

BRINGING RESPONSIBILITY HOME

A symposium on business,
human rights and the role of
home states

Ottawa | Sept. 28, 2017

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SPEAKER AND HOST PROFILES

OPENING KEYNOTE SPEAKERS

John Ruggie

John is the Berthold Beitz Professor in Human Rights and International Affairs at the Harvard Kennedy School of Government, and an Affiliated Professor in International Legal Studies at Harvard Law School. John is also chair of SHIFT's board of trustees.



In 2005, then United Nations Secretary-General Kofi Annan appointed John as his Special Representative for Business and Human Rights, a post he continued to hold under the UN administration of Ban Ki-Moon until the end of his term in June 2011. At the close of his mandate, John presented to the UN Human Rights Council a set of Guiding Principles for Business and Human Rights. The Council unanimously endorsed the Guiding Principles, establishing them as the authoritative global reference point on this issue.

John served from 1997 to 2001 as UN Assistant Secretary-General for Strategic Planning to Kofi Annan. Trained as a political scientist, he has made significant intellectual contributions to the study of international relations, focusing on the impact of economic and other forms of globalization on global rule making.

Ian Binnie

Ian Binnie is counsel at Lenczner Slaght. One of Canada's most respected advocates, the Honourable Ian Binnie served for nearly 14 years as a Justice of the Supreme Court of Canada. When he retired in 2011 he was described by The Globe and Mail as "arguably the country's premier judge." During his time on the country's top court (as only the third modern Justice appointed directly from the bar) Ian authored more than 170 opinions, including on landmark cases involving issues of patent interpretation and validity, protection of trade-marks, media law, commercial disputes, punitive damages, expert evidence and many



aspects of constitutional, criminal and administrative law. Throughout his career as a litigator, Ian has often taken on public service roles as well. In the early 1980s he served for four years as Canada's Associate Deputy Minister of Justice. He was later appointed Special Parliamentary Counsel to the Joint Committee of the Senate and the House of Commons on the Meech Lake Accord. An elected member of the International Commission of Jurists, he has appeared before the International Court of Justice and various international tribunals in governmental litigation matters, and has acted as Canadian representative in high-profile disputes involving France and the U.S.

PANEL 1: MAKING DUE DILIGENCE MANDATORY

Dominique Potier

Dominique Potier is a member of parliament in the French National Assembly. He has served as the Socialist deputy of Meurthe-et-Moselle since 2012, and was among the most active members of the past parliamentary term. Before entering parliament, Mr. Potier held several local offices, for instance as Mayor of Lay Saint Rémy and president of the Communauté des communes de Toulais. With four associates, he created an educational organic farming cooperative, and he campaigns with many charitable associations. In civil society, he's on the forefront of campaigns for day-to-day justice and a more humane form of globalization. As a member of the Commission des affaires économiques, Dominique Potier is involved in three spheres:



- International regulations relating to development, corporate responsibility, and the fight against corruption and tax havens. He's the author of two laws adopted by parliament in February 2017, which aim to prevent encroachment on arable lands and require multinational corporations to prevent human rights abuse throughout their supply chains.
- "Produire ici autrement," a mission to the prime minister for a new national plan on pesticides, which was unanimously well received. This fall, he'll preside over one of the 14 workshops of the États généraux de l'alimentation, an initiative of the French president.
- Civility and citizenship. Understanding the importance of renewing political action, he created "Esprit Critique," a laboratory of humanist ideas inspired by the personalist movement, which held its 4th popular university in October 2016.

Florian Wettstein

Florian Wettstein is chair and professor of business ethics and director of the Institute for Business Ethics at University of St. Gallen in Switzerland. He is the author of *Multinational Corporations and Global Justice: Human Rights Obligations of a Quasi-Governmental Institution* (Stanford University Press, 2009) and Editor-in-Chief of the *Business and Human Rights Journal* (BHRJ), published by Cambridge University Press. Florian Wettstein is a member of the steering committee of the Swiss Responsible Business Initiative.



