

Multinational Enterprises and the Social Challenges of the XX1st Century

*This is a Declaration on Fundamental Principles at Work
Public and Private Corporate Codes of Conduct*

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Multinational Enterprises And The Social Challenges Of The Xxist Century

Jennifer A. Zerk



Multinational Enterprises And The Social Challenges Of The Xxist Century:

International Labour Rights and the Social Clause Arne Daniel Albert Vandaele, 2005 Takes as its starting point the observation that a social clause should be concerned with achieving international labour rights Analyses the conception of international labour rights involving not only law but also other disciplines such as history morality and economics Shows that the discussion on the social clause is emblematic of the way the WTO and the international trade system should deal with human rights in general It requires an approach grounded in international law in the broadest sense covering general international law international human rights law international trade law international labour law and legal theory **Social work in XXI Century St. Challenges for academic and professional training.** Concepción Nieto-Morales, 2018-08-03 The book that you hold in your hands or on the screen of any technological device is the result of the effort made by a group of professors with the collaboration of professionals in different universities and study centres in twenty five countries It is title is already revealing Social Work in the 21st Century It is remarkable the coordination of professors Concepción Nieto Morales and Monica Solange De Martino Berm dez for readers to know not only the curriculum of Social Work in each of the countries that appear but also the profile of the student body and the identification and reflection on the challenges that the 21st century poses to the teaching of the profession among other elements Being a social worker in these times requires a previous awareness before starting the long road that begins with academic training and ends with the daily work linked to people who need help they need us to help them to conquer their rights There is something else Social problems over the years seem not to change their name homeless drug addicts minors but we must know that the internal dynamics of these marginalized groups evolve over time We must act according to today's situation with today's schemes otherwise the essence of social work will disappear Social and Labour Rights in a Global Context Bob Hepple, 2002-08-29 The active pursuit of social and labour rights is seen as a crucial response to globalization These essays written by leading scholars from the UK Ireland France Germany Italy Japan and the USA question the effectiveness of the rhetoric of rights such as those to decent work and security equal opportunity adequate food and housing and healthcare The authors examine emerging approaches in several European countries Japan and the USA and in codes of practice of multinational companies Attempts by the International Labour Organization to promote core rights and decent work and techniques of enforcement at regional level by the EU and NAFTA receive special attention International Law And Sustainable Development Nico J. Schrijver, Friedl Weiss, 2004-01-01 Schrijver Vrije U Amsterdam and Weiss U of Amsterdam have both served on committees of the International Law Association ILA **The Human Right to Development in a Globalized World** Daniel Aguirre, 2021-12-16 Offering a comprehensive analysis of the human right to development and its realistic application in an era of economic globalization Daniel Aguirre provides a multidisciplinary overview of economic globalization and examines its challenges to the realization of human development He takes this further by engaging with these challenges and

highlighting the human rights opportunities presented by economic globalization and the international investment system The volume proposes a triadic system of responsibility for human rights in development to include mapping the overlapping human rights responsibilities of corporations at the micro level of states at the macro level and of the international community at the meso level The scope of the book is broad and the approach to the subject is new It will generate interest across many disciplines including political science international law and economics Activists academics and development practitioners in many fields should also read this book

Enforcing Corporate Social Responsibility Codes Anna Beckers, 2015-10-22 Corporate social responsibility codes are guidelines that companies voluntarily develop and publish with the objective of showing the public their commitment to respect human rights to improve fundamental workplace standards worldwide and to protect the natural environment These corporate codes have become a crucial element in the regulatory architecture for globally operating companies By focusing on the characteristics of the codes their effects on society and their legal consequences this book seeks to provide a comprehensive analysis of corporate codes and the law *Enforcing Corporate Social Responsibility Codes* develops proposals on the relationship between global corporate self regulation and the national private law systems It uses methods of comparative law and sociological jurisprudence to argue that national private law can and in fact should enforce these codes as genuine legal obligations The author formulates legal policy recommendations for English and German private law that indicate how the proposed legal enforcement could be realised in practice The dissertation on which this book is based was awarded the second prize in the humanities category of the Deutscher Studienpreis German Thesis Award by the Koerber Foundation in November 2015

