

## IOE Comments on Article 2 of the third revised draft treaty

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Chair

This treaty needs to focus on all companies. Again, in the negotiation on this article we see a lot of efforts to focus this Treaty only on transnational companies. This would be the end of this treaty, as many countries will not support the process and content, it would result in the fact that the treaty is not in line with the UN Guiding Principles and it would not create a level playing field.

On article 2.1b: I would like to stress that under international law companies do not have obligations. Companies only have obligations, if the country has ratified and implemented them into national law. Here we have two possibilities: We can add a sentence at the end of 2.1b which says “where required by national law”, or we go to the formulation of the UN Guiding Principles and use the term “responsibility to respect human rights”.