

Editor



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Regulating International Business Through Codes Of Conduct

Sol Picciotto, Ruth Mayne



Regulating International Business Through Codes Of Conduct:

Regulating International Business Through Codes of Conduct Raymond J. Waldmann, 1980
Regulating International Business Through Codes of Conduct Raymond J. Waldmann, 1980-01-01
Regulating International Business Sol Picciotto, Ruth Mayne, 2016-07-27 This timely book points the way towards a new positive regulatory framework for international investment following the failure of the Multilateral Agreement on Investment MAI It examines the flaws in free market strategies underpinning the recent phase of globalization in particular drawing out the lessons from the MAI which was suspended in October 1998 The authors explore an alternative based on a positive regulatory framework for international business aimed at maximizing the positive contribution to development of foreign investment and minimizing its negative social and environmental impacts The contributors include academics researchers for non governmental organizations and business and trade union representatives writing from a combination of economic legal and political perspectives The book combines academic analysis with grass roots and practical experience and suggests concrete policy proposals

Regulating International Business Through Codes of Conduct Raymond J. Waldmann,
International Economic Organizations in the International Legal Process Sergei A. Voitovich, 2023-08-28
Voitovich presents a clear and lucid discussion of the manner and form in which international economic organizations IEOs participate in two main stages of the international legal process law making and law implementation The book is based on normative instruments and fragments of practice of about fifty IEOs In order to ensure a proper and timely realization of their normative acts IEOs exercise a number of law implementing functions which are subject to a thorough comparative examination The author concludes that existing IEOs not being ideal institutional models possess a sufficient arsenal of law implementing instruments to make a considerable impact on the international legal regulations in the economic field The book will be of interest to academics and economic political scientists

Corporations and International Lawmaking Stephen Tully, 2007 The classical model of international lawmaking posits governments as exclusively authoritative actors However commercially oriented entities have long been protagonists within the prevailing international legal order concluding contracts and resolving disputes with governments Is the international legal personality of corporations undergoing further qualitative transformations Corporations influence the State practice constitutive of custom and create refashion or challenge normative rules The corporate willingness to fill legal lacunae where governments do not exercise their full regulatory responsibility is also observable through resort to alternative legal mechanisms Corporations moreover contribute directly to treaty negotiations and occupy crucial roles during subsequent implementation Indeed an analysis of the access conditions and participatory modalities for non State actors could support a right to participate under common international procedural law Their substantive contributions are also evident when corporations participate in enforcing international law against governments through national courts diplomatic protection including the WTO and arbitration

including NAFTA However the practice of intergovernmental organizations reveals several challenges including managing corporate interaction with developing country governments and other non State actors Acknowledging corporate contributions also has important implications for national regulatory autonomy the ability of governments to mediate contested policy issues the democratic legitimacy of the contemporary lawmaking process and an understanding of consent as the underlying basis for international law *Rethinking International Organisation* Barbara Emadi-Coffin, 2003-08-27 The function of the state as a symbol of identity has become increasingly important as major powers of the pre Cold War era have given way to self determination The conventional role of the state has however simultaneously been challenged by the process of globalisation which transcends such national boundaries Barbara Emadi Coffin seeks to explain this contradiction through a radical new theory There are now 37 000 multinational corporations in the world many of which are increasingly seen as being among the new centres of political and economic power Barbara Emadi Coffin analyses the increasing interaction of multinational corporations international organizations and transnational interest groups such as Greenpeace and Amnesty International in processes of the global political economy Using examples of the free trade zones in Korea the UK and the People s Republic of China the author demonstrates these interactions In so doing she challenges prevailing notions surrounding International Organization theory

Globalization and International Investment Fiona Beveridge, 2017-07-05 This volume brings together a broad range of articles on international law and foreign investment which together provide a contemporary overview of the diverse range of issues and perspectives which continue to exercise policy makers and scholars alike Central to this collection is the tension between market oriented reforms on the one hand raising issues of market access and protection of investors and corporate social responsibility discourses on the other raising concerns about environmental protection and respect for human and labour rights Regional perspectives on these issues reveal differing priorities and approaches

Arbitration of International Business Disputes William W. Park, 2012-09-20 Arbitration of International Business Disputes 2nd edition is a fully revised and updated anthology of essays by Rusty Park a leading scholar in international arbitration and a sought after arbitrator for both commercial and investment treaty cases This collection focuses on controversial questions in arbitration of trade financial and investment disputes The essays address some of the most interesting topics in cross border business dispute resolution many of which have endured over several decades and remain subject to radically different views Examples include the proper role of judicial review the allocation of jurisdictional tasks evolution of arbitration s statutory and treaty framework free trade and bilateral investment agreements and the balance between fixed rules and arbitral discretion The book is structured around three themes arbitration s legal framework the conduct of arbitral proceedings and a comparison of arbitration in specific fields such as finance intellectual property and taxation In each of these areas analysis includes the tensions between fairness and efficiency and the accurate application of substantive law as well as the implications of mandatory procedural norms

