

HRRC Salon October 5, 2023

Due Diligence Laws: Scope, Content, and Implications

Abstract:

Professor Krajewski will speak on experience(s) with German law, the status quo of the European Union's EU Corporate Sustainability Due Diligence Directive (CSDDD), and the complementarity of human rights due diligence laws (HRDD) and UN treaty processes.

Professor Shareen Hertel will discuss the implications of due diligence legislation globally – both in countries where it originates and in the global South – using a “stakeholder” framework for understanding obligations and participation in norms development and implementation.

Speakers:

Markus Krajewski is University Professor at the University of Erlangen-Nürnberg and holds the Chair in Public Law and Public International Law. He is one of the programme directors of the [MA in Human Rights](#) and chairperson of the Interdisciplinary Research [Centre for Human Rights Erlangen-Nürnberg \(CHREN\)](#). Professor Krajewski also chairs the Board of Trustees of the [German Institute for Human Rights](#) and is Secretary-General of the German Branch of the [International Law Association](#). He is co-editor of the [European Yearbook of International Economic Law \(EYIEL\)](#) and routinely advises international governmental and non-governmental organizations on European and international economic law. Krajewski holds degrees in law, economics and political science from the University of Hamburg (Germany) and Florida State University, and has held previous positions at King's College London, University of Potsdam, and the Collaborative Research Centre Transformations of the State at the University of Bremen.

Shareen Hertel is the Wiktor Osiatyński Chair of Human Rights and Professor of Political Science at the University of Connecticut. She holds a joint appointment in the Department of Political Science and the Gladstein Family Human Rights Institute. Her research focuses on changes in transnational human rights advocacy, with a focus on labor and economic rights issues. Her most recent book (*Tethered Fates: Companies, Communities and Rights at Stake* – Oxford University Press 2019) explores these themes. Hertel has served as a consultant to foundations, nongovernmental organizations (NGOs) and United Nations agencies in the United States, Latin America and South Asia. She is editor of *The Journal of Human Rights*, serves on the editorial boards of *Human Rights Review* as well as *Human Rights and Human Welfare*, and is co-editor of the *International Studies Intensive* book series of Routledge. Hyperlink for book: <https://global.oup.com/academic/product/tethered-fates-9780190903848?cc=us&lang=en&#:~:text=Tethered%20Fates%20draws%20on%20quantitative,and%20at%20the%20local%20level>

Moderator:

Janne Mende is Senior Research Group Leader at the Max Planck Institute for Comparative Public Law and International Law, where her Research Group MAGGI (“The Multiplication of Authorities in Global Governance Institutions”) analyzes the [governance authority](#) of state, inter-state and non-state actors in the United Nations and the European Union. She also heads several projects in the issue area of business and human rights. She holds degrees from the University of Kassel, University of Giessen, and Free University Berlin, and has served previously in positions at the Technical University of Darmstadt,

the University of Giessen and the Bamberg Graduate School of Social Sciences. In her latest publication (*Der Universalismus der Menschenrechte* [utb 2021](#)), she develops a contextual and normatively open universalism of human rights.

Sources

Rachel Chambers & David Birchall (2023): [Many global corporations will soon have to police up and down their supply chains as EU human rights 'due diligence' law nears enactment](#). *The Conversation*.

Fair Labor Issue Brief (2023): [Mandatory Human Rights Due Diligence: Germany](#).

Janne Mende (2022): "Business authority in global governance: Companies beyond public and private roles" *Journal of International Political Theory* 19:2 <https://doi.org/10.1177/17550882221116924> (open access)

Janne Mende & Anneloes Hoff (2022) [The governance authority of non-state actors in the business and human rights regime](#), *Journal of Human Rights* 21:5, 593-603. DOI: [10.1080/14754835.2022.2104119](https://doi.org/10.1080/14754835.2022.2104119)

Markus Krajewski, Kristel Tonstad, & Franziska Wohltmann. (2021) [Mandatory human rights due diligence in Germany and Norway: Stepping, or striding, in the same direction?](#). *Business and Human Rights Journal* 6:3, 550-558.