign and Commonwealth Office, London. He is tasked with integrating human rights into UK foreign policy, with a particular policy lead on business and human rights on which he has led work across the British government since September 2011 on the development of a UK Government strategy. From 2006-2011 he served as British Ambassador to Costa Rica and Nicaragua to promote British policies and protect British interests in those two countries and with a regional lead responsibility for Central America on climate change issues. Prior to that (2002-2006) he served as Consul General, Bordeaux, responsible for British interests in south west France and organised the Toulouse leg of the Queen's State Visit 2004. Has also worked in London in Non-Proliferation Department, Near East and North Africa Department and Southern European Department.</p>
<p><b>CARL CHRISTIAN HASSELBALCH, Ministry of Foreign Affairs, Denmark</b></p>	
Title	<p>Don't make the best the enemy of the good. Supporting your companies abroad on the Guiding Principles.</p>
Abstract	<p>The presentation will address how the home state can help its companies handle the Guiding Principles in foreign markets, especially emerging ones where the challenges may be considerable. It is based on the Danish Foreign Ministry's experience so far and does not proclaim to give the best possible answer to how the home state should provide its support. To make sense to the great majority of companies, it is necessary to leave lofty concepts aside and talk about the practical issues they will face, how to identify them and how to address them.</p>
Bio Note	<p>Carl Christian Hasselbalch is a career diplomat with a background in international law and human rights. He is currently Senior Adviser in the Trade Council, an agency of the Danish Ministry of Foreign Affairs. He works in the Trade Council's Global Public Affairs Team with responsibility for its global business services in Corporate Social Responsibility, including anti-corruption. Prior to this he worked as a private sector consultant in CSR from 2005-08 and in 2004-5 was responsible for the development of Danida's first program for support of CSR projects between Danish companies and their local partners in developing countries.</p>
<p><b>CLAIRE METHVEN O'BRIEN, Ph.D., Danish Institute for Human Rights</b></p>	
Title	<p>Recommendations for States concerning National Action Plans and methodology for Human Rights and business National Baseline Survey.</p>
Abstract	<p>This contribution will present a set of recommendations to states devised by the European Group of National Human Rights Institutions regarding the process by which national action plans on UNGPs should be developed. The recommendations address topics including: minimum content for national action plans; applying a human rights-based process for development of action plans; and the need to base action plans on baseline studies, in order to permit comparability, measurement over performance over time, and hence identification of best practices and learnings across national jurisdictions. The contribution will also relate challenges and findings from DIHR's experience to date in undertaking a national baseline study to assess the current extent of implementation of the UNGPs through law, policy and performance by state and business actors in Denmark.</p>
Bio Note	<p>Claire Methven O'Brien is a Special Adviser, Human Rights and Business, at the Danish Institute for Human Rights, Denmark's national human rights institution. Her work at DIHR includes advice to global enterprises and governments on human rights and business issues, business and human rights tool development, and capacity development of NHRIs and civil society organisations in countries including Algeria, Angola, Bolivia, Malaysia, Niger, Sierra Leone and South Africa. From 2009-11 Claire led the activities of the Working Group on Business and Human Rights of the International Coordinating Committee of National Human Rights Institutions and currently represents DIHR on Working Group.</p>

	Claire holds degrees from Queens' College, Cambridge University and the London School of Economics and a PhD in Law from the European University Institute, Florence, her thesis entitled "Human rights and transnational corporations: For a multi-level governance approach". Claire has been called to the London Bar. In 2011 she was appointed to the board of the International Work Group for Indigenous Affairs (IWGIA) and in 2012 was invited to join UNICEF's CSR Advisory Group.
<b>FILIP GREGOR, Environmental Law Service</b>	
<b>Title:</b>	Human Rights Due Diligence: Role of States
<b>Abstract:</b>	<p>The Guiding Principles suggest due diligence as an operational means for business enterprises to respect human rights, but the specific options available to States to ensure the implementation of business due diligence are not specified. The Human Rights Due Diligence Project sought to provide an answer to this question by mapping out where and how States already make use of due diligence regulations to ensure that businesses respect established standards. The project ultimately obtained more than 100 examples of due diligence regimes in more than 20 States, ranging from liability mechanisms, to incentive and permitting regimes, to transparency and disclosure mechanisms.</p> <p>The Human Rights Due Diligence Project has been carried out by Prof. Olivier de Schutter, Prof. Anita Ramasastry, Mark B. Taylor, and Robert C. Thompson on request of the International Corporate Accountability Roundtable, the European Coalition for Corporate Justice and the Canadian Network on Corporate Accountability.</p>
<b>Bio note</b>	<p>Filip Gregor serves as a Board Member of the European Coalition for Corporate Justice (ECCJ) and works as a lawyer with the Environmental Law Service. He has been involved in litigation on behalf of communities whose rights have been abused in the course of promotion of foreign direct investments. As a board member of the ECCJ, he works on the development of ECCJ legal proposals. He is an author of several publications on legal reforms of EU corporate accountability framework.</p> <p>In 2012 he helped to coordinate the global consultations that laid foundation for the report "Human Rights Due Diligence: The Role of States".</p>

