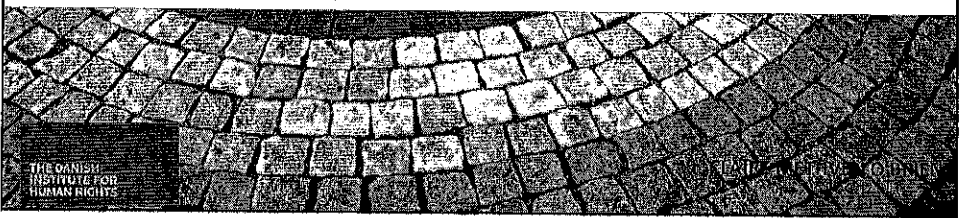


**Implementing the UN Guiding Principles on
Business and Human Rights:**

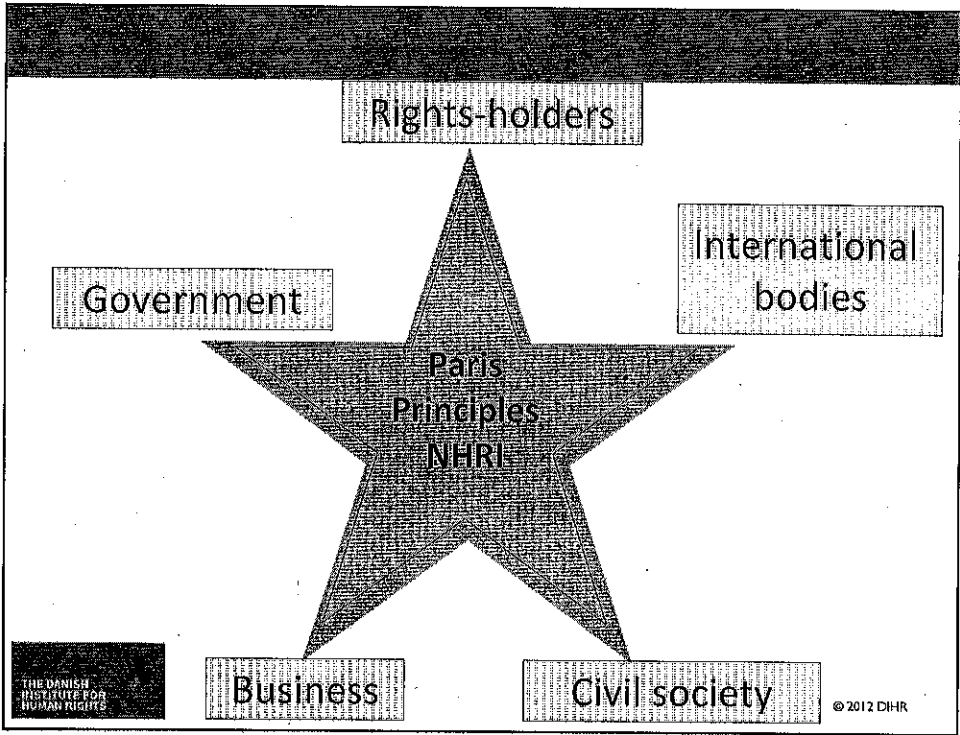
Experiences of ICC of NHRIs

4 December 2012

UN Forum on Business and Human Rights



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ICC of NHRIs: Actions on HRB / UNGPs

- Edinburgh Declaration 2010
- ICC Working Group on HRB – since 2009
- UN HRC Res 17/4 – NHRIs across 3 pillars
- UNGA NHRI resolution 2012
- OECD-ICC MOU
- ICC training programme and HRB website

- ICC Regional Workshops & Action Plans:
Africa, Asia Pacific, Americas...
September 2012 Berlin Action Plan

ICC Berlin Action Plan – highlights

<http://nhri.ohchr.org/EN/Themes/BusinessHR/Pages/Capacity%20Building.aspx>

Individual NHRIs

- Integrating in strategies
- Focal points

- Education, victims

European Group

- >Strategic plan
- >Regional actors
- >Case studies
- >EU advocacy

Scope

- >Home/extraterritorial
- >Public procurement
- >Austerity measures
- >OECD Guidelines
- >ECAs
- >Development policy
- >Pension & sovereign funds
- >International trade



