



BUSINESS and FUNDAMENTAL RIGHTS: THE STATE DUTY TO PROTECT and DOMESTIC LEGAL REFORM D R A F T P R O G R A M M E

08h30 – 09h00 Registration

09h00 – 09h15 Welcome

09h15 – 10h45

SESSION 1: Business and Human Rights: Cutting-edge International Developments

CHAIR: Dr David Bilchitz (SAIFAC)

Prof David Kinley (University of Sydney): 'Towards Binding Human Rights Obligations for Business at International Law'

Prof John Ruggie (Special Representative to United Nations on Business and Human Rights) via video:
'The Ruggie Framework: A More in-Depth look at the State Duty to Protect'

Prof Mervyn King SC (Chairman, Brait, Chairman, King Committee) 'The Inseparability of Corporate Governance, and Sustainability'

10h45 – 11h15 Tea

11h15– 12h45

SESSION 2: Corporate Governance, Law Reform and Monitoring

CHAIR: Prof Theunis Roux (SAIFAC)

Prof Tshepo Mongalo (University of Cape Town) 'The Interpretation of the Interests of the Company in Relation to Director's Standards of Conduct under the New Companies Bill of 2008'

Prof Vincent Nmeihelle (University of the Witwatersrand) 'Is Domestic Law the Answer to Linking Business to the Ideals of Human Rights in the Global Era?'

Sisa Njikelana (Member of Parliament) 'The Political Challenges Involved in Regulating Business from a Human Rights Perspective'

Christine Jesseman (South African Human Rights Commission) 'The Role of National Human Rights Institutions in Monitoring and Assessing the Human Rights Obligations of Business'

12h30 – 13h45 Lunch

13h45 – 15h15

SESSION 3: Extending the Liability of Companies and Corporate Actors

CHAIR: Douglas Kativu (African Institute of Corporate Citizenship)

Danwood Chirwa (University of Cape Town): 'State Responsibility for Acts of Non-State Actors'

Astrid Ludin (FinMark Trust) 'Regulating Business and Protecting Human Rights through Consumer Protection Law'

Charles Abrahams (Abrahams Kiewitz Attorneys)'An Alien Tort Claims Act for South Africa? Holding Corporations Civilly Accountable for Human Rights Violations'

Marjorie Jobson (Khulumani Support Group) 'Lessons from Khulumani: the Challenges Facing Corporate Accountability'

15h15 – 15h45 Tea

15h45 – 16h45

SESSION 4: The Liability of Corporate Actors

CHAIR: Redson Kapindu (SAIFAC)

Gabriel Oosthuizen (Executive Director: International Criminal Law Services) 'Another regulatory avenue: criminal liability of business people for international crimes.'

Sabine Michalowski (University of Essex): 'Corporate Complicity: Implications for Corporate Lenders'

16h45 – 18h00

SESSION 5: Business and Human Rights in Practice: Regulation, Voluntarism and Case Studies

CHAIR: Courtenay Sprague (University of the Witwatersrand)

Stu Woolman (University of Pretoria): 'Truly Enlightened Self-Interest: Business, human rights and the UN Global Compact'

Jon Hanks (Incite Sustainability / University of Cape Town): 'Business and Human Rights: A case study of Sasol'

Michelle Ntab Ndiaye (African Institute of Corporate Citizenship): 'Mining in the DRC from the Perspective of Human Rights'

Ralph Hamann (University of Cape Town): 'Business and Human Rights: How well / badly are we doing and what are we going to do about it?'

18h00 – 19h00

Cocktail and Launch of Book 'The Business of Sustainable Development in Africa: Human Rights, Partnerships and Alternative Business Models'