<b>PANEL II</b>	
<b>SUSAN BIRD, DG Employment, European Commission</b>	
<b>Title:</b>	European Commission Communication on Corporate Social Responsibility – the role of business and human rights within it.
<b>Abstract:</b>	Sue Bird's presentation will cover the content of and thinking behind the European Commission's Communication on CSR. It will then situate the interest of the European Commission in business and human rights within that context
<b>Bio note</b>	<p>With the Commission for more than 20 years, Sue Bird and has led on initiatives in regional policy, industry policy, research and development, information society, and employment and social affairs. She coordinated the Commission's Structural funding (economic development aid) for Slovakia for 2004-2006. She had a coordinating role across the Telematics Applications Programme for research and development in public sector information society initiatives.</p> <p>Sue is currently Policy Co-ordinator in the Commission's DG for Employment, Social Affairs and Inclusion, where she is in charge of Corporate Social Responsibility. In this role, she played a key part in the development of the 2011 European Commission Communication on CSR, and spearheads a number of the Commission's CSR initiatives.</p> <p>She has a BA (Honours) in French from Sheffield University, UK; and a Maîtrise en Management Public from the Ecole de Commerce Solvay, Brussels, Belgium.</p>
<b>KATARZYNA NOWAK, Corporate Communication and CSR Manager, Orbis S.A</b>	
<b>Title:</b>	Human Rights as integral part of business strategy & successful partnership with NGO. Case study.

<b>Abstract:</b>	Supported by its strategic investor – Accor, Orbis Hotel Group as the first and the only one in Poland is committed in fighting against sexual abuse of children in the tourism sector. Why a private company has undertaken such actions? Does this problem really concern Poland? Or maybe this is just regular marketing action?
<b>Bio note</b>	Katarzyna joined the Accor group in 2001. Between 2006 and 2009 she was the personal assistant of the CEO of Orbis SA (5 000 employees), responsible for effective work of the CEO's office including organizing management board and supervisory board meetings. In 2010 she moved to the corporate communication department of Orbis SA in order to organize an effective internal communication and to create a strong CSR policy in the company by bringing to live such major social projects such as - creation of the first in Poland <i>Mothers' social cooperative</i> , being member of the working group for setting up the <i>polish Diversity Charter</i> or signing by Orbis and bringing to Poland the <i>Code of Conduct protecting children from sexual abuse</i> . Since end of 2012, she is managing the corporate communication department and leading all CSR projects in Orbis SA, nr 1 hospitality company in Poland, listed on the Warsaw Stock Exchange. Graduated from the Warsaw School of Economics and holder of Haute Ecole de Commerce <i>Master en Management Européen</i> .

