



INLU 2022

INDONESIA NETHERLANDS LEGAL UPDATE

Business and Human Rights

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Digitalization, Innovation, and Sustainable Legal Relationships

Jakarta, 19-29 September 2022

Business

Business is defined as any activity carried out by any organization or companies that aim to make a profit, provide benefits to society and have a social impact. Companies conducting business activities can be small, medium, local, national or international

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Business as Legal Subject (as if human)
it has rights and obligations as well

Business and Human Rights

Safety and health/
Safety-Health-
Environment (SHE)

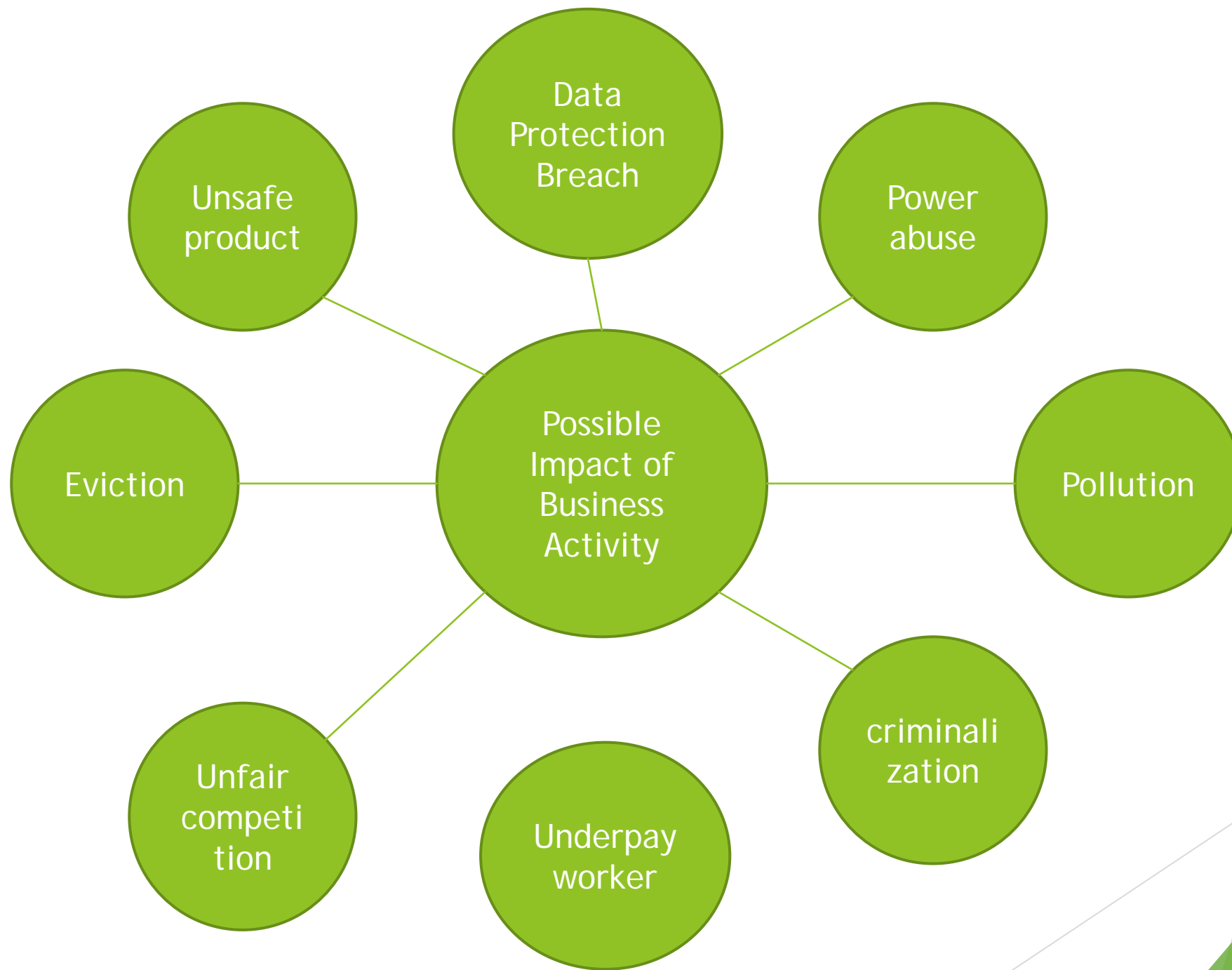
Workers
Rights and
Obligation

Government

Suppliers and
contractor

Product
Liability

Community/
Consumers



The development of business and Human Rights

1. Early stages (1970) - The proposal for a code of ethics for multinational companies appeared at the Conference Third United Nations on Trade and Development in Santiago de Chile, in view of increased corporate intervention in host countries house
2. 1980an - Changes in the world economy to a neoliberal economy, as well as political pressures and corporations, leading to the loss of efforts to establish a code of conduct that tie
3. 1990an - Criticism of neoliberal globalization resurfaces at the international level
4. 2000 - The United Nations established the Global Compact as a pragmatic measure to control controversy regarding the regulation of multinational corporations. Instead of reporting multinational companies to the police, the UN invites companies to work together for mutually beneficial purposes. Global Compact focus on 4 issues, namely: 1) Human Rights; 2) Labor; 3) Environment, and: 4) Anti-Corruption

The impact of Declaration of Human Rights

all organs of society must strive to promote respect for rights and freedoms, maintaining universality, recognition and effective respect for human rights in every territory of the country.