The United Nations and Human Rights Julie Mertus, 2005 This book is designed to provide a framework for understanding contemporary United Nations UN human rights machinery

Regulating Transnational Corporations in Domestic and International Regimes Evaristus Oshionebo, 2009-01-01 This study explores the range of strategies for regulating the social and environmental practices of TNCs in Africa s extractive industries

Global Public Interest in International Investment Law Andreas Kulick, 2012-07-12 The strengths of international investment law above all a strong focus on investor interests and an effective adjudication and enforcement system also entail its weaknesses it runs the danger of impeding or even sanctioning the host states legitimate regulatory interests and ignoring other fields of public international law How does it cope with public interest concerns such as human rights the environment or the fight against corruption At the heart of this book lies a fresh approach towards a general theory of such global public interest considerations in the investment realm Delineating how and why those considerations matter and why the current system does not accommodate them properly Andreas Kulick fleshes out general principles and customary international law as defences the host state may raise against alleged investor rights infringements and promotes proportionality as the appropriate balancing mechanism

Economic Law in Globalizing Markets Karl Matthias Meessen, 2004-01-01 Many product markets have gone global already Others are

following The globalization of markets is well understood by business It has also come to dominate the economic policy agenda of nation states and supranational organizations They all compete for inward investment to create and preserve employment opportunities Economic law is one of several parameters in the global competition of systems This study takes note of that new and additional function of economic law Part I sets out to examine the making of economic law by states by business and by international and supranational organizations Part II discusses some of the main rules of substantive economic law divided into chapters on market law transactions law and property rights law and Part III addresses key issues of enforcement by the executive branch on the one hand and by the judiciary and arbitral tribunals on the other Each of the 32 chapters contains an essay on a current cross border related problem of economic law often as reflected in recent case law Nearly 300 cases are discussed or at least referred to in that way They were selected from international case law and from cases decided by EC US and German courts and courts of ten more countries as well as by ICC ICSID and other arbitral tribunals The introductory notes to and summaries of the various parts and chapters integrate economic and political theory and provide the common thread The overall conclusion is to advocate a transnational approach problem oriented and cutting right across all layers of sources of law international supranational national and transnational law It distinguishes neatly between public and private law aspects of economic law but decidedly treats them together The book is of interest to academia and practitioners both for references to current problems and for a vue d ensemble Advanced students might use the book to understand the logic of today s economic law In addition to decades of research in international economic law the author capitalizes on his exposure to a wide array of practical issues as well as on six years of English language teaching in Geneva

STUDIES IN TRANSNATIONAL ECONOMIC LAW 20 Child Labour in a Globalized World Luca Nogler, Marco Pertile, 2016-04-15 This volume examines the legal dimension of the ILO s action in the field of Child Labour The authors investigate the implementation of the relevant legal instruments and assess the effectiveness of the ILO supervisory system All relevant instruments are considered while particular attention is given to Convention 182 on the elimination of the worst forms of child labour Child Labour in a Globalized World describes the ILO s activities concerning the eradication of child labour whilst assessing and evaluating the effectiveness of the relevant legal framework and functioning of the supervisory system This book contextualizes the issue of the eradication of the worst forms of child labour in the recent doctrinal debate on the nature of labour standards and the transformation of the ILO This important work will be a valuable resource for academics researchers and policy makers with an interest in labour law international law and children s rights Labour Regulation in the 21st Century Pietro Manzella, 2012-01-17 The economic crisis has highlighted major shortcomings in the EU flexicurity strategy which although suitable to tackle structural unemployment in a period of economic growth it proved unable to stand the impact of the recession which requires specific measures to maintain employment Against this background the authors of the present papers which were presented at the International Scientific Conference Labour

