

**ETO CONSORTIUM
GLOBAL CONFERENCE**

RESPONDING TO CRISES BEYOND BORDERS

**16-19 June 2022
Nuremberg, Germany**

Friedrich-Alexander-University Erlangen-Nürnberg
Ludwig-Erhard-Gebäude, Findelgasse 7-9, 90402 Nuremberg

PROGRAM



THURSDAY – 16 JUNE 2022

2

08:00 - 09:30	01	Registration with Coffee & Tea
09:30 - 10:15	02	Welcome & Opening Mr Markus Krajewski (Friedrich-Alexander-University Erlangen-Nürnberg) Ms Neetu Sharma (National Law School of India University)
10:15 - 10:30		Energizer: Connecting Participants
10:30 - 11:30	03	Responding to Crises Beyond Borders Mr Joseph Schechla (Housing and Land Rights Network - Habitat International Coalition)
11:30 - 12:00		Break
12:00 - 13:00	04	Updates from the Regional Groups Mr Joseph Byomuhangyi (Initiative for Social and Economic Rights - ISER Uganda)
13:00 - 14:30		Lunch
14:30 - 16:00	05	Thematic Workshops – 1st Series a) Climate Crisis & Eco-Destruction Ms Palvasha Shahab (Rasheed Razvi Centre for Constitutional and Human Rights) Mr Sébastien Duyck (Center for International Environmental Law - CIEL) b) Corporate Capture of Global Governance (Multistakeholder Governance) Ms Cynthia Palacios Reckziegel (Centro de Estudios Legales y Sociales - CELS) Mr Joseph Schechla (Housing and Land Rights Network - Habitat International Coalition) c) Trade, Investment & Intellectual Property Rights Mr Daniel Augenstein (Tilburg University) Mr Klaus D. Beiter (North-West University, Potchefstroom) d) Migration and Asylum Policies Ms Brid Brennan (Transnational Institute) Mr Takele Bulto (Addis Abeba University) e) Illicit Financial Flows (incl. Tax Justice, Tax Avoidance & Tax Evasion) Mr Cephas Lumina (University of Lusaka)
16:00 - 16:30		Break
16:30 - 18:00	06	Thematic Workshops – 2nd Series f) Regulation of Transnational Corporations Ms Mona Sabella (ESCR-Net) Mr Arnold Kwesiga (University of Pretoria, African Coalition for Corporate Accountability) g) International Financial Institutions & Development Cooperation Ms Emma Luce Scali (Birmingham City University) Mr Sergio Chaparro (London School of Economics and Political Science) h) Global Pandemic Ms Rossella De Falco (Global Initiative for Economic, Social and Cultural Rights - GI-ESCR) i) Conflict, Occupation, War Ms Ayushi Kaylan (FIAN International) Mr Wesam Ahmad (Al Haq) j) Financialisation Ms Marcela Vecchione-Gonçalves (Universidade Federal do Pará, Antwerp University) Mr Sylvain Aubry (Steering Committee ETO Consortium)
18:00 - 20:00	07	Side Events <i>See penultimate page.</i>

FRIDAY – 17 JUNE 2022

3

09:00 - 12:00	08	Visit to the Memorium Nuremberg Trials
12:00 - 13:30		Lunch
13:30 - 15:00	09	Thematic Workshops: Cross-Fertilization in Plenary Ms Sandra Beatriz Arellano Cruz (Perú Equidad) Mr Miriam Saage-Maaß (European Centre for Constitutional and Human Rights - ECCHR)
15:00 - 16:30	10	Human Rights of Future Generations (Maastricht IV Principles) Mr Sébastien Duyck (Center for International Environmental Law - CIEL) Ms Ana María Suárez Franco (FIAN International)
16:30 - 17:00		Break
17:00 - 19:00	11	Public Debate: Liability Beyond Borders Mr Armin Paasch (Misereor) Ms Ayushi Kaylan (FIAN International) Mr Ben Vanpeperstraete (European Centre for Constitutional and Human Rights - ECCHR) Ms Manoela Roland (Human Rights and Business Centre Federal University of Juiz de Fora) Mr Giuseppe Cioffo (CIDSE) Mr Markus Krajewski (Friedrich-Alexander-University Erlangen-Nürnberg)