**KAMIL WYSZKOWSKI, Director of the UNDP Poland/Coordinator Global Compact Network Poland**

<b>Title:</b>	UN Global Compact and UN Guiding Principles
<b>Abstract:</b>	The presentation will focus on the UN Secretary General's Global Compact Initiative and case studies from the private sector concerning implementation of the UN Guiding Principles on business and human rights with regards to the area of Human Rights. Presentation is intended also to show the context based approach to human rights in the practical applications of the CSR strategy in specific private sector subjects.
<b>Bio note</b>	Head of the Office at the United Nations Development Programme (UNDP) Project Office in Poland, working for the UN for 11 years. His main areas of expertise include UN and EU policies, social exclusion, social innovations and corporate social responsibility (CSR). Lawyer specializing in international law. Supports Fairtrade, fights human trafficking and other forms of modern slavery. In Poland, he is responsible for coordination of programmatic activities of UNDP, as well as, since 2004, the Secretary-General's Global Compact Initiative. On international level, he contributes to strengthening cooperation between UNDP offices in Europe and CIS countries, Africa and Middle East. Specialist and practitioner dealing with development aid, multilateral cooperation and transfer of know-how. Former member of the Team of Strategic Advisers to the President of the Council of Ministers in Poland. In this role he coordinated the development of the Strategy for the Development of Social Capital. Enemy of traffic jams and fan of biking. Sings in a choir, loves history and optimists.

**DR MARGARET WACHENFELD, Institute for Human Rights and Business:**

<b>Title:</b>	EU Guidance on the Corporate Responsibility to Respect in 3 Sectors: Employment & Recruitment Agencies, ICT and Oil & Gas
<b>Abstract:</b>	The <a href="#">European Commission</a> identified the development of guidance on the corporate responsibility to respect human rights under the  <a href="#">UN Guiding Principles on Business and Human Rights</a> as one of its priority actions in its October 2011 <a href="#">Communication on Corporate Social Responsibility</a> . The three sectors are: the employment and recruitment agencies, information and communication technology (ICT) and oil and gas. Together, the sectors face a wide range of significant human rights challenges that could benefit from detailed guidance focused on the corporate responsibility to respect human rights. The guides should serve as a reference for businesses from the sector in question for the development of their own human rights policies and processes and for further constructive engagement with other stakeholders. The drafts of the three guidance documents will be presented by the Institute for Human Rights and Business which is preparing the guidance together with Shift, on behalf of the European Commission.
<b>Bio note</b>	Margaret Wachenfeld is the Director of Legal Affairs at the Institute for Human Rights and Business where she leads the think tank's programme on due diligence. Just prior, she spent six years as a Senior Policy Adviser on children's rights at UNICEF. Earlier, Ms. Wachenfeld was principal external advisor on human rights for the International Finance Corporation (IFC, World Bank Group). She also advised the EBRD and

	EIB on human rights and environmental issues. Margaret was a staff lawyer at IFC where she worked on the environmental and social dimensions of IFC's investments first in the legal department then later in the Environment and Social Development Department. Earlier, Margaret was a senior associate with the law firm of White & Case for seven years where she had a corporate and environmental law practice. Margaret started her career as counsel at the Danish Institute for Human Rights. She has a PhD in human rights law from the University of Copenhagen, a masters in international and comparative law and a juris doctor degree from Duke University Law School, and a bachelor of arts in biology from Wellesley College in the US.
<b>PANEL III</b>	
<b>Dr MARZENA KRUK, Ministry of Justice</b>	
<b>Title</b>	The salient activities of the Ministry of Justice in the scope of crime victims support and promoting mediation.
<b>Abstract</b>	The Ministry of Justice takes plenty of mixed actions and tasks towards supporting crime victims and promoting mediation. The superior priority is developing Victims Support Network which is composed of regional and local branches. The Ministry has undertaken several activities in the field of providing information and trainings aimed for practitioners of justice. The secondary priority is connected with multiple activities towards promoting mediation for instance: providing trainings and workshops for professionals in justice; printing: handbook, booklets, leaflets about different kinds of mediation; broadcasting and providing outdoor campaign towards enhancing social consciousness about mediation. Financial means for those performances are allocated essentially from the European Commission grants and the state budget.
<b>Bio note</b>	Dr Marzena Kruk, M.A. in psychology, Ph.D. in law (specialization: criminology), head of Crime Victims Support and Promoting Mediation Unit at the Ministry of Justice (she's employed since 1992). She's involved in coordinating plenty of mixed actions and tasks towards supporting crime victims and promoting mediation. She's a member of the Civic Council for Alternative Dispute Resolutions at the Ministry of Justice (ADR Council) and the Council for Victims of Crime. Since 1998 she's been mediator in criminal cases.
<b>SŁAWOMIR PIECKOWSKI LL.M, Chadbourne &amp; Parke LLP</b>	
<b>Title</b>	Poland: Present status of mediation in resolving civil and commercial disputes - premises for reform.
<b>Abstract</b>	Mediation is an exceptionally efficient tool of resolving social disputes. This phenomenon has been uniformly underscored by numerous empirical studies conducted in the U.S. and E.U., like the Cornell Study of 1998, AAA Study of 2003-2006 E.U. Green Paper of 2002, Oxford Project of 2008 and the 2010 Study of ADR Center in Rome: The Cost of Non ADR - Surveying and Showing the Actual Costs of Intra-Community Commercial Litigation ("The Rome Study") The below cost and time table contained in the Rome Study amply illustrates how far mediation is more time - and cost- efficient in comparison with litigation and arbitration in resolving commercial disputes in EU countries
<b>Bio note</b>	Sylwester Pieckowski, advocate, arbitrator and mediator, head of dispute resolution practice at Chadbourne & Parke LLP in Warsaw. He has a broad range of international business experience based on more than 20 years of practice in Polish and U.S. aviation industry and international trade. His present practice is focused on ADR in business dispute resolution, including negotiation, mediation and arbitration. Mr. Pieckowski earned an LL.M from the University of Michigan Law School in 1983 and received and LL.M. from the Warsaw University School of law and Administration in 1973. He serves as President of the Polish Arbitration Association and President of the Civic Council for ADR at the Ministry of Justice. Mr. Pieckowski is a member of: ICDR, VIAC, Czech Arbitration Court, Court of Arbitration at the Kraków Chamber of Commerce and Industry, Lewiatan Court of Arbitration in Warsaw. He authored numerous publications, incl.: <i>Arbitration and mediation, Liber Amicorum - a tribute to Dr. Andrzej Tynel</i> , KIG, 2012; <i>Arbitration and alternative methods of dispute resolution (ADR) in resolution of civil disputes</i> , in: <i>The System of Commercial Law</i> , ed. Andrzej Szumański, C.H.Beck, 2010; <i>Assessment of application of the Civil Procedure Code provisions on civil mediation and their practical use by state courts in 2006, Liber Amicorum - a tribute to Professor Tadeusz Szurski</i> , C.H. Beck, April 2008; <i>How the New Polish Civil</i>