Market of the 21st Century Looking for Flexibility and Security on the occasion of the 370th Anniversary of the establishment of Vilnius University's Faculty of Law that took place on 12-14 May 2011 investigate the development of labour regulation in the 21st century with particular reference to the relation between flexibility and security and to the need to strike a balance between these two elements. The contributions address the issue in a comparative and transnational perspective and provide some insights into the development of national models of flexibility and social security. Labour Productivity, Investment in Human Capital and Youth Employment Roger Blanpain, W. Bromwich, 2010-03-08 Unemployment levels are on the rise nearly everywhere and the rate is particularly high among young people. If this trend is not reversed the potential long term economic and social damage is incalculable. For this reason a particular urgency attended an international conference on the subject held in March 2009 at the Marco Biagi Foundation in Modena Italy in the course of which specialists in labour law human resources management labour economics sociology education and statistics met to present and compare research. This issue of the Bulletin of Comparative Labour Relations includes a selection of the papers presented at that conference. Although the selected essays present findings on specific issues in particular countries the general applicability at the global level is evident. Assessing measures taken to deal with youth unemployment in thirteen countries Italy Spain Russia Sweden Bulgaria Estonia Hungary Poland Israel Nigeria the United States China and Singapore twenty five leading authorities describe and analyse such aspects of the problem as the following vocational education and training quality of employment as well as quantity links between educational institutions and local national and international enterprises consultation and co operation between employers associations and trade unions job security vs employment security funding for postgraduate programmes internships and on the job vocational training career development for future managers safeguards for workers in a framework of flexibility labour market pressure from unskilled immigrant workers earn as you learn schemes work in the informal economy and the rationale behind the phasing out of passive labour market measures for school leavers such as unemployment benefits. **Regulating Employment Industrial Relations and Labour Law Intl Co** Blanpain, 2010-01-01 The complexity of employment arrangements in various countries tends to make it difficult to understand them. Nevertheless it is important to take stock periodically particularly from an internationally comparative perspective. This remarkable book is a giant step in that direction. It is especially valuable in the context of increasing globalisation. For each of nine key jurisdictions the European Union Germany Sweden United Kingdom United States of America Canada New Zealand Australia and Japan experts present detailed information and analysis on key issues shedding valuable light on trends in such specific areas of employment relations as the following atypical work and flexible work arrangements dispute settlement procedures such as negotiation conciliation mediation arbitration and other forms of governmental or judicial intervention job security anti discrimination and gender equality recognition of unions and employers associations and forms of employee representation how collective bargaining is regulated whom the collective agreements cover and what they contain parental

leave and childcare policy the capacity of individual agreements to override or not override collective agreements minimum wage levels overtime and shift work and paid leave entitlements As a general framework Part 1 offers an insightful summary of the underpinnings of current analysis of globalization including discussion of the varieties of capitalism thesis the divergence convergence debate with its models of bipolarization clustering and hybridization and elements of historical and political economic path dependency in various cultures The information gathered here furthers understanding of the increasing disconnect between the prevailing institutional framework for employment relations and the sweeping changes that are taking place in the world of work With this book s analysis practitioners and policymakers will be able to overcome their dated assumptions and more effectively accommodate each others interests in the face of the complex mix of continuity and change that they are confronting The team of authors are experts in these countries They are active in policy or legal analysis business and or scholarship

Transnational Corporations and Human Rights Olivier De Schutter,2006-09-11 This volume offers a systematic overview of the different tools through which the human rights accountability of transnational corporations may be improved It first examines the responsibility of States in controlling transnational corporations emphasizing both the limits imposed by the protection of the rights of investors under investment treaties and the potential of the US Alien Tort Claims Act and other similar extra territorial legislations It then turns to self regulation by transnational corporations through the use of codes of conduct or international framework agreements It then discusses recent attempts at the global level to improve the human rights accountability of corporations by the direct imposition on corporations of obligations under international law Finally it considers the use of public procurement policies or of conditionalities in the lending policies of multilateral lending institutions in order to incentivize TNCs to behave ethically Altogether the book offers a rigorous legal analysis of these different developments and critically appraises their potential

The United Nations and Human Rights Julie A Mertus,Julie Mertus,2010-04-05 The fully revised and updated second edition not only provides a complete guide to the development structure and procedures within the UN human rights system but also this reflects the vital changes that have occurred within the UN system