Erin Simpson

Erin Simpson is a lawyer in private practice in Toronto. Erin practices primarily in the area of refugee law, acting for clients in refugee protection hearings, judicial reviews, detention reviews, and other immigration proceedings. She currently acts as counsel to Amnesty International, the Canadian Council for Refugees and the Canadian Council of Churches in a legal challenge to the Safe Third Country Agreement (STCA). In addition to her focus on refugee law, Erin also represents and advises NGOs working for legislative reform in the area of corporate accountability for international human rights violations. She sits on the National Executive of the Canadian Association of Refugee Lawyers (CARL), and is Co-Chair of CARL's Advocacy Committee. Erin clerked at the Supreme Court of Canada for Justices Fish and Karakatsanis. She is called to the Bar of Ontario, and a member in good standing of the Law Society of Upper Canada. Prior to attending law school, Erin worked in international human rights advocacy, focused on women's rights in the context of violent conflict, and corporate accountability. She speaks English, French and Spanish.



PANEL 2: INVESTIGATING AND PROSECUTING CORPORATE CRIMES

Peter German

Peter German is President of the International Center for the Reform of Criminal Law at the University of British Columbia. He was previously a member of the RCMP for 31 years, retiring as Deputy Commissioner for Western and Northern Canada. He also served 4 years as Regional Deputy Commissioner (Pacific) for Correctional Service Canada. In the RCMP, he spearheaded the creation of market enforcement, international anti-corruption, and other integrated teams.



A lawyer and member of the Ontario and British Columbia bars, Dr. German holds graduate degrees in law and political science, including a doctorate in law from the University of London focussed on international asset recovery. He is the author of *Proceeds of Crime and Money Laundering*, published by Thomson Reuters. His awards include Officer of the Order of Merit of Police, and the Gold Medal of the International Society for the Reform of Criminal Law. He has served as a Canadian delegate to various international forums. He currently provides investigative and strategic advice to public and private entities.

Seema Joshi

Seema Joshi is the Head of Business and Human Rights at the Secretariat of Amnesty International. She has professional experience in the areas of international law, natural resources, conflict, and human rights. Currently, she leads the organisation's investigative and advocacy work on critical issues pertaining to corporate accountability. Prior to this, Seema worked as Legal Advisor at the London-based NGO Global Witness, where she investigated cases and also pushed for stronger legal accountability of companies that commit criminal acts.



Previously, while living in Asia, Seema oversaw the implementation of a UNDP regional programme focused on improving environmental access rights for the poor. Seema is a qualified lawyer who practiced commercial litigation in Canada. She was called to the Alberta Bar in 1999; she holds an LL.M from the London School of Economics, as well as a J.D. and Bachelors of Arts from the University of Manitoba, in Canada.

Luis C. deBaca

Ambassador (ret.) Luis C.deBaca coordinated U.S. government activities in the global fight against contemporary forms of slavery as head of the State Department's Office to Monitor and Combat Trafficking in Persons during the Obama Administration. As one of the United States' most decorated federal prosecutors, he led the investigation and prosecution of cases involving human trafficking, official misconduct, and hate crimes. Ambassador C.deBaca developed the modern "victim-centered approach" to human trafficking investigations, helped to negotiate the United Nations anti-trafficking protocol, and was the principal Department of Justice drafter of the U.S. *Trafficking Victims Protection Act*. He has helped countries around the world pass modern slavery laws that include victim protections and supply chain transparency tools, bringing jurisdictions into compliance with the UN trafficking protocol and harnessing the power of the business community.



PANEL 3: BUSINESS AND HUMAN RIGHTS IN CANADA

Madelaine Drohan

Madelaine Drohan is an award-winning author and journalist who has covered business and politics in Canada, Europe and Africa during her 40-year career. She has been the Canada correspondent for *The Economist* magazine since 2006. She became a senior fellow at the Graduate School of Public and International Affairs at the University of Ottawa in July 2016. Her book, *Making a Killing: How and why corporations use armed force to do business*, was published in 2004. It won the Ottawa Book Award and was short-listed for the National Business Book of the Year Award in 2004.



