

IGWG 7th Session - Global Union Comments:

Article 11

Thank you, Chairperson. I speak on behalf of the global trade union organisations: ITUC, BWI, EI, IndustriAll, ITF, IUF, PSI, and UNI.

We have a proposal for a small but significant amendment to Article 11.2. We would recommend the insertion of a little c, which would include the *law of the domicile of the victim*. We believe that, among other things, this would help balance out the ability of transnational corporations to choose host countries with weak or under-developed legal and governance frameworks.

Article 11.2

All matters of substance which are not specifically regulated under this [international legally binding instrument] may, upon the request of the victim, be governed by the law of another State where:

- a. the acts or omissions have occurred or produced effects; or
- b. the natural or legal person alleged to have committed the acts or omissions is domiciled;
or
- c. the victim is domiciled.**

Thank you, Chairperson.