	<i>Mediation Law Compares with the Proposed EU Directive on Mediation</i> , Dispute Resolution Journal, American Arbitration Association, August-October 2006.
<b>ARE-JOSTEIN NORHEIM, CSR Ambassador, Ministry of Foreign Affairs, Norway</b>	
Title	Norwegian OECD National Contact Point: Effectiveness and trust. A 21 <sup>st</sup> century OECD NCP
Abstrakt	The presentation will address the reorganization of the Norwegian National Contact Point (NCP) for the OECD Guidelines for Multinational Guidelines. The NCP was in 2011 made more independent of the Government. Experience from the new NCP shows that transparency and stakeholder engagement are key in order to increase trust in the NCP and for the effective handling of complaints.
Bio note	Are-Jostein Norheim joined the Ministry of Foreign Affairs of Norway in 1981. Since September 2008 he has served as CSR Ambassador in the Ministry's Section of Economic and Commercial Affairs. Prior to that he was Consul General in San Francisco from 2003. He has served as Deputy Director General in the European Department. His foreign postings include the Consulate General in Chicago, the UN Mission in New York and the Embassy in Washington, D.C. Mr Norheim was the head of the National Contact Point of Norway 2008 -2011 and chaired the 2009 Annual Meeting of the National Contact Points for OECD Guidelines for Multinational Enterprises in Paris. He is a member of the Government Advisory Group to the Global Reporting Initiative.
<b>BARBARA GŁOWALA, Skanska</b>	
Title	Human Rights and Skanska Code of Conduct
Abstrakt	Ethical principles as a base for Skanska operations worldwide including human rights, principles described in Skanska Code of Conduct, compliance issues, monitoring and procedures in the event of ethical breaches, promoting Skanska corporate standards.
Bio note	since 2011 Legal Advisor and Risk Manager in Skanska Commercial Development Europe (development unit of Skanska Group present in Poland, Czech Republic, Romania and Hungary) responsible for coordinating legal services, ethical issues and risk management, previously a lawyer in Skanska Property Poland and a lawyer in Clifford Chance law firm; Education – 2001-2006 Law at Maria Curie-Skłodowska University in Lublin, 2006-2001 legal advisor training at Chamber of Legal Advisors in Warsaw