



Task Force 9
International Finance

Policy brief

GLOBAL FRAMEWORK FOR REGULATING STATE-OWNED MULTINATIONAL ENTERPRISES (SOMNES)

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Regulating The Multinational Enterprise National And International Challenges

David Kinley



Regulating The Multinational Enterprise National And International Challenges:

Regulating the Multinational Enterprise Bart S. Fisher, Jeff Turner, 1983-09-01 Regulating the Multinational Enterprise Bart S. Fisher, Jeff Turner, 1983 **The Role of Multinational Companies in the Middle East** Mamarinta P. Mababaya, 2002 This study investigated whether known economic and international business theories available in the literature are meaningful enough to explain the nature existence and role of multinational companies MNCs in the Middle East particularly Saudi Arabia Two sets of questionnaires were distributed in major cities of Saudi Arabia one set for 100 multinational managers and another for 280 multinational customers 234 questionnaires were collected 45 from multinational managers and 189 from customers This represents a total response rate of 62 percent which is adequate for this study The empirical results supported with comprehensive secondary data confirmed virtually all of the research hypotheses The study found that joint ventures are the dominant form of multinational business in Saudi Arabia both in manufacturing and service industries The core roles of MNCs in the Saudi foreign ventures are evident in the cross border value adding activities of marketing trading manufacturing consulting contracting project management insurance hotel operation and banking Likewise MNCs provide licensing franchising financing services and various auxiliary roles in the Kingdom Therefore the multinationality of a firm or a group of firms operating across national boundaries is not necessarily synonymous with international production the main subject of contemporary multinational theories The respondents generally perceived the competitiveness of MNCs operating in Saudi Arabia as a function of a number of economic management marketing technological and other variables They also perceived the contributions of MNCs to the Kingdom s socio economic developments as significant and positive The study also found that understanding Islamic values and ethics is important for MNCs In this regard the researcher looked at some objective indicators of business success and related them to selected measures of MNCs local cultural awareness and responsiveness The results indicate that the business success of multinationals operating in Saudi Arabia is positively related to their local cultural awareness and responsiveness Along this line this study covers some vital elements of Islamic culture which will help MNCs understand further the cultural needs values and sensitivities of the Saudi people and Muslims in general **Multinational Enterprises and the Law** Peter T. Muchlinski, 2007-07-12 Multinational Enterprises and the Law presents the only comprehensive contemporary and interdisciplinary account of the various techniques used to regulate multinational enterprises MNEs at the national regional and multilateral levels In addition it considers the effects of corporate self regulation upon the development of the legal order in this area Split into four parts the book firstly deals with the conceptual basis for MNE regulation explaining the growth of MNEs their business and legal forms the relationship between them and the effects of a globalising economy and society upon the evolution of regulatory agendas in the field Part II covers the main areas of economic regulation including the limits of national and regional jurisdiction over MNE activities controls and liberalization of entry and establishment tax and

company and competition law Part III introduces the social dimension of MNE regulation covering labour rights human rights and environmental issues and Part IV deals with the contribution of international law and organizations to MNE regulation and to the control of investment risks covering the main provisions found in international investment agreements and their recent interpretation by international tribunals

The Rules of the Game in the Global Economy Lee E. Preston, Duane Windsor, 2013-11-11 This study has been long in the making and the world has changed dramatically while we have been at work We initially anticipated a substantial section on the Soviet dominated Council for Mutual Economic Assistance CMEA or COMECON which offered an interesting contrast to the kind of international business regime typically found among market oriented countries and industries As we moved toward publication the CMEA vanished and so we mention it only in passing The USSR subsequently disintegrated into a Commonwealth of Independent States CIS On the other hand we began with the assumption that the historic rule of capture no longer played a significant role in international economic relations The seizure of Kuwait's territory and wealth by the government of Iraq suggests that this assumption was heavily influenced by wishful thinking Even though this seizure has been reversed by military action the experience remains a challenge to generally held beliefs about the strength of order versus chaos in contemporary international affairs Some readers of this volume have suggested that it gives insufficient attention to the fact that many of the important business and economic regimes of the postwar period are currently under significant pressure perhaps even in danger of collapse We acknowledge that there are many evidences of strain in for example the free trade and money exchange regimes and in many areas of environmental protection