Ms. Drohan has held research fellowships with the Public Policy Forum (2015-2016), the Chumir Foundation for Ethics in Leadership (2004-2005) and the Reuters Foundation at Oxford University (1998-1999), and has written a series of reports on Canadian public policy including *Does Serious Journalism Have a Future in Canada?* (2016), *The 9 Habits of Effective Resource Economies* (2012) and *Scandals and Their Aftermath* (2005). She is a former director of The North-South Institute, Partnership Africa Canada and Transparency International Canada. She has conducted journalism workshops for media in Africa and Southeast Asia, with a special focus on business and investigative journalism. She was the first woman to win the Hyman Solomon Award for Excellence in Public Policy Journalism in 2001. She lives in Ottawa.

Brian W. Burkett

Brian is a management-side labour and employment lawyer at Fasken Martineau DuMoulin LLP in Canada. He began his law practice in 1978.

The Fasken Labour and Employment Practice Group (comprised of 140 lawyers globally) is ranked Band 1 in the *Chambers Global* and *Chambers Canada* rankings for 2017. Brian is a member of the International Practice Group: Business and Human Rights (IPG: BHR) which is associated with the Fasken Labour and Employment practice group. Through the IPG:BHR, Fasken remains current and has input in respect of international developments related to the world of work.

Fasken is an International Organisation of Employers (IOE) partner company.

Brian is counsel to and a Board member of the Canadian Employers Council (CEC) which represents Canadian business, on the international stage, including at the ILO, in respect of the world of work.

He is ranked Band 1 in *Chambers Global* and *Chambers Canada* for 2017, a ranking he has held for a number of consecutive years.

Brian is co-author of the book *Canadian Labour and Employment Law for the U.S. Practitioner* (4th Edition) published by Bloomberg BNA Books, Washington, D.C. He is also co-editor and an author of *Federal Labour Law and Practice*, published by Canada Law Book (2013).

Brian sits on the Advisory Board of the Centre for Industrial Relations and Human Resources (CIRHR) at the University of Toronto and the Centre for Law in the Contemporary Workplace at the Faculty of Law, Queen's University. He is an Adjunct Professor at the Centre for Industrial Relations and Human Resources (CIRHR) at the University of Toronto where he co-teaches the course on "International Developments in Labour and Human Resources Policy."

Brian is AV® Preeminent™ Peer Review Rated by Martindale-Hubbell, the highest peer review rating awarded to a lawyer/attorney for his legal skills and sense of ethics. He is also recognized as an Acritas Star™ Lawyer 2016.

Finally, Brian is co-chair of a one-of-a-kind international labour law conference held in Canada at Western Law. The keynote speaker at this year's conference is Dr. David Weil, the incoming Dean of the Heller School for Social Policy and Management at Brandeis University in Boston and author of *The Fissured Workplace* (Harvard Press, 2014). Previously, Dr. Weil served as a Senior Administrator at the US Department of Labor during the Obama Administration.



Andrew Cheatle

Andrew Cheatle is the Executive Director of the Prospectors & Developers Association of Canada (PDAC).

As a Professional Geoscientist and graduate of the Royal School of Mines at Imperial College London, he has worked extensively in the exploration and mining industry from the rock face, to the boardroom, with northern communities and into the halls of government.



Andrew's 25-plus-year career has encompassed both the senior and junior mining sectors as an exploration geologist, mine geologist, manager and mining executive. He has also volunteered with not-for-profit organizations, notably as past president of the Association of Professional Geoscientists of Ontario.

Prior to his role at PDAC, Andrew was President and Chief Executive Officer, Director at Unigold Inc., where he oversaw the delivery of the company's initial mineral resource of two million ounces of gold at its flagship property in the Dominican Republic, and successfully partnered the project with the International Finance Corporation (a division of the World Bank).

