## Oral Statement DKA Austria/Child Rights Connect/ECPAT International/ GIFA - Geneva Infant Feeding Association/ Clínica de Direitos Humanos, Federal University of Minas Gerais/ Good Shepherd International Foundation/

***Open-ended intergovernmental working group for the elaboration of an International Legally Binding Instrument on Transnational Corporations and other Business Enterprises with respect to human rights, Resolution A/HRC/26/9***

**Geneva, Palais des Nations, Room XX**

## Sixth Session 26 to 30 October 2020

**Wednesday 28 October, 2020 at 10h00-13h00**

Thank you Chair,

My name is Ute Mayrhofer and I am speaking on behalf of DKA Austria, Child Rights Connect, ECPAT International, Geneva Infant Feeding Association, NGO Congregation of Our Lady of Charity of the Good Shepherd, Clínica de Direitos Humanos UFMG and Clínica de Direitos Humanos PPGD/PUCPR

* **Article 8**

We propose a

**New Art. 8.2.bis:** **Neither the use or availability of company operational grievance mechanisms and similar non-judicial mechanisms can forfeit the right to access to courts and the potential legal liability of business enterprises.**

**Art. 8.6:** States Parties may require legal or natural persons conducting in business activities in their territory or jurisdiction, including those of a transnational character, to establish and maintain financial security **and availability of assets**, such as insurance bonds or other financial guarantees to cover potential claims of compensation.

We have submitted concrete wording proposals and kindly ask you to refer to our written joint submission.

Thank you Chair!