2011: EU Commission Communication on CSR

- New definition of CSR (includes DD & HR)
- Invitations to large enterprises to commit to UNGPs-aligned frameworks by 2014
- GPs-based sectoral guidance (x3) by end 2012
- Etc.
- **Invitation to MS: National Plans on UNGPs by end 2012**

➤ 2012: EU Foreign Affairs Council - Strategic Framework & Action Plan on Human Rights & Democracy – Item 25

- HR & business identified as strategic area
- **MS national Plans on UNGPs - end 2013**

UNGPs : EU MS actions to date

UK: UNGPs national plan – UK FCO - Nov 2012 (...?)

Netherlands – plan now in development; consultant hired

France – plan in pipeline – role for NHRI (...?)

Germany – now reflecting on measures to promote / support HR DD

Denmark – confirm no separate UNGPs plan, only CSR Action Plan

Finland – work starting 2012

?????

Europe Group NHRIs: UNGPs national plans

Implementing the UN Guiding Principles on Business and Human Rights: Discussion paper on national implementation Plans (June 2012)

A.Process

- i. Separate UNGPs and CSR plans
- ii. **National baseline study and gap analysis**
- iii. Clear ownership within government
- iv. Periodic monitoring and progress reporting – verifiable criteria
- v. Participatory – vulnerable rights-holders, inside and outside home state jurisdiction
- vi. Transparent and adequately resourced

Europe Group NHRIs: UNGPs national plans

B.Minimum content

- vii. Address full scope of UNGPs across all 3 pillars
- viii. Address EU regional standards as well as UN etc.
- ix. Achievable targets, milestones and performance indicators

Denmark pilot UNGPs baseline study

RESEARCH +
DRAFT

CONSULT

BASELINE +
RECCOMENDATIONS

➤ National Human Rights Plans : UN Vienna Declaration 1993

New DK NHRI mandate

•2012 revised founding law for DIHR:

" [DIHR] should promote and protect human rights ...by Advising the Parliament, government, other public authorities and private sector actors on human rights."

Denmark pilot UNGPs baseline study

RESEARCH
+ DRAFT

- Desk top study
- Assess current status in DK using UNGPs baseline tool
- Address all areas of law, policy, practice
- P1 / P3 - criteria
- P2 - indicators
- Key risks – based on national and international sources

Denmark pilot UNGPs baseline study

CONSULT

- Cross-sector national consultation - 2013
- Human rights-based process e.g. transparency
- Stakeholders
 - Rights-holders – civil society
 - Responsible government authorities (e.g. DK CSR Council)
 - Business, labour
 - Expert inputs


Denmark pilot UNGPs baseline study

REPORT

- Assessment & Recommendations - 2013
- Further pilots 2013 – West Africa – Europe

APPLICATIONS/FURTHER DEVELOPMENT

- Basis for integrating HRB/UNGPs into Universal Periodic Review 2nd cycle / UN treaty body reporting
- Regional guides on HRB national baselines?
- Implications for NF reporting requirements?
- Bottom-up development of state benchmarks?

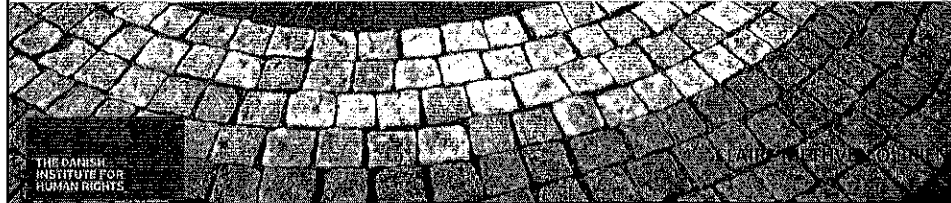


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UNGPs in the EU

UNGPs : Challenges for EU, MS

- 1. Economic crisis (as per non-financial reporting)**
- 2. Diversity across EU MS on CSR...HRB**
- 3. Nature of GPs as process standard – all encompassing**
- 4. Data: lack of benchmarks / indicators, comparability – qualitative analysis**
- 5. Specialisation (e.g. ESHIA, Common Approaches)...centrifugal forces / loss of line of sight, interpretive consistency...skill set...keeping up!**

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