Global Regulation of Foreign Direct Investment Sherif Seid, 2018-02-06 This title was first published in 2002 After the failure of the Multilateral Agreement on Investment MAI the world does not have a global investment agreement that would regulate FDI A global investment agreement dealing with FDI would clearly fill a large gap in the network of regulatory measures governing the world economy Other attempts had been made prior to the MAI to address this problem but all have failed so far The main reason for such failures has always been the lack of compromise in the positions held by the major stakeholders This book analyses the pros and cons of these opposing positions and uses them as a basis for forging a hybrid model called Regulated Openness

Transnational Corporations Arghyrios A. Fatouros, 1994

Globalization and Corporate Governance in Developing Countries Boniface Ahunwan, 2021-09-06 Globalization and Corporate Governance in Developing Countries provides a clear eyed analysis of the effects of the global economy on developing countries which often face an uphill battle when they opt to compete in a global market Listing on a foreign exchange alone can be daunting because it means following the home rules as well as a different set of stringent rules and elevated cost required by the listing exchange Within this context the question of cost effectiveness the desirability of possible changes to the company and tangible benefits are raised The effects of globalization clearly travel a two way street Is harmonization possible and sensible This book weighs options and poses questions within a balanced assessment of new

economic reality This volume is in the International Law and Development Series edited by Professor Raj Bhala Published under the Transnational Publishers imprint **Economic Law in Globalizing Markets** Karl Matthias Meessen, 2004-01-01 Many product markets have gone global already Others are following The globalization of markets is well understood by business It has also come to dominate the economic policy agenda of nation states and supranational organizations They all compete for inward investment to create and preserve employment opportunities Economic law is one of several parameters in the global competition of systems This study takes note of that new and additional function of economic law Part I sets out to examine the making of economic law by states by business and by international and supranational organizations Part II discusses some of the main rules of substantive economic law divided into chapters on market law transactions law and property rights law and Part III addresses key issues of enforcement by the executive branch on the one hand and by the judiciary and arbitral tribunals on the other Each of the 32 chapters contains an essay on a current cross border related problem of economic law often as reflected in recent case law Nearly 300 cases are discussed or at least referred to in that way They were selected from international case law and from cases decided by EC US and German courts and courts of ten more countries as well as by ICC ICSID and other arbitral tribunals The introductory notes to and summaries of the various parts and chapters integrate economic and political theory and provide the common thread The overall conclusion is to advocate a transnational approach problem oriented and cutting right across all layers of sources of law international supranational national and transnational law It distinguishes neatly between public and private law aspects of economic law but decidedly treats them together The book is of interest to academia and practitioners both for references to current problems and for a vue d ensemble Advanced students might use the book to understand the logic of today s economic law In addition to decades of research in international economic law the author capitalizes on his exposure to a wide array of practical issues as well as on six years of English language teaching in Geneva

STUDIES IN TRANSNATIONAL ECONOMIC LAW 20

Regulation Of Foreign Investment: Challenges To International Harmonization Zdenek Drabek, Petros C Mavroidis, 2013-01-11 The main aim of this book is to assess the importance of international rules for foreign direct investment and the major challenges to international harmonization of those rules Particular attention is paid to the most controversial and contentious issues with the view of appraising the prospects for establishing global rules The book is divided into three parts the first part includes papers assessing the role of national and international legislation with further distinction being made between bilateral regional and multilateral legal frameworks The second part addresses regulatory issues of technology transfer labor environment subsidies and investment incentives national security public services and sovereign wealth funds The final part looks at the experience of some international fora in addressing these issues and at some theoretical and conceptual problems of rule harmonization The papers have been written by legal and economic scholars from leading universities

