

Heidelberg, 20-21 June 2018

Max Planck Institute for Comparative Public Law and International Law, University of  
Bristol, and University of Oslo/SMART

## Transnational Labour Law in an Era of Rising Nationalism: A New Role of Public Institutions for Sustainable Market Practices?

**Day 1 (Wednesday, 20 June)**

**10:30-11:00: Registration/Welcome Coffee**

**11:00-11:30: Introduction**

Welcoming remarks: Tonia Novitz, Franz Christian Ebert, and Beate Sjøfjell

**11:30-13:00: Panel I. Transnational Labour Law and Public Institutions**

Janelle Diller: *The Role of the State in the Exercise of Transnational Public and Private Authority over Labour Standards*

Claire La Hovary: *The Concept of Tripartism: a Bulwark against "Brutalism"?*

Franz Christian Ebert: *International Economic Institutions and Labour Governance. A Public Law Framework*

Discussant: Markus Krajewski

Moderator: Anja Seibert-Fohr

**13:00-14:00: Lunch Break**



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**14:00-16:00: Panel II. Labour Standards and International Institutions: Selected Experiences**

Lisa Tortell: *The Role of the ILO's Standards Review Mechanism*

Monika Schlachter: *The Role of the European Committee of Social Rights in Protecting Labour Standards in the EU*

Klaus Lörcher: *The Council of Europe's Recommendation on 'Human Rights and Business'*

Gabriele Buchholtz: *Social and Labour Standards in the OECD MNE Guidelines – Enforcement Mechanisms*

Moderator: Reingard Zimmer

**16:00-16:30: Break**

**16:30-18:00: Panel III. Trade, Sustainability and Public Institutions**

Henner Gött: *The Implications of International Investment Agreements for Labour Standards*

Keith Ewing and Joo-Cheong Tham: *Regulating Labour Standards through Trade Agreements: A Poisoned Chalice?*

Jeffrey Vogt: *The False Promise of Free Trade Agreements: the CAFTA Arbitration and Impunity for Workers' Rights Violators in Guatemala*

Discussant: Clair Gammage

Moderator: Anne Trebilcock

**18:00-19:30 Dinner**

**19:30: Evening Key Note: Alan Bogg – On Nationalism, Transnationalism and Labour Law**

**20:00: Open debate**



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### Day 2 (Thursday, 21 June)

**8:30-9:00: Welcome Coffee**

**9:00-11:00: Panel IV. Workers at the Tail End of Supply Chains – ‘Glocal’ Hiring, Migrant Labour and the Consequences for Sustainability**

Faina Milman-Sivan: *Shared Responsibility for Workers in Global Supply Chains*

Rutvica Andrijasevic and Tonia Novitz: *The Intersection of National and Transnational Regulation for Protection of Posted Workers – the Case of Failure in Slovakian ‘Tech’ Supply Chains*

Petra Herzfeld Olsson: *The Role of Enforcement in International Law on Labour Migration*

Andreas Rühmkorf: *National Laws on ‘Modern Slavery’ and the Limits of Reflexive Law for Supply Chain Governance*

Moderator: Anuscheh Farahat

**11:00-11:30: Break**

**11:30-13:30: Panel V. Corporate Governance. Legal and Extra-Legal Initiatives at National and Transnational Levels**

Anne Peters: *The Social Dimension of Global Constitutionalism – Implications for Corporate Governance*

Nina Boeger and Charlotte Villiers: *Making Corporate Governance Fit for the 21<sup>st</sup> Century: towards Sustainable Market Practices?*

Anne Trebilcock: *National Action Plans under the UN Guiding Principles on Business and Human Rights or a New Treaty - Which Offers More Promise?*

Beryl Ter Haar: *Due Diligence in Labour Law and How International and European Soft Law on CSR Is Hardening through Hard(er) National Regulations in the Netherlands*

Moderator: Franz Christian Ebert

**13:30-14:30: Lunch**



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**14:30-16:00. Panel VI. Labour Law, Nationalism and Related Challenges**

Adelle Blackett: *Transnational Labour Law in an Era of Discontent*

Julia López López: *Labor Actors and Social Policies in the Catalan National 'Process'*

Consuelo Chacartegui: *Austerity at the Service of Economic Nationalism: the Spanish Labour Regulations in Comparative Perspective*

Discussant: Antonio Garcia-Muñoz Alhambra

Moderator: Tonia Novitz

**16:00-16:30: Break**

**16:30-18:00: Panel VII. Worker Participation. Legal and Extra-Legal Initiatives at National and Transnational Levels**

Johannes Heuschmid: *Transnational Employee Board Level Participation – Problems and Solutions*

Rüdiger Krause: *Mandatory Transparency in Employee Matters – New Leverage for Effective Transnational Worker Participation?*

Reingard Zimmer: *From International Framework Agreements towards Transnational Collective Bargaining*

Discussant: Beate Sjøfjell

Moderator: Makbule Sahan

**18:00-18:30: Concluding Summary and Discussion of Issues**



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