



OHCHR consultation on business and human rights

5 – 6 October 2009

Palais des Nations Room XVIII

SPEAKERS BIO

Rocio Avila is Program Officer for Extractive Industries in Oxfam America's South America Regional Office. Previously she worked at the Episcopal Commission for Social Action (CEAS), the office at the Peruvian Episcopal Conference that accompanies local church groups and rural communities involved in conflicts with extractive industry companies, such as mining companies. During her time at CEAS, she was in charge of coordinating the Red Muqui, a network of NGOs that advises local communities and helps them develop proposals in order to find solutions to mining conflicts.

She has a degree in education with a specialization in gender and development, as well as a Masters in political science at the Catholic University of Peru. She is currently finishing a Degree in Conflict Management and Transformation at the Latin American Faculty of Social Sciences in Argentina.

Dr. Dominic Ayine is a Barrister and Solicitor of the Superior Courts of Judicature of Ghana. Dr. Ayine joined the Faculty of Law, University of Ghana in April 2000 as an assistant lecturer and has taught courses in International Trade and Investment Law, Commercial Law, the Law of Contract, Natural Resources Law and Administrative Law. In addition to being on the Faculty of Law, University of Ghana, Dr. Ayine is the Executive Director of the Center for Public Interest Law (CEPIL) which he co-founded in April 1999. He has been instrumental in the growth and transformation of the Center from a little known non-profit organization to one of Ghana's leading public interest and human rights organizations.

Dr. Ayine has a wide-range of experience as a legal practitioner and consultant. He has consulted for the International Finance Corporation (IFC), the United States Agency for International Development (USAID), Oxfam Great Britain, the Government of Ghana, the International Institute for Environment and Development (IIED) among others.

Rafael Benke is Vale's Senior Executive of Corporate Affairs and Sustainability, based in Vale's offices in St. Prex, Switzerland. Mr. Benke's area of work includes international corporate affairs: strategic planning and implementation; policy making and regulatory corporate issues; government and shareholder relations; and sustainable development. He has background both in the public and private sectors, as well as international organizations, having worked with international strategy, sustainability/ CSR, advocacy and government affairs, international trade and investments, international dispute settlement, international negotiations, technical assistance and capacity building, and communications.

His previous positions include Legal Advisor to Brazil's Secretary of Foreign Trade; Coordinator, International Affairs in the Brazilian Textile Industry Association; Consultant, Organization of American States - OAS (Washington-DC); Intern at the Appellate Body Secretariat, World Trade Organization - WTO (Switzerland); International Associate, Steptoe & Johnson LLP (Washington DC); General Manager, International Affairs at the Federation of Industries of the State of São Paulo (FIESP); and Vice President of Corporate Affairs and International Relations, Vale Inco, Toronto, Canada.

Stéphane Brabant a French-qualified partner of the international law firm Herbert Smith LLP, based in the firm's Paris office. He is Head of the Paris Projects Group, Global Head of the firm's Africa practice and co-head of the Global Energy Group, with special responsibility for Mining. Mr. Brabant lived and worked in Africa for seven years and has over 20 years' experience advising on the legal and tax aspects of a wide range of international transactions, projects and project financings in Francophone Africa on behalf of corporations, governments, banks and lending institutions, focussing in particular on the energy, natural resources and infrastructure sectors.

Julie Cavanaugh-Bill (formerly Julie Ann Fishel) is an attorney and has been actively involved in filings before the Committee on the Elimination of Racial Discrimination since the first Western Shoshone filing in 1998. Originally serving as a pro bono attorney with the Indian Law Resource Center through her law firm in Minnesota, Ms. Cavanaugh-Bill moved to Shoshone territory in 2002 and for the next six years served as the Director of the Land Recognition Program at the Western Shoshone Defense Project. She continues to be actively involved as an independent consultant to the WSDP and the University of Arizona Indigenous Peoples Law and Policy Program. Ms. Cavanaugh-Bill was recently elected to the International Board of the Economic, Social, Cultural Rights Network (ESCR-Net) and continues to sit as the Chair of Great Basin Resource Watch Board as well as on the Executive Committee for the Initiative for Responsible Mining Assurances in Vancouver.