International Business Success in a Strange Cultural Environment Mamarinta

P. Mababaya, 2003 The book focuses on the cultural aspect of the author's published PhD thesis entitled The Role of Multinational Companies in the Middle East The Case of Saudi Arabia which he has carried out at the University of Westminster It explores the success of multinational enterprises doing business in Saudi Arabia vis vis their cultural awareness and responsiveness The empirical findings discussed in this book reveal that international business success in a strange cultural environment depends partly on the ability of multinational managers to understand the local culture The cultural subject in this book pertains to Islam in its entirety The findings may seem strange to many readers who are not familiar with Islamic culture in its purest form Many newcomers to Saudi Arabia especially non Muslim foreign investors businessmen and workers often find many things strange about the Kingdom its people and cultural values Some feel it odd that many Muslims give more importance to prayer than business Some are disappointed when they find commercial establishments like shopping centres closed as Muslim workers go to the mosques to attend to their daily prayers Business visitors find strange the fact that in the midst of their meetings with their Saudi or Muslim counterparts the latter excuse themselves for prayer They have these strange feelings due to their lack of understanding of true Islamic culture The cultural aspect of this book will help businessmen and concerned institutions worldwide gain understanding of Islam and reconcile their cultural differences with the Muslim world Through this book international companies will be able to have a better understanding of authentic Islamic culture which will help them gain greater competitive advantages in the Saudi marketplace

Governance Without Government James N. Rosenau, Ernst-Otto Czempiel, 1992-03-26 A world government capable of controlling nation states has never evolved but governance does underlie order among states and gives direction to problems arising from global interdependence This book examines the ideological bases and behavioural patterns of this governance without government

Legal Control of the Multinational Enterprise Cynthia Day Wallace, 1982-12-27 This book offers a broad introduction to the changing status taxation real estate regulation of foreign investment immigration patents trademarks torts competing for government contracts

Corporate Responses to Environmental Challenges Ann Rappaport, Margaret Fresher Flaherty, 1992-06-23 Environmental concerns are on the corporate agenda and companies are searching for effective managerial strategies Multinational corporations command huge financial resources and technical skills and their actions toward the environment can have a profound impact Drawing detailed examples from major multinational companies this book provides a wealth of practical insight on how companies approach the difficult task of responding to an increasing variety of environmental challenges The authors identify several specific programs being developed and implemented by corporations to establish accountability for environment health and safety and to integrate environmental concerns throughout the corporate decision making process The material in this work is drawn from extensive interviews conducted in U S based companies and examinations of production facilities in developed and developing countries In addition results of a survey on corporate environment health and safety practices are woven into the analysis

Although they note that there are inadequacies in some corporate responses to environmental challenges the authors contend that improved practice will result from actions on the part of government and universities as well as companies themselves This book will help decision makers review their environmental programs and develop sound strategies to overcome the corporate environmental anxiety that We know we re out of compliance somewhere in the world all of the time

The Effect of Treaties on Foreign Direct Investment Karl P Sauvant,Lisa E Sachs,2009-03-27 Over the past twenty years foreign direct investments have spurred widespread liberalization of the foreign direct investment FDI regulatory framework By opening up to foreign investors and encouraging FDI which could result in increased capital and market access many countries have improved the operational conditions for foreign affiliates and strengthened standards of treatment and protection By assuring investors that their investment will be legally protected with closed bilateral investment treaties BITs and double taxation treaties DTTs this in turn creates greater interest in FDI

Human Rights and Corporations David Kinley,2017-05-15 The erstwhile unlikely coupling of human rights and corporations is now a typical feature of corporate community relations High profile corporate infringements of human rights the rise and rise of corporate social responsibility CSR and on going efforts to regulate corporate behaviour through legal regimes at both domestic and international levels have spawned a mountain of academic literature and commentary This volume assembles the leading essays from this body of work Together they frame the relationship between human rights and corporations by charting its history and salient features tackle the conceptual perspectives of the relationship and detail the practice problems and potential of the relationship

Regulating Transnational Corporations in Domestic and International Regimes Evaristus Oshionebo,2009-01-01 This study explores the range of strategies for regulating the social and environmental practices of TNCs in Africa s extractive industries

