

**Updated Non-exhaustive list of instruments and documents used by the Chairmanship
of the OEIGWG, as sources for the preparation of the revised draft legally binding instrument
on business and human rights**

**While we tried to categorize the references to the instruments and documents that were used as sources for the revised draft legally binding instrument, according to its different sections and provisions, some of the references correspond to several sections and provisions.*

Preamble:

1. UN Charter, Universal Declaration of Human Rights, the International Human Rights Covenants
2. Convention on the Elimination of All Forms of Discrimination Against Women
3. Convention on the Rights of the Child
4. Convention on the Rights of Persons with Disabilities
5. International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families
6. Convention Relating to the Status of Refugees
7. Vienna Declaration and Programme of Action of the World Conference on Human Rights
8. UN Declaration on the Right to Development
9. Durban Declaration and Programme of Action
10. UN Declaration on the Rights of Indigenous Peoples
11. ILO Declaration of Fundamental Principles and Rights at Work
12. ILO 190 Convention Concerning the Elimination of Violence and Harassment in the World of Work
13. HRC Resolution 26/9 “Elaboration of international legally binding instrument on transnational corporations and other business enterprises with respect to human rights”
14. UN Guiding Principles on Business and Human Rights
15. Regional Agreement on Access to Information, Public Participation and Justice in Environmental Matters in Latin America and the Caribbean

Section I

Definitions:

16. Basic Principles and Guidelines on the Right to a Remedy and Reparation for Victims of Gross Violations of International Human Rights Law and Serious Violations of International Humanitarian Law
17. 1985 Declaration of Basic Principles of Justice for Victims of Crime and Abuse of Power
18. Convention on the Rights of Persons with Disabilities
19. The Set of Multilaterally Agreed Equitable Principles and Rules for the control of Restrictive Business Practices
20. Report IV, Decent work in global supply chains, International Labour Conference, 105th Session, 2016 ILO Resolution concerning decent work in global supply chains

Scope :

21. HRC Resolution 26/9 “Elaboration of international legally binding instrument on transnational corporations and other business enterprises with respect to human rights”
22. United Nations Convention against Transnational Organized Crime

Section II

Rights of Victims:

23. Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment
24. Optional Protocol to the Convention on the Rights of the Child on a Communications Procedure
25. Optional Protocol to the Convention on the Rights of the Child on the Sale of Children, Child Prostitution and Child Pornography
26. Optional Protocol to the Convention against Torture and other Cruel, Inhuman and Degrading Treatment or Punishment
27. Draft principles on the allocation of loss in the case of transboundary harm arising out of hazardous activities (2006)
28. Basic Principles and Guidelines on the Right to a Remedy and Reparation for Victims of Gross Violations of International Human Rights Law and Serious Violations of International Humanitarian Law
29. Convention on Civil Liability for Damage Caused during Carriage of Dangerous Good by Roads, Rail and Inland Navigation Vessels (1989)
30. OECD Convention on Combating Bribery of Foreign Public Officials in International Transactions
31. African Charter on Human and Peoples Rights
32. European Convention on the Compensation of Victims of Violent Crimes

Prevention:

33. Convention on the Transboundary Effects of Industrial Accidents
34. Convention on the Transboundary Effects of Industrial Accidents
35. Guiding Principles on Business and Human Rights
36. Directive 2014/95/EU of the European Parliament and the Council regards disclosure of nonfinancial and diversity information by certain large undertakings and groups (22 October 2014)
37. Regional agreement on access to information, participation and justice in environmental matters in Latin America and the Caribbean
38. French *Loi relative au devoir de vigilance* 2017
39. UK Modern Slavery Act 2015
40. Australia Modern Slavery Act 2018
41. Swiss popular initiative on Responsible Business
42. OECD Due Diligence Guidance for Responsible Business Conduct

Legal Liability

43. United Nations Convention against Corruption
44. United Nations Convention against Transnational Organized Crime
45. International Convention for the Suppression of the Financing of Terrorism
46. Rome Statute of the International Criminal Court
47. Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment
48. International Convention for the Protection of all Persons from Enforced Disappearance
49. Principles on the Effective Prevention and Investigation of Extra-legal, Arbitrary and Summary Executions
50. Statute of the International Criminal Tribunal for the former Yugoslavia

51. Statute of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States
52. ILO Forced Labour Convention 1930
53. ILO Abolition of Forced Labour Convention 1957
54. Convention on the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour 1999
55. Basic Principles and Guidelines on Development-Based Evictions and Displacement
56. Slavery Convention 1926
57. UK Modern Slavery Act 2015
58. Supplementary Convention on the Abolition of Slavery, the Slave Trade, and Institutions and Practices Similar to Slavery
59. Protocol to Prevent, Suppress and Punish Trafficking in Persons Especially Women and Children
60. Guiding Principles on Internal Displacement
61. UN Security Council Resolutions 1325(2000), 1820(2008), 1888(2009), 1960(2010), 2106(2013)

Jurisdiction:

62. General Comment 16 of the Committee on the Rights of the Child
63. General Comment 24 of the Committee on Economic Social and Cultural Rights
64. Regulation (EU) No 1215/2012 of the European Parliament and the European Council on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters (12 December 2012)

International Cooperation:

65. International Covenant on Economic, Social and Cultural Rights
66. United Nations Convention against Corruption (2004)
67. United Nations Convention against Transnational Organized Crime
68. Convention on Civil Liability for Oil Pollution Damage (1969)
69. Convention on the Protection and Use of Transboundary Watercourses and International Lakes (1992)
70. Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment
71. International Convention for the Protection of all Persons from Enforced Disappearance
72. Convention on the Recognition and Enforcement of Foreign Judgment in Civil and Commercial Matters
73. Convention on Choice of Court Agreements
74. Protocol to amend the International Convention on Civil Liability for Oil Pollution Damage (1992)
75. Protocol on Civil Liability and Compensation for Damage caused by the Transboundary Effects of Industrial Accidents on Transboundary Waters to the 1992 Convention on the Protection and Use of Transboundary Watercourses and International Lakes and the 1992 Convention on the Transboundary Effects of Industrial Accidents
76. European Convention on Mutual Assistance in Criminal Matters Strasbourg (1959)
77. Inter-American Convention on Extraterritorial Validity of Foreign Judgments and Arbitral Awards
78. International Law Association Resolution No. 6/2006 on Transnational Enforcement of Environmental Law

79. Draft articles on Prevention of Transboundary Harm from Hazardous Activities (2001)
80. Draft principles on the allocation of loss in the case of transboundary harm arising out of hazardous activities (2006)
81. Preliminary draft text of the Working Group on the Judgements Project Emanating From its Fourth Meeting- Hague Conference on Private International Law

Section III

Institutional Arrangements:

82. Convention on the Elimination of All Forms of Discrimination Against Women
83. Convention on the Rights of the Child
84. Rome Statute of the International Criminal Court
85. International Convention for the Protection of all Persons from Enforced Disappearance
86. Convention on Long-Range Transboundary Air Pollution
87. Convention on the Prevention of Marine Pollution by Dumping of Wastes and Other Matter
88. Optional Protocol to the International Covenant on Economic, Social and Cultural Rights
89. Optional Protocol to the Convention against Torture and other Cruel, Inhuman and Degrading Treatment or Punishment
90. Agreement to Promote Compliance with International Conservation and Management Measures by Fishing Vessels on the High Seas