Ms. Cavanaugh-Bill has worked on two separate U.S. Supreme Court cases involving indigenous rights and has written several articles and guidebooks on indigenous rights, corporate engagement and human rights lawyering.

Martyn Day is senior partner at the British Law Firm Leigh Day and Co. He specialises in international, environmental and product liability claims, often as group actions. He heads a team of 30 lawyers specialising in bringing claims on behalf of people across the world who have suffered damage as a result of the operations of British multi-nationals and Government. His team have represented people from South Africa, Swaziland, Zimbabwe, Kenya, Ivory Coast, Colombia, Bangladesh, Peru, Italy, and Iraq,

Jan Eijsbouts retired as General Counsel and Director of Legal Affairs from Akzo Nobel NV (a Dutch Fortune 500 multinational company, active in coatings and specialty chemicals, with 2008 revenue of EUR 15.4 bn) and as member of the Dutch Bar in July 2007. Mr. Eijsbouts, who is a registered mediator at NMI, ACB and CEDR (from which latter organisation he received his formal international training) has been active in conflict management and mediation organisations as board member and trainer. He introduced mediation as the mainstream conflict management technique at Akzo Nobel. Since his retirement he is active as adviser in Corporate Governance, CSR and Conflict Management (which includes acting as international mediator). He is member of the Board of the World Legal Forum Foundation (The Hague) and of the International Advisory Boards of the Mentor Group (Boston, US) and the CEELI Institute (Prague). He has published on and been lecturing extensively in corporate governance, CSR and conflict management at various universities, both in The Netherlands and abroad.

Hannah Ellis is coordinator of The Corporate Responsibility (CORE) Coalition. CORE is an alliance of over 130 UK based voluntary organisations, trade unions and companies working on corporate accountability issues. After a successful campaign to reform UK company law, CORE's latest campaign is for a new UK Commission on Business, Human Rights & The Environment to be established. CORE is also the UK member of The European Coalition for Corporate Justice (ECCJ). Hannah has been coordinator of CORE for the last four years. Previously, Hannah worked as an International Finance Campaigner for Friends of the Earth International.

Ambassador Luis Gallegos has had an active participation in the promotion and protection of human rights. He has been Vice Chair of the Human Rights Commission (1998), Chair of the Committee that approved the Convention of the United Nations for Persons with Disability (2002-2005) and has participated in numerous international meetings on human rights, Chairman of the Rehabilitation International Foundation, Honorary Chair of the Universal Design Commission and Chair of G3ICT the Global Partnership for Inclusive Information and Communication Technologies. Ambassador Gallegos was elected in his personal capacity as an expert member of the United Nations Committee Against Torture and Other Cruel, Inhuman and Degrading Treatments or Punishments (2008-2011). Ambassador Gallegos is a member of the Leadership Group convened by the Special Representative of the Secretary-General on business and human rights, John Ruggie.

Ambassador Gallegos is at present the Ambassador of Ecuador to the United States of America.

Silvia M. Garrigo is the Manager of Global Issues and Policy for Chevron's Policy, Government and Public Affairs (PGPA) organization. She leads Chevron's corporate responsibility strategy team, which guides a best-in-class approach to the company's policies, programs and goals in this area. The team also manages global policy trends and issues that could impact Chevron's operations, competitive advantage and reputation. Silvia and her team are responsible for making corporate policy recommendations to senior level management. She leads stakeholder engagement with non-governmental organizations, shareholders, socially responsibly investor groups, employees, think tanks, multi-stakeholder voluntary initiatives, academic institutions and policy organizations on corporate responsibility through specific outreach, speaking engagements and the annual Corporate Responsibility Report.