→ This obligations include for any business entity

Kerangka Kerja Tiga Pilar Bisnis dan HAM





M
D
G's



S
D
G's



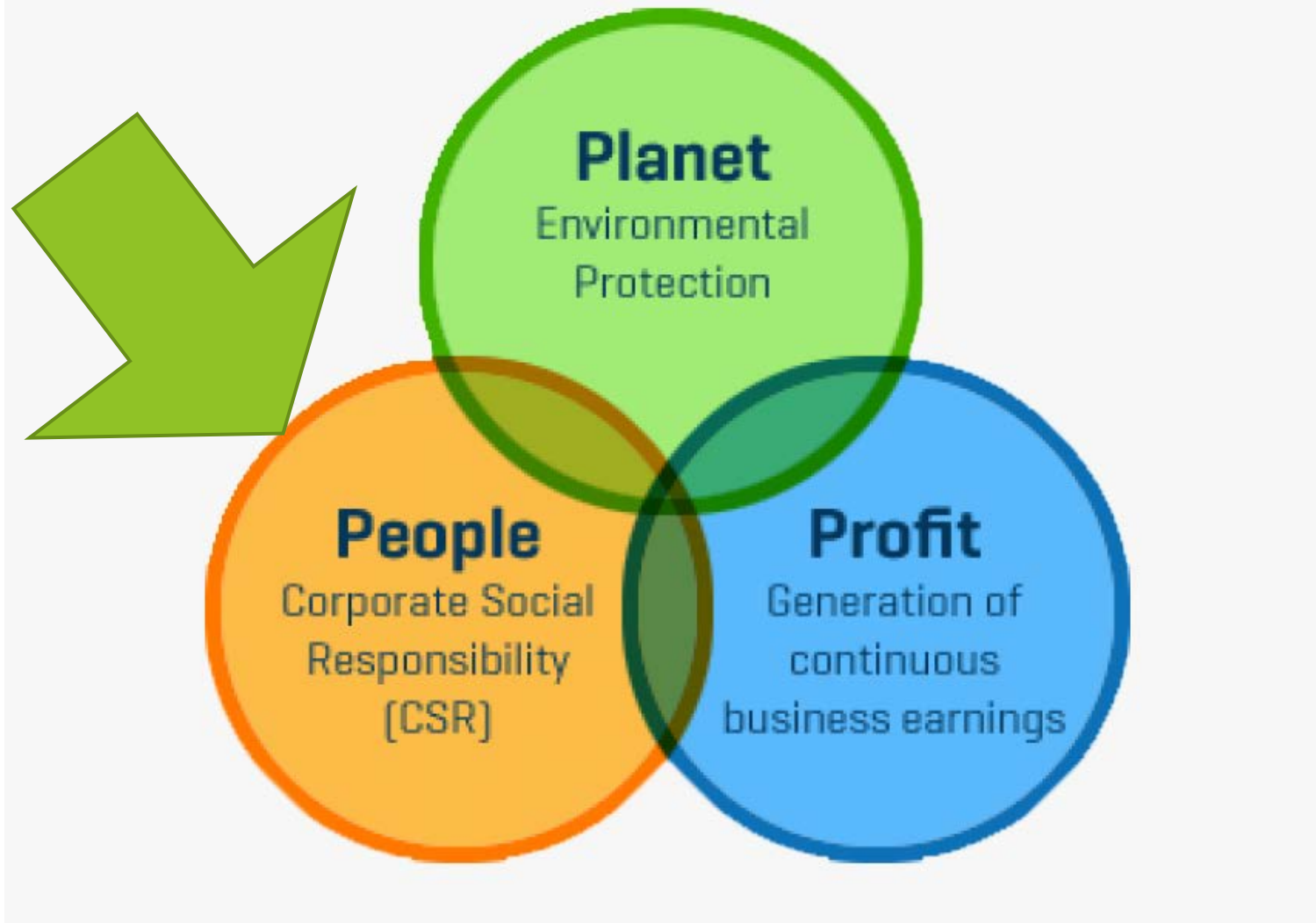
Certification on Palm Oil in Indonesia

- ▶ ISPO (Indonesia Sustainable Palm Oil) - mandatory by GOI
- ▶ RSPO (Roundtable Sustainable Palm Oil) - **Market obligation orientation**

Palm Oil Industry in Indonesia

RSPO Principal and Criteria (Market obligation orientation)

1. Behave Ethically and Transparent
2. Operate Legally and respect rights
3. Optimizing productivity, efficiency, positive impact and resilience
4. Respecting society and human rights and generating benefits
5. Support Farmer participation
6. Respecting workers rights and working climate
7. Protecting conservation and improve ecosystems and environment



People as actor for violating Human Rights,
People also have role to avoid it

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Thank you