SATURDAY – 18 JUNE 2022

09:00 - 11:20	12	Regional Gatherings a) Sub-Saharan Africa Ms Ngone Ali Ngom (CICODEV Africa) Mr Klaus D. Beiter (North-West University, Potchefstroom) b) South-West Asia and North Africa (SWANA) Ms Mona Sabella (ESCR-Net) Mr Ahmed Mansour (Housing and Land Rights Network - Habitat International Coalition) c) Asia Ms Neetu Sharma (National Law School of India University) Mr Muhammad Mujibul Haque Munir (COAST Trust) d) Latin America & The Caribbean Ms Manoela Carneiro Roland (HOMA - University of Juiz de Fora) Mr Enrique Fernández Maldonado Mujica (Perú Equidad) e) Europe and North America Ms Gamze Erdem Türkelli (University of Antwerp) Mr Iain Byrne (Amnesty International)
11:20 - 11:40		Break
11:40 - 12:45	13	Regional Gatherings: Plenary Cross-Fertilization Ms Diana Yirley Guernizo Peralta (Centro de Estudios de Derecho, Justicia y Sociedad DEJUSTICIA) Mr Juan Pablo Guerrero Home (Centro de Investigación y Educación Popular / Programa por la Paz)
12:45 - 14:00		Lunch
14:00 - 16:00	14	Presentation of Communities' Struggles and ETO Cases Explanation of plenary and workshops objectives Mr Gearóid Ó Cuinn (Global Legal Action Network - GLAN)

Presentation of “ETO in Practice” research project

Ms **Gamze Erdem Türkelli** (University of Antwerp)

Presentation of cases

a) SIAT Case (Côte d’Ivoire)

Mr **Sinan Ouattara Issifou** (representative of Prikro communities, Côte d’Ivoire)

b) SIAT Case (Ghana)

Mr **Wisdom Koffi Adjawlo** (Youth Volunteer for the Environment (YVE), Ghana)

c) Oil Spill by Respol (Peru)

Mr **Enrique Fernández Maldonado Mujica** (Perú EQUIDAD)

d) Illicit Fund Flow (Bangladesh)

Mr **Muhammad Mujibul Haque Munir** (COAST Foundation)

e) Labor Rights in Garment Sector (Cambodia)

Mr **Claudio Schuftan** (People’s Health Movement)

f) Lafarge Supporting Terrorism (Syria, Iraq)

Mr **Joseph Schechla** (Housing and Land Rights Network - Habitat International Coalition)

g) Duarte Agostinho Case (ECtHR)

Mr **Joshua Jackson** (Action4Justice / Cloisters)

h) Renewable Energy Case in La Guajira (Colombia)

Mr **Julián Tole Martínez** (Universidad Externado de Colombia)

i) NSO Spyware Case (Palestine et al.)

Mr **Wesam Ahmad** (Al-Haq)

j) EDF Group and Gunaa Sicaru Wind Power Project (Mexico)

Ms **Rossella De Falco** (Global Initiative for Economic, Social and Cultural Rights)

16:00 - 16:20

Break

16:20 - 18:00

15

Accountability, Litigation & Campaign Workshops – 1st Series

a) **SIAT Case (Côte d’Ivoire)**

b) **Oil Spill by Respol (Peru)**

c) **Duarte Agostinho Case (ECtHR)**

d) **EDF Group and Gunaa Sicaru Wind Power Project (Mexico)**

18:00 - 20:00

16

Side Events

See penultimate page.

SUNDAY – 19 JUNE 2022

09:00 - 10:45

17

Statutory Meeting of the ETO Consortium: Rules of Procedure

for ETO Consortium members

non-members can attend, however with no voting rights

ETO Consortium Secretariat (FIAN International)

10:45 - 11:15

Break

11:15 - 13:00

18

Accountability, Litigation & Campaign Workshops – 2nd Series

e) **Illicit Fund Flow (Bangladesh)**

f) **Labor Rights in Garment Sector (Cambodia)**

g) **Lafarge Supporting Terrorism (Syria, Iraq)**

h) **Renewable Energy Case in La Guajira (Colombia)**

i) **NSO Spyware Case (Palestine et al.)**

j) **EDF Group and Gunaa Sicaru Wind Power Project (Mexico)**

13:00 - 14:00

Lunch

14:00 - 15:00

19

Accountability, Litigation & Campaigns: Plenary Cross-Fertilization

Mr **Joshua Jackson** (Action4Justice / Cloisters)

15:00 - 16:00

20

Closing of Global Conference

16:00 - 17:00

Closing Drink

01 Registration with coffee & tea

Participants are invited to start registration early enough (it will open at 8:00) so that the conference can kick off on time. Handing out of **conference documents, name badges and interpretation devices**.

02 Welcome & Opening

Official **welcome & opening**. Furthermore, the **Nuremberg Human Rights actors** will explain the vibrant local human rights scene. Finally, the conference **objectives and program** as well as some logistical aspects will be explained to the participants.