Audrey Gaughran is the Head of Economic Relations at Amnesty International, International Secretariat. She is the co-author of a recent report titled "Petroleum, Pollution and Poverty in the Niger Delta".

Adam Greene is the Vice President, Labour Affairs and Corporate Responsibility at the US Council for International Business (USCIB). Adam Greene is responsible for USCIB activities on labour policy as well as its wide-ranging work on corporate responsibility. He manages U.S. business participation in the development of international labour standards and advises companies on international and regional trends in labour and employment policy. He also coordinates USCIB involvement in the governing and standard setting bodies of the International Labour Organization and promotes the ILO Declaration on Fundamental Principles and Rights at Work. In the area of corporate responsibility, Mr. Greene advises clients on international codes and initiatives, internal management systems, strategic alliances and corporate reporting, among other things. Mr. Greene is actively involved in the ongoing implementation of the OECD Guidelines for Multinational Enterprises, the ILO Tripartite Declaration on Multinational Enterprises and Social Policy, and a wide array of other international initiatives.

Dr. Mads Holst Jensen conducts human rights and business research and develops tools to implement human rights in businesses. He is also developing, researching, facilitating and advising on dialogues, initiatives and activities concerning human rights and business in China. Based on a long and multi-faceted working experience with China, his aim is to promote a common language for CSR, encompassing Western and Chinese contexts and conceptions in order to bridge the gap between CSR ideals and Chinese realities. Dr. Jensen graduated from the University of Copenhagen and holds a Ph.D. in modern Chinese studies from the University of Aarhus.

Mr Jody Kollapen is the Chairperson of the South African Human Rights Commission (SAHRC), a constitutional body set up in terms of Chapter 9 the South African Constitution to protect and promote human rights. He was appointed by President Mandela on the recommendation of Parliament and reappointed for second term by President Mbeki.

Mr. Kollapen practised law in Pretoria, South Africa from 1981 to 1992 focussing on public interest law and during this period he represented a number of persons prosecuted in terms of apartheid laws. He joined Lawyers for Human Rights, a human rights NGO in 1992 and served, as its National Director from 1994 until 1995.

He was requested by President Mandela to be part of a panel entrusted with the task of interviewing and making recommendations on persons to be appointed to the Truth and Reconciliation Commission.

His areas of interest include human rights within the administration of justice, equality and the advancement of socio-economic rights. He is presently chairperson of the Equality Review Committee.

He currently serves on the boards of various national and international human rights bodies, including the Legal Resources Centre and the Human Rights Foundations. He has spoken and participated in numerous workshops and conferences on human rights issues both nationally and internationally and written extensively on human rights issues and on constitutionalism.

Herbert P M'cleod, is currently Adviser to the President of Sierra Leone covering the growth sectors; mining, agriculture, fisheries, tourism etc. He is also responsible for the introduction of Results Based Management into the public service in Sierra Leone, and co-convenor of the Task Force on the review of mineral rights. He is a retired staff member of the United Nations Development Programme, where he had served in various senior positions and countries for over thirty years. These included the posts of Resident Coordinator in Eritrea, Cameroon, and the Democratic Republic of the Congo. In the DRC, he also served as Humanitarian Coordinator from 2002 to 2005. From 1995 to 2002 he was the Director, Division of operations Policy and Programmes in UNDP. He has written several papers in the field of development, and particularly on the challenges of post-conflict countries.

Ebele Okobi-Harris is Director of the Business and Human Rights Program at Yahoo! Inc. Before joining Yahoo!, Ebele worked as a corporate attorney at Davis Polk & Wardwell in New York, Paris and London, as an attorney fellow at Consumers Union in San Francisco, as a director of advisory services at Catalyst in San Jose and Amsterdam and for Nike at EMEA headquarters in Amsterdam, where her responsibilities included creating marketing, corporate responsibility and business development strategy for Africa.

