



Permanent Mission
of the Republic of Indonesia to the UN, WTO,
and Other International Organizations
in Geneva

STATEMENT OF THE DELEGATION OF INDONESIA

8th Session of the Open-Ended Working Group on TNCs and OBES

GENERAL STATEMENT

Geneva, 21 October 2022

Mr. Chairperson,

My Delegation wishes to congratulate you for once again being elected as the Chairperson for this 8th Session of the Open-Ended Working Group. This shows the trust and confidence towards your able and strong stewardship in guiding the deliberation of the Working Group.

Mr. Chairperson,

Indonesia continues to take important measures to promote respect of human rights in business activities by actors in Indonesia. We acknowledge the obligation to adequately regulate and monitor business activities to comply with relevant laws, regulations and standards including the UN Guiding Principles on Business and Human Rights. A number of measures has been taken to further disseminate the UNGP as well as other effort to encourage human rights due diligence by companies.

Therefore, Indonesia attaches great importance to the deliberation of the legally binding instrument in line with Resolution 26/9 based on the consideration that this process will address the gaps governing cross border business activities that is outside of national laws of countries. In this regard, Article 3 on Scope should be formulated in a precise manner to govern over business activities of transnational corporations and other business enterprises that have a transnational character in their operational activities, and should not apply to local businesses registered in terms of relevant domestic law.

We look forward for an instrument that will provide a stronger foundation to guide our efforts to achieve sustainable development and socio-economic progress that upholds human rights.

We appreciate the Chair for preparing proposals for a number of articles to the draft LBI. We particularly appreciate the use of more formal language typically use in treaties and instruments on human rights. Considering the character of a legal instrument we are of the view that this process should endeavours to avoid resolution

types of languages that requires precise use of terms. We also note, as mentioned by the letter accompanying the proposal, that the proposals are meant to streamline the text and making the instrument easier to understand. However, they need more clarity as to how it corresponds to the current third revised draft. We particularly concern over the use of the term

We would like to hear your explanation on how these proposals will be utilized in the negotiations.

Our delegation looks forward to the discussion and we will participate and contribute constructively to this Session of Working Group.

I thank you.