Hard Choices, Soft Law John J. Kirton,Michael J. Trebilcock,2017-03-02 An important read for academics and policy makers alike Hard Choices Soft Law asserts that voluntary standards or soft law are an important supplement to international law in a number of areas This key work firstly outlines the approach taken to combining soft and hard law and trade environment and labour values in the WTO and NAFTA and in the prospective Millennium Round Then using the forestry sector a realm where formal international law remains largely absent the book provides a detailed examination of the role of soft law in action It demonstrates how soft and hard law can be combined to promote trade environmental and social cohesion in ways that also permit sustainable development The book presents a wealth of knowledge from a range of contributors familiar with the work of the G7 G8 the OECD the Biodiversity Convention and the Codex Alimentarius

Social Protection Globalised Jos Berghman,2005 This

book contributes to the growing amount of literature that is concerned with the relationship between globalisation and social security. The aim of this work is first to clarify the impact of the globalisation process on social security systems and second to formulate substantive and technical proposals for the adaptation of existing social security schemes to an altered socio-economic context and for the elaboration of international legal instruments aimed at an effective substantive and procedural protection of social security as a fundamental right. The report is divided into three parts. The first part is concerned with the social impact of globalisation and its consequences for social security systems in the high income economies. The first article of this section considers the nature of globalisation as well as its social impact. It spells out some fundamental challenges facing social security systems. The following article elaborates further on one specific challenge that is the need for social security to adapt to the increased territorial mobility of workers. The second part looks at the effects of globalisation on social security in relation to middle and low income countries and examines the extent to which existing arrangements in these countries are able to provide adequate income protection to the majority of the population. For the group of middle income countries the relevance of globalisation for the privatisation of pension systems is analysed as well as the consequences with respect to their main social functions i.e. the provision of old age income security and income redistribution. This is done so through a comparative analysis of Latin American countries that have implemented pension policy reform. The following two articles consider the experience of social security systems in low income countries. In the first article the impact and challenges of globalisation for existing formal and informal social security arrangements in low income countries are explored and options are suggested for alternative approaches to social security provision that are better suited to the circumstances of low income countries. The arguments have been illustrated with evidence from Cote d'Ivoire a country with a socio-economic situation and social security framework that is typical for the majority of low income countries. The second article discusses in greater depth the link between informal economic and social security in Sub-Saharan Africa. Finally the third part calls for a global approach to social security. To this end the first article in this section outlines a possible strategy for a generalised social protection at the global level based on the human damage theory while the last chapter of this work is concerned with the international legal instruments most appropriate for a better substantive and procedural protection of social security as a basic human right.

Multinationals and Corporate Social Responsibility Jennifer A. Zerk, 2006-11-09. The corporate social responsibility (CSR) movement has been described as one of the most important social movements of our time. This book looks at what the CSR movement means for multinationals for states and for international law. International law is often criticized for being too state centred and ill equipped to deal with the challenges of globalization. However drawing from many and varied examples of state, NGO and corporate practice this 2006 book argues that while international law has its limitations it presents more opportunities for the CSR regulation of multinationals than many people assume. The main obstacles to better regulation are therefore not legal but political.

The Global Labour Market Roger Blanpain, Michele

Tiraboschi, Pablo Arellano Ortiz, 2008-01-01 As global power relations increasingly favour international capital it becomes crucial for labour and employment lawyers to center their field in a supranational context As long as wages social security and taxes remain national matters states compete at this level in order to attract foreign investment This does not bode well for employees or the self employed Most ameliorative measures come in the form of unenforceable and soft law and guidelines and recommendations The conference recorded in this vitally important book confronts this losing battle of local responses to global challenges The book reprints the papers submitted to that conference by twenty three outstanding scholars from fourteen countries Among the many critical issues they expose and discuss are the following and the proliferation of varieties of non standard employment and protection of migrant workers and rights by regional organizations and global and regional trends in the human resources function and work training and education policy and effectiveness of equality and non discrimination standards and involvement of employees in workplace decisionmaking and and the need for an equitable social safety net In the course of the discussion the authors examine cases from many countries including not only EU Member States both West and East and the U S but also Japan Chile South Africa and Indonesia With a focus on the nexus of multinational enterprises and international standards the book provides both a sharp image of where labour law stands in today's world and revealing serious social problems in a clearer light than is usually encountered and a very valuable guide to directions to pursue and potential solutions offered by some of the most engaged and committed minds in the field It is an indispensable resource for legal workers in this and eye of the storm and of globalization

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