Austin Onuoha is the Executive Director of the Africa Centre for Corporate Responsibility based in Warri, Niger Delta of Nigeria and is studying for a PhD in Conflict Analysis and Resolution at Nova Southeastern University in Florida, USA. Before proceeding to the US for graduate studies, Mr. Onuoha was executive secretary and head of conflict resolution at the Human Rights Commission (now Human Rights and Conflict Resolution Centre) Abakaliki, Nigeria. Apart from studying and researching, Mr. Onuoha is currently monitoring on behalf of shareholders Chevron's community

engagement initiative in Nigeria for the Africa Centre for Corporate Responsibility (ACCR) based in Nigeria. He was elected Ashoka Fellow in 2001 for his innovative work in “harnessing conflict energy for development.” Twice Mr. Onuoha has won a Misereor grant for formation which supported his graduate studies. He is a member of the UN Working Group on Human Rights and Business. Mr. Onuoha has worked, researched and written extensively on the oil industry. He conducts training on conflict resolution, corporate social responsibility, human rights, non-violence and peace-building and development. Mr. Onuoha is adjunct faculty at the West African Peacebuilding Institute in Ghana. He is the author of *From Conflict to Collaboration Building Peace in Nigeria’s Oil-Producing Communities* and *When Communities Confront Corporations: Comparing Shell’s Presence in Ireland and Nigeria*. He is on the regional and national board of the West African Network for Peacebuilding (WANEP). Mr. Onuoha led the 28-person team that conducted for the very first time an evaluation of Chevron Nigeria’s Global Memorandum of Understanding (GMOU). Austin has conducted several research projects both in Africa and abroad on different subjects.

Ms. Marietta T. Paragas is the Chief Executive Officer of the Shontoug Foundation in the Philippines. It is an NGO that aims to alleviate poverty and focuses on anti-mining advocacy. She is also a co-convenor for Philippine-Misereor Partners (PMP), a Point Person for PMP-Northern Luzon Cluster, and a consultant for CREATIVE Training, Research and Consultancy Services for Asia Pacific region.

In the past, Ms. Paragas has been the Chairperson of the Economics Department, Acting Dean of the College of Commerce and Secretarial Department, and professor at the University of Cordilleras in Baguio City.

In the area of development, Ms. Paragas has created and piloted culturally appropriate development models on Early Child Care and Education; Maternal and Infant Health Care for Indigenous Peoples; Women and Youth Empowerment; Poverty Alleviation through Participatory Local Governance (Economic and Health Governance); and Social Enterprise Development and Management. She has spearheaded the organization of a regional network of development NGOs and POs (CORDNET). She has facilitated and convened multi-stakeholders to work together in poverty alleviation in Kapangan, Benguet and Asipulo, Ifugao. She has helped organized a nation-wide marketing network of social entrepreneurs (PCCI). She has facilitated the inter-NGO/PO – Church-based groups in anti-mining advocacy in Benguet (ALLUYON)

Ed Potter joined The Coca-Cola Company in March 2005 as Director of Global Workplace Rights. His responsibilities include labour relations, workplace rights and the social compliance of the business system and supply chain.

Mr. Potter has an extensive background in international labor, workplace rights and employment law issues. Having attended the International Labor Organization (ILO) Conference since 1982, Ed became the U.S. Employer Delegate in 1997. In 1998, he was the employer spokesperson for the negotiation of the ILO Declaration on Fundamental Principles and Rights at Work. Currently, he is the employer spokesperson on the ILO

Committee on the Application of Conventions and Recommendations that holds countries accountable for their obligations resulting from the ratification of ILO conventions.