03 Responding to Crises Beyond Borders

We are currently witnessing a multiple paradigm change – be it regarding health (global pandemic), climate (eco-destruction, loss of biodiversity, species extinction), ongoing & new armed conflicts, and others. What could be the role of ETOs in reshaping the world in such times, in building alternative emancipatory models? This session aims at setting the scene – also reminding participants about the genesis of the Maastricht Principles of ETOs. And why ETOs keep on being essential in a still increasingly interconnected, interdependent and globalized world.

04 Updates from the Regional Groups

Members from the different regions will give short reflections about their respective regions and from their respective (CSO, social movement, academic) perspectives: 1) Central and South Asia & East and South-East Asia including Australia, New Zealand, Oceania; 2) Europe & North America; 3) Latin America & the Caribbean; 4) South-West Asia & North Africa (SWANA); 5) Sub-Saharan Africa.

05 & 06 Thematic Workshops

In the different thematic workshops, many of these multiple crises will be discussed, and participants will propose concrete responses. The conference will hold 10 thematic workshops. The objectives of the thematic workshops consist of mutual learning & sharing of knowledge, and of identifying future activities and cases that can trigger diverse collaborations and synergies.

07 & 16 Side Events

Participants have the possibility to propose discussion topics after the official program. Please see the proposed side events on page 7.

08 Visit to the Memorium Nuremberg Trials

The visit of the Memorium will start by an outside presentation by Mr **Rainer Huhle** (Nuremberg Human Rights Centre / Friedrich-Alexander-University Erlangen-Nürnberg). See also practical information document.

09 Thematic Workshops: Cross-Fertilization in Plenary

Rapporteurs from the different thematic workshops will give feedback in the plenary. The idea of cross-fertilization is also to identify if some identified actions or cases in one workshop (e.g. trade and investment) are relevant for another topic (e.g. climate crisis and eco-destruction). This plenary session aims at sharing future activities regarding the different topics dealt with in the workshops.

10 Human Rights of Future Generations (Maastricht IV Principles)

As ETOers, we are somehow the “offspring” of the Maastricht III Principles on ETOs. The Maastricht IV process – on **human rights of future generations** – is ongoing and the principles are in a drafting process. The objective is to inform participants about the process and to collect feedback on synergies and potential conflicts between a focus on the rights of future generations and current advocacy campaigns and legal struggles. We also seek to discuss the interrelatedness between human rights beyond borders and human rights of future generations.

11 **Public Debate: Liability Beyond Borders**

The topic of the public debate will be on corporate accountability and regulation of corporations. Co-organizers of this event will be the German CSO members of the ETOC: i.e. European Center for Constitutional and Human Rights (ECCHR), Bread for the World, and Misereor, as well as Markus Krajewski (FAU), CIDSE, HOMA, and FIAN International.

The deadly dam burst of an iron ore mine in Brumadinho, Brazil, the catastrophic fire at the Ali Enterprise textile factory in Pakistan and many other cases of human rights violations in global supply chains have testified: legal gaps in protection and practical hurdles in access to justice prevent survivors and other affected persons from successfully claiming damages. This is especially true in transnational case constellations. Legislative processes at national and EU level as well as the negotiation process for a UN treaty on business and human rights should change this. The panelists will analyze the obstacles that victims of human rights violations and environmental damage face in concrete case studies when suing for their rights. They will discuss the potential and limitations of national legislative initiatives in Germany and Brazil, as well as the requirements for a future EU supply chain law and a UN agreement, so that human rights violations are prevented and those affected have access to justice.

See also flyer on page 8.

12 **Regional Gatherings**

Participants from the different regions gather. The ETO Consortium counts the following regions: 1) Latin America and the Caribbean, 2) Sub-Saharan Africa, 3) Central and South Asia and East and South-East Asia including Australia, New Zealand, Oceania, 4) Europe and North America, 5) South-West Asia and North Africa (SWANA).

The objectives of the regional gatherings are manifold: Discuss relevant regional ETO-related processes, policies, cases; identify actors (CSOs, academics, movements) that could join – or be involved in – ETO Consortium (regional) activities or processes; Agree upon regional actions, activities, cases

13 **Regional Gatherings: Plenary Cross-Fertilization**

Rapporteurs from the different regional gatherings should give feedback in the plenary. The idea of cross-fertilization is also to identify if some identified actions or cases decided upon in one region are relevant for another region – so that synergies can be created.

14 **Presentation of Communities' Struggles and ETO Cases**

Several outcomes or proposals mentioned in the 2021 members' survey converge here. First, concrete cases of extraterritorial human rights violations should be worked upon; furthermore, affected communities struggling for their rights (in these cases) are supported by members (CSO & academic); finally, accountability mechanisms should be sought and – maybe more importantly – litigation supported. In this session, representatives from social movements, affected communities and CSOs briefly present their cases, which will be the basis for the subsequent case workshops. In this context, the Scientific Research Network "ETOs in Practice", funded by the Research Foundation Flanders, aims at bringing academia and CSOs together in order to work on litigation and accountability related to extraterritorial human rights violations. Members of this network explain the objectives and possibilities for collaboration.