His career, however, started as a deep-level gold mine geologist in South Africa. He subsequently worked as Vice President Exploration at Treasury Metals Inc., Principal Geologist at AMEC plc, Chief Geologist at Goldcorp Inc./Placer Dome Inc., and Mineral Resource Manager with Anglo American Corporation. Andrew also has a Master of Business Administration from Capella University in Minneapolis, USA.

At the PDAC, Andrew works with a highly committed team of industry professionals who annually bring us the world renowned PDAC Convention, attended by 25,000 people from 130 different nations and which now also includes the International Mines Ministers Summit (in partnership with the World Economic Forum). He also sits on the advisory councils of the Development Partner Institute, CIRDI, Canada-IFC Africa Local Economic Development Partnership and Women In Mining – International.

Andrew has built a strong reputation as an advocate for a responsible minerals industry — an industry that he believes has the ability to build prosperous communities and develop nations. A passionate networker, Andrew continues to build relationships between industry, government and civil society.

Duane McMullen

Duane McMullen is Director General of trade operations at Global Affairs Canada and Chair of Canada's National Contact Point. He has previously led Canada's trade programs in China and Korea and been Chief of Staff to two Deputy Ministers of International Trade. Duane McMullen has won the Minister of International Trade award, the Clerk of the Privy Council award and the Ken Sunquist Award for Excellence in International Trade. He is a graduate of Queen's University in Engineering Physics.



Kevin Thomas

Kevin Thomas is the Director of Shareholder Engagement at the Shareholder Association for Research & Education (SHARE). SHARE is a Canadian leader in responsible investment services, providing shareholder engagement, proxy voting, research and education, and policy advocacy to a growing network of Canadian institutional investors with more than \$14 billion in assets under management.



Prior to joining SHARE, Kevin worked internationally with companies, governments, and trade unions to improve working conditions in global supply chains and as a

political advisor and Chief Negotiator for Treaty negotiations, land use, environmental protection and economic benefit agreements for a First Nation in Alberta. Kevin holds an LLM in international business law.

Penelope Simons

Penelope Simons has an LLB from Dalhousie University and an LLM and PhD in international law from the University of Cambridge.

Prior to taking up her position at the Faculty of Law at the University of Ottawa, Professor Simons was a Senior Lecturer in Law at Oxford Brookes University, Oxford, UK. She was called to the British Columbia Bar in 1996 and practiced corporate/commercial law with McCarthy Tétrault LLP. She has also worked in the nongovernmental sector on peace and disarmament issues.



Professor Simons has been engaged in research on business and human rights for almost two decades. In December 1999 she participated in the Canadian Assessment Mission to Sudan (the Harker Mission), appointed by Canada's Minister of Foreign Affairs and International Trade, to investigate allegations of slavery as well as links between oil development in Sudan and violations of human rights. Her research is focused on the human rights implications of domestic and extraterritorial corporate activity, state responsibility for corporate complicity in human rights violations, the regulation of transnational corporations, resource extraction and violence against women as well as the intersections between transnational corporate activity, human rights and international economic law.

She is the co-author with Audrey Macklin of *The Governance Gap: Extractive Industries, Human Rights, and the Home State Advantage* (Routledge, 2014), which examines the human rights implications of corporate activity in zones of weak governance and argues for home state regulation. She is also a co-author with J. Anthony VanDuzer and Graham Mayada of *Integrating Sustainable Development into International Investment Agreements: A Guide for Developing Country Negotiators* (Commonwealth Secretariat, 2013), a book that discusses ways in which international investment treaties could be reimagined to address more effectively the sustainable development concerns of party states.

Professor Simons teaches international human rights law, business organizations, public international law and a course on transnational corporations, human rights and international trade and investment law.

Alex Neve

Alex Neve believes in a world in which the human rights of all people are protected. He has been a member of Amnesty International since 1985 and has served as Secretary General of Amnesty International Canada's English branch since 2000. In that role he has carried out numerous human rights research missions throughout Africa and Latin America, and closer to home to such locations as Grassy Narrows First Nation in NW Ontario and to Guantánamo Bay.