Salvador Quishpe was born in Ecuador and is a member of the Saraguro indigenous people. He studied in Ecuador and the United States and graduated in sociology. Mr. Quishpe has been actively involved in various indigenous organisations such as the Saraguros Provincial Federation of Zamorca Chinchipe and the Confederacion de nacionalidades indigenas del Ecuador (CONAIE). Re-elected twice at the National Congress, Salvador Quishpe is now Governor of the Province of Zamora Chincihpe. Throughout his different mandates, Salvador Quishpes has been particularly active in defending the protection of natural resources and the environment, advocating for responsible corporate activities in the region. In 2006, Salvador was arrested by the military while leading a peaceful demonstration near the site of a Canadian mining company. He currently has a case pending before the Inter-American Commission for Human Rights.

Victor Hugo Ricco has two Degrees in Law (Attorney and Procurator) from the School of Law, National University of Cordoba (NUC) in Argentina. He has conducted research on local and international human rights and environmental matters including various publications and has also worked building capacity worldwide for the protection of human rights and the environment. He was the Coordinator of the Global Governance Program at the Center for Human Rigths and the Environment (CEDHA 2001-2006) and then became the Secretary for the Environment and Sustainable Development for the local government of Cordoba City (Secretary of State 2006-2007). In 2008, he was appointed as the General Coordinator for International Environmental Affairs for the Secretary of Environment and Sustainable Development at the national government in Argentina. Victor Ricco is currently CEDHA’s Strategic Advisor to the Executive Direction of CEDHA.

John Gerard Ruggie is the Berthold Beitz Professor in Human Rights and International Affairs at Harvard’s Kennedy School of Government, and Affiliated Professor in International Legal Studies at Harvard Law School. He also serves as the United Nations Secretary-General’s Special Representative for Business and Human Rights (since 2005). Trained as a political scientist, Ruggie has made significant intellectual contributions to the study of international relations, focusing on the impact of globalization on global rule making. A Fellow of the American Academy of Arts & Sciences, he has received the International Studies Association’s “Distinguished Scholar” award, the American Political Science Association’s Hubert Humphrey award for “outstanding public service by a political scientist,” and a Guggenheim Fellowship. A recent survey published in *Foreign Policy* magazine identified him as one of the 25 most influential international relations scholars in the United States and Canada.

Apart from his academic pursuits, Ruggie has long been involved in practical policy work, initially as a consultant to various agencies of the United Nations and the United States government. From 1997-2001 he was United Nations Assistant Secretary-General for Strategic Planning – a post created specifically for him by then Secretary-General Kofi

Annan. His responsibilities included establishing and overseeing the UN Global Compact, now the world's largest corporate citizenship initiative; proposing and gaining General Assembly approval for the Millennium Development Goals; advising Annan on relations with Washington; and broadly contributing to the effort at institutional renewal for which Annan and the United Nations as a whole were jointly awarded the Nobel Peace Prize in 2001.

Auret van Heerden was Director of Monitoring and Executive Director of the Fair Labour Association before being named President and CEO in 2003. He comes to the FLA with thirty years experience in international human and labor rights work. He joined the International Labor Organization (ILO) in 1988 and worked on their Program of Action against Apartheid in Geneva until 1994 when the new democratic South African government appointed him Labor Attaché in the South African Permanent Mission to the UN in Geneva.

Mr. van Heerden returned to the ILO in 1996 to coordinate the Special Action Program on Social and Labour Issues in Export Processing Zones. In that capacity he worked on labour relations issues in 25 zone-operating countries and established a Swiss-funded project to improve labour relations in Special Economic Zones in China. He has written ILO reports on disinvestment and economic sanctions; Export Processing Zones (EPZs); the export garment industry and labour rights. He is based in Geneva in the European office of the FLA.

Enrique Velarde, is a chemical engineer and the Director of the Relations with Communities and Institutions of Xstrata Tintaya S.A. a mining company located in Cusco, Perú. Mr. Velarde is in charge of the CSR policy and the prevention and management of conflicts in the respect of corporate policies. These activities allow Xstrata to keep its social license to operate. Mr. Velarde contributed to the implementation of the most successful dialogue processes in the mining sector in Perú. For example, he is now leading a dialogue process with the community of Espinar in Cusco.