Augmented by more than a dozen new contributions and a revised introduction this 2nd edition retains all of its earlier practical and scholarly relevance and includes a Foreword by V V Johnny Veeder QC Measures to Address the Impact of Computer Technology on Lesser Developed Countries United States. Congress. House. Committee on Science and Technology. Subcommittee on Investigations and Oversight, 1982 **Line Item Veto** United States. Congress. Senate. Committee on Rules and Administration, 1985 *Line-item Veto* United States. Congress. Senate. Committee on the Judiciary. Subcommittee on the Constitution, 1984 *Regulating Multinationals in Developing Countries* Edwin Mujih, 2016-04-08 Edwin Mujih explores the difficulties associated with regulating multinational companies operating in developing countries with a particular focus on extractive industries The author highlights the need to establish an international legally binding framework to ensure that multinationals operate in a socially responsible manner to protect local communities and the environment Edwin Mujih's analysis reveals that the existing mechanisms for controlling the behaviour of huge multinational entities are of normative force only that these are particularly inadequate and that the notion of corporate social responsibility is only meaningful where behaviour can be legally regulated *Regulating Multinationals in Developing Countries* features a study of the Chad and Cameroon Oil and pipeline project which highlights the problems arising in countries that have neither the capacity nor the will to effectively regulate those operating within their borders The author has evaluated compliance by the parties with their social and environmental obligations He has found that despite controversy surrounding inadequate regulation of this project in its incipient stages the system that was put in place following huge opposition from the affected communities and from NGOs is worthy of attention and could stand as a model for similar projects elsewhere This first title in Gower's Corporate Social Responsibility Series to approach CSR from a legal perspective provides insight not just into the complexity surrounding efforts to regulate multinationals operating in countries with weak regulatory regimes but also into the fundamental nature of multinational corporations and the debate about different notions of CSR itself **Code of Conduct on Transnational Corporations** Mia Mahmudur Rahim, 2019-02-08 This book explores the challenges and opportunities presented by the formulation of a global code of conduct for transnational corporations It assesses the current state of research on global regulations intended to enhance the social responsibility of transnational corporations and provides a platform for future research In particular the book examines frameworks and instruments for regulating social responsibility reviews recent developments concerning the proposed UN Code of Conduct on Transnational Corporations and provides insights into international civil society groups movements in pursuit of a code of conduct In a separate chapter the book discusses theoretical issues in regulating transnational corporations and investigates their legitimacy and behavioral dynamics In closing the book discusses alternatives to a global code of conduct the impact of sovereign power in the era of globalization soft regulations and the feasibility and normative efficacy of enforcing regulations **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 *Handbook of Research on Global Indicators of Economic and Political Convergence* Das, Ramesh Chandra,2016-07-27 The development of a nation can be influenced by a wide range of factors In the modern era of globalization under developed countries must strive to catch up to developed nations and establish themselves in the global market The Handbook of Research on Global Indicators of Economic and Political Convergence is a pivotal reference source for the latest scholarly research on social political and environmental variables that affect the ability of developing countries to reach an equal standing in the global economy Highlighting theoretical foundations critical analyses and real world perspectives this book is ideally designed for researchers analysts professionals and upper level students interested in emerging convergence and divergence trends in modern countries

Making Global Self-Regulation Effective in Developing Countries Dana L. Brown,Ngair Woods,2007-10-04 Evaluates the effectiveness of self regulation compared to other forms of global regulation Suggests some minimal forms of government action and participation by global actors that can make global corporate self regulation more effective in bettering conditions in the developing world **Routledge Handbook of International Environmental Law** Shawkat Alam,2013 This handbook is an advanced level reference guide which provides a comprehensive and contemporary overview of the corpus of international environmental law IEL **Regulation of State-Controlled Enterprises** Julien

Chaisse,Jędrzej Górski,Dini Sejko,2022-08-25 This book analyses actual and potential normative whether legislative or contractual conflicts and complex transnational disputes related to state controlled enterprises SCEs operations and how they are interwoven with the problem of foreign direct investment Moreover SCEs also fall within the remit of international political economy international economics and other SCE related fields that go beyond purely legal or regulatory matters In this connection research on such economic and political determinants of SCE s operations greatly informs and supplements the state of knowledge on how to best regulate cross border aspects of SCE s and is also be covered in this book The book also aims to analyse the SCE phenomenon which includes a wide panoply of entities that have various structures with different degrees of control by states at the central or regional level and that critically discuss the above mentioned overlapping legal economic and political systems which can emerge under various shades of shadows casted by governmental umbrellas i e the control can be exercised through ownership right to appoint the management and special voting rights The chapters in this book are grouped so as to address cross border investment by and in SCE into four coherent major parts namely i the regulatory framework of state capitalism laws treaties and contracts ii economic and institutional expansion of state capitalism iii the accountability of state capitalism exploring the forms of liabilities and iv regional and country perspectives Contributions address the core theme from a broad range of SCE and international economic regulations including but not limited to competition law WTO law investment law and financial monetary law They

also cover the new emerging generation of Free Trade Agreements EU Vietnam FTA EU China investment treaty Regional Comprehensive Economic Partnership and the coordination between treaty systems The book is a valuable addition and companion for courses such as international trade law international law of foreign investment transnational law international and economic development world politics law of preferential trade agreements international economics and economics of development

Corporate Environmental Accountability in International Law Elisa Morgera, 2020 This book explores the evolving role of international law in directing and controlling the conduct of business enterprises in particular multinational corporations with respect to the protection of the environment the sustainable use of natural resources and the respect of inter related human rights It assesses the progress and continuing limitations in the identification of international standards of corporate environmental accountability and responsibility and their implementation by international organizations This assessment shows the extent to which the international community has conceptually and operationally clarified its expectations about acceptable corporate conduct This second edition of Elisa Morgera's book reflects the intensified convergence of international standard setting efforts on corporate environmental accountability with parallel international developments on business and human rights and the environment It also explores the recent emergence of substantive international standards of corporate environmental responsibility which have arisen from a growing number of sectoral guidelines Equally it points to the remaining divergences in the content of international standards of corporate environmental accountability and responsibility which reflect differing views among States of their international obligations to ensure the protection of the environment and the respect of human rights Provided by publisher

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