15 & 18 **Accountability & Litigation Workshops**

Participants break up in 4 or 5 sub-groups (depending on number of presented cases). With the support of members (academics and CSOs) being experts in accountability and litigation, the case workshops aim at discussing and identifying concrete avenues for **accountability** and even **litigation**.

17 **Statutory Meeting of the ETO Consortium: Rules of Procedure**

This meeting is for ETO Consortium members. The other participants have free time – or can also participate if interested (without decision-making power). Several procedural issues will be discussed.

19 **Accountability & Litigation: Plenary Cross-Fertilization**

Rapporteurs from the different accountability and litigation workshops will give feedback in this plenary session. This cross-fertilization aims at identifying if some accountability or litigation avenues decided upon for one case are relevant for other cases – so that synergies can be created.

20 **Closing of Global Conference**

During the official closing, major prospective actions, collaborations and challenges will be presented.

Thursday – 16 June 2022

- ✓ **18:15 - 19:30** **'What the tech?! Understanding the impacts of digitalisation on human rights and new regulatory landscapes'**
- ✓ Ms **Francesca Feruglio** (ESCR-Net) and **Ms Sabrina Rau** (Friedrich-Alexander-University Erlangen-Nürnberg)
This side event will focus on the impact of digitalisation on human rights, and more specifically ESCR. It will consider how new digital shifts influence power dynamics between states, citizens and corporate actors, as well as international regulatory landscapes. Following two very brief presentations, this session will explore key challenges posed by digitalization and opportunities stemming from regulation and how it influences various fields respectively. How has digitalisation influenced your field of work? How can we ensure human rights protection within tech without falling to the 'tech-solutionism' trap?
- ✓ **Pushing the Frontiers of Human Rights**
Mr **Sylvain Aubry** (Steering Committee ETO Consortium)

Saturday – 18 June 2022

- ✓ **18:15 - 19:15** **"ETOs in Practice" Project: Information for CSOs**
Ms **Gamze Erdem Türkelli** (University of Antwerp)
The Scientific Research Network "ETOs in Practice" (funded by the Research Foundation Flanders) aims at bringing academia and CSOs together in order to work on litigation and accountability related to extraterritorial human rights violations. Members of this network explain the objectives and possibilities for collaboration.
- ✓ **Commercialisation of Education**
Mr **Timothy Fish Hodgson** (International Commission of Jurists) and Mr **Klaus D. Beiter** (North-West University)

Other confirmed proposals

- ✓ **Economic Incentive Structures Perpetuating Conflict, Occupation and Colonialism in the 21st Century**
Mr **Wesam Ahmad** (Al-Haq)



LIABILITY BEYOND BORDERS

ACCESS TO JUSTICE AND COMPENSATION FOR COMMUNITIES
AFFECTED BY CORPORATE HUMAN RIGHTS ABUSES

Friday, 17 June 2022
17:00 - 19:00 CEST

Moderation **Prof. Markus KRAJEWSKI**
Centre for Human Rights Erlangen-Nürnberg (CHREN)
Friedrich-Alexander University Erlangen-Nuremberg

Panellists **Ayushi KALYAN**
FIAN International

Prof. Manoela CARNEIRO ROLAND
Homa (Human Rights and Business Centre)
Faculty of Law of the Federal University of Juiz de Fora

Armin PAASCH
Misereor

Ben VANPEPERSTRAETE
European Centre for Constitutional and Human Rights (ECCHR)

Giuseppe CIOFFO
CIDSE

This debate takes place within the scope of the global conference of the ETO Consortium. Simultaneous interpretation is available in **English, Spanish, and French.**

JOIN HERE:

→ <https://tinyurl.com/ye258ryk>

The deadly dam burst of an iron ore mine in Brumadinho, Brazil, the catastrophic fire at the Ali Enterprise textile factory in Pakistan and many other cases of human rights violations in global supply chains have testified: legal gaps in protection and practical hurdles in access to justice prevent survivors and other affected persons from successfully claiming damages. This is especially true in transnational case constellations. Legislative processes at national and EU level as well as the negotiation process for a UN treaty on business and human rights should change this. The panellists will analyse the obstacles that victims of human rights violations and environmental damage face in concrete case studies when suing for their rights. They will discuss the potential and limitations of national legislative initiatives in Germany and Brazil, as well as the requirements for a future EU supply chain law and a UN agreement, so that human rights violations are prevented and those affected have access to justice.

