

Geneva, November 24, 2022

Excellencies,

Following the conclusion of the 8th session of the open-ended intergovernmental working group on transnational corporations and other business enterprises with respect to human rights, I am pleased to share the written compilation of the introductory remarks on the overall approach for the informal Suggested Chair Proposals for Select Articles of the legally binding instrument, as well as on each of the key articles they cover, in both Spanish (as delivered) and English.


At the same time, and in the hope to further assist with the understanding of how elements of the 3rd revised draft instrument were integrated into the Suggested Chairs Proposals, I am pleased to share a table indicating where elements of the 3rd revised draft may be found in those Proposals.

In relation to queries raised on process, I would like to note that chairs making proposals for text to be considered alongside other drafts during negotiations of human rights instruments is a fairly common practice (e.g., E/CN.4/1998/102, para. 15 & Annex II, which relates to the negotiation on the Optional Protocol to the Convention on the Rights of the Child on involvement of children in armed conflict). Additionally, in response to questions received regarding the matter, I would like to note that such proposals (even when shared as conference room papers) have also been annexed to working group session reports in other processes (e.g., E/CN.4/2002/78, paras. 9-12, 44 et seq., Annex I which relates to the negotiation on the Optional Protocol to the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment).

In accordance with the recommendations and conclusions of the 8th session, I will be looking forward to continuing the intersessional work through the Friends of the Chair Group, which has now been fully established with representation from all regions.

Finally, in light of the forthcoming 11th Annual Forum on Business and Human Rights, I take this opportunity to kindly invite you to the session "Update on the process to elaborate a legally binding instrument on business and human rights, in light of the outcomes of the 8th session of the Open-ended Intergovernmental Working Group of the Human Rights Council established by Resolution 26/9" which the Chair-delegation is organizing on **Tuesday, 29 November, from 1:20 to 2:40 pm, in room XX, Palais des Nations** (also accessible online). For more information about the session, please consult the concept note and list of invited speakers at <https://2022unforumbhr.sched.com/event/1CAvk>.

Yours respectfully,



Alejandro Dávalos,
Chargé d'affaires a.i.
Deputy Permanent Representative of Ecuador to the United Nations in Geneva
On behalf of the Chair-Rapporteur of the OEIGWG Resolution 26/9