Dictionary of Ethics, Theology and Society Paul A. B. Clarke,Andrew Linzey,2013-11-05 This Dictionary provides a unique and groundbreaking survey of both the historical and contemporary interrelations between ethics theology and society In over 250 separately authored entries a selection of the world s leading scholars from many disciplines and many denominations present their own views on a wide range of topics Arranged alphabetically entries cover all aspects of philosophy theology ethics economics politics and government Each entry includes a concise definition of the term a description of the principal ideas behind it analysis of its history development and contemporary relevance a detailed bibliography giving the major sources in the field The entire field is prefaced by an editorial introduction outlining its scope and diversity Selected entries include Animal Rights Capital Punishment Communism Domestic Violence Ethics Evil Government Homophobia Humanism Liberation Theology Politics Pornography Racism Sexism Society Vivisection Women s Ordination

International Contracts and National Economic Regulation:Dispute Resolution Through International Commercial Arbitration Mahmood Bagheri,2000-12-06 The growth of national economic regulation and the process of globalisation increasingly expose international transactions to an

array of regulations from different jurisdictions These developments often contribute to widespread international contractual failures when parties claim the incompatibility of their contractual obligations with regulatory laws The author challenges conventional means of dispute resolution and argues for an interdisciplinary approach whereby disciplines such as international economic law conflict of laws contract law and economic regulations are functionally united to resolve international and multifaceted regulatory disputes He identifies the normative foundation of contract law as an important determinant in this process contending that contract law is essentially neutral and underpinned by the concept of corrective justice while economic regulations are mainly prompted by distributive justice Applying this corrective distributive justice dichotomy to international contracts the author critically assesses major conflict of laws approaches such as proper law the Rome Convention and governmental interest analysis which could disregard either public interest or private rights The author taking these theories into account proposes an alternative two dimensional interest analysis approach He tests the viability of this approach with reference to arbitral awards and court decisions in various jurisdictions and concludes that it uniquely fits into the structure of international commercial arbitration In adopting this approach arbitrators would take into account both corrective and distributive justice and to the extent that corrective justice prevails would be able to avert a total failure of the contract

Regulating Labour in the Wake of Globalisation Brian Bercusson, Cynthia Estlund, 2008-01-10
In recent decades the prevailing response to the problem of unacceptable labour market outcomes in both Europe and North America national regulation of labour standards and labour relations coupled with collective bargaining has come under increasing pressure from the economic and technological forces associated with globalisation As those forces have shifted power away from national governments and labour unions and toward capital the appropriate institutional locus of labour regulation has become hotly contested There have been efforts to move the locus of regulation downward to smaller units of governance including firms themselves upward to larger units such as regional federations and international organizations and outward to non governmental organizations and civil society In this volume labour relations scholars from North America and Europe examine the efficacy of these emerging forms of labour regulation their democratic legitimacy the goals and values underlying them and the appropriate direction of reform

Regulating The Multinational Enterprise National And International Challenges: Bestsellers in 2023 The year 2023 has witnessed a remarkable surge in literary brilliance, with numerous captivating novels captivating the hearts of readers worldwide. Lets delve into the realm of top-selling books, exploring the captivating narratives that have charmed audiences this year. The Must-Read : Colleen Hoover's "It Ends with Us" This heartfelt tale of love, loss, and resilience has captivated readers with its raw and emotional exploration of domestic abuse. Hoover expertly weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can succeed. Uncover the Best : Taylor Jenkins Reids "The Seven Husbands of Evelyn Hugo" This intriguing historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reids absorbing storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery. Regulating The Multinational Enterprise National And International Challenges : Delia Owens "Where the Crawdads Sing" This captivating coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens weaves a tale of resilience, survival, and the transformative power of nature, captivating readers with its evocative prose and mesmerizing setting. These bestselling novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of engaging stories waiting to be discovered. The novel begins with Richard Papen, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the students for his own purposes. As the students become more involved with Morrow, they begin to commit increasingly dangerous acts. The Secret History is a masterful and gripping novel that will keep you wondering until the very end. The novel is a warning tale about the dangers of obsession and the power of evil.

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