He speaks to audiences across the country about a wide range of human

rights issues, appears regularly before parliamentary committees and UN bodies, and is a frequent commentator in the media.

Alex is a lawyer, with an LLB from Dalhousie University and a Master's Degree in International Human Rights Law from the University of Essex. He has served as a member of the Immigration and Refugee Board, taught at Osgoode Hall Law School and the University of Ottawa, been affiliated with York University's Centre for Refugee Studies, and worked as a refugee lawyer in private practice and in a community legal aid clinic. He is on the Board of Directors of Partnership Africa Canada, the Canadian Centre for International Justice and the Centre for Law and Democracy.

Alex has been named an Officer of the Order of Canada and a Trudeau Foundation Mentor. He is a recipient of a Queen Elizabeth II Diamond Jubilee Medal. He has received honorary Doctorate of Laws degrees from St. Thomas University, the University of Waterloo and the University of New Brunswick.

SYMPOSIUM HOSTS

Dean Allison

Dean Allison was elected as the first MP for the riding of Niagara West-Glanbrook on June 28, 2004, and was re-elected with resounding majorities in the 2006, 2008, 2011 and 2015 general elections. On October 19, 2015 Dean began his fifth term as the MP for the newly realigned riding of Niagara West.



A graduate of Wilfrid Laurier University with a degree in Economics, Dean established himself in the Hamilton and Niagara area through accumulating businesses and working for a major franchise organization. He served his community as President of the West Lincoln Memorial Hospital Foundation, as President of the Lincoln Chamber of Commerce, a Director of the Ontario Trillium Foundation, and board member of Junior Achievement in Niagara. Allison is also a founding member of the Dave Thomas Adoption Foundation in Canada and the Belarus Children of Chernobyl program that brings children affected by the Chernobyl disaster to Canada.

With regard to his parliamentary duties, Dean has chaired the Human Resources, Skills Development and Status of Persons with Disabilities Committee and the Standing Committee on Foreign Affairs and International Development. He also chaired the Liaison Committee for almost 10 years. Additionally, former Prime Minister Stephen Harper appointed Dean to the Red Tape Reduction Commission which released an influential report on the relationship between government and the private sector.

Currently, Dean serves as Critic for International Development and as Vice-Chair of the Standing Committee on Foreign Affairs and International Development.

Gary Anandasangaree

Gary Anandasangaree is an internationally recognized human rights lawyer and community activist who has advocated tirelessly for education and justice.



Gary attended Osgoode Hall Law School, was called to the bar in 2006, and went on to manage his own firm in Scarborough. Gary has been a passionate advocate for human rights issues, regularly representing Lawyer's Rights Watch Canada at the United Nations. He has also served as a strong advocate for local youth, intervening in cases of wrongful student expulsion and suspension.

As the MP for Scarborough-Rouge Park, Gary is currently a member of the following committees:

- Standing Committee on Citizenship and Immigration
- Subcommittee on Agenda and Procedure of the Standing Committee on Indigenous and Northern Affairs
- Standing Committee on Indigenous and Northern Affairs

Senator Raynell Andreychuk

As a lawyer, judge, diplomat and Senator, Senator Andreychuk has dedicated her career to advancing the principles of human rights, democracy, and universal justice.

Senator Andreychuk earned her Bachelor of Arts and Bachelor of Laws from the University of Saskatchewan. Appointed as a Judge to the Saskatchewan Provincial Court in 1976, Senator Andreychuk established the first family court in Regina.

Senator Andreychuk continued to contribute significantly to public life as Associate Deputy Minister of Social Services in Saskatchewan, as Chancellor of the University of Regina, and through various ambassadorial appointments. She served as Canada's High Commissioner to Kenya and Uganda, as Ambassador to Somalia, the Comoros, and Portugal, and as Canada's representative to the United Nations Environment Program and Habitat, and the United Nations Human Rights Commission.

Called to the Senate in 1993, Senator Andreychuk became the first female senator to represent the province of Saskatchewan. She played an integral role in establishing the Standing Senate Committee on Human Rights, and served as its Chair from 2001 to 2009. She continues to serve as Chair of the Standing Senate Committee on Foreign Affairs and International Trade, Chair of the Standing Senate Committee on Conflict of Interest for Senators, Co-Chair of the Canada-Africa Parliamentary Association, Vice-Chair of the Canada-Ukraine Parliamentary Friendship Group, and Chair of the Ukraine-NATO Inter-parliamentary Council (UNIC) of the NATO Parliamentary Assembly.

Throughout her professional career, Senator Andreychuk has remained dedicated to community service. She has served as President of the Y.M.C.A. of Canada, Chair of Katimavik, Chair of Canada World Youth, President of Regina Family Services Bureau, and National Board member of the Y.W.C.A of Canada, among others.

In recognition of these contributions, Senator Andreychuk received an Honorary Doctor of Laws from the University of Regina, as well as an Honorary Doctorate of Canon Law (D.C.L) (*honoris causa*) from St. Andrew's College at the University of Manitoba.



Cheryl Hardcastle

Cheryl Hardcastle was elected Member of Parliament for Windsor—Tecumseh in 2015. In 2016 Cheryl was appointed by NDP Leader Thomas Mulcair to the Subcommittee for International Human Rights, where she sits as Vice Chair. She is also the party critic for Sports and Persons with Disabilities. Prior to becoming an MP, Cheryl earned her reputation as an effective, inclusive leader as Tecumseh's Deputy Mayor (2011-2014), serving on both Tecumseh Council and Essex County Council. She was also a member of the Essex-Windsor Solid Waste Authority Board and the Essex Region Conservation Authority Board.



Before entering politics, Cheryl worked for almost 20 years as a reporter and editor of the former Tecumseh Tribune, where she gained extensive knowledge of the issues affecting our community. A past member of Pathway to Potential and the National Pension Reform

Committee, she has worked to reduce poverty in Windsor-Essex County and to help more Canadians retire with dignity.

Elizabeth May

Elizabeth May is the leader of the Green Party of Canada and Member of Parliament representing the southern Vancouver Island riding of Saanich—Gulf Islands. She is one of Canada’s most respected environmentalists. As well, she has practiced law and is also the author of eight books. Elizabeth became active in the environmental movement in the 1970s. She is a graduate of Dalhousie Law School and was admitted to the Bar in both Nova Scotia and Ontario.



She held the position of Associate General Council for the Public Interest Advocacy Centre prior to becoming Senior Policy Advisor to the federal minister of the Environment from 1986 until 1988. Elizabeth became Executive Director of the Sierra Club of Canada in 1989, a position she held until March 2006, when she stepped down to run for leadership of the Green Party of Canada.

Senator Marilou McPhedran

Senator Marilou McPhedran is a human rights lawyer, professor and activist, recently appointed as an independent senator in the Parliament of Canada by Prime Minister Justin Trudeau. Marilou was one of the most influential leaders of the 1981 Ad Hoc Committee of Canadian Women on the Constitution conference — the grass roots social movement of women across Canada resulting in stronger equality rights in the constitution. She co-founded several internationally recognized non-profit Canadian organizations such as the Women’s Legal Education and Action Fund (LEAF) which has conducted constitutional equality test cases and interventions for 30-plus years; the Metropolitan Action Committee on Violence Against Women and Children (METRAC); and the Gerstein Crisis Centre for homeless discharged psychiatric patients. She has facilitated student access to UN sessions for more than 20 years to provide practical skill building by providing rapporteur services to NGO presentations. She is a founding board member of the Global Network of Women Peacebuilders (Girl Ambassadors for Peace) and has given extensive voluntary support to civil society organizations that focus on peace building and women’s rights, including the Afghan Women’s Organization, Canadian Council of Muslim Women, Canadian Voice of Women for Peace and Women for Women South Sudan.



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