

## PROF. DR. NICOLAS BUENO

### PUBLICATION LIST

#### SCIENTIFIC JOURNAL ARTICLES

---

- Bueno Nicolas, Anil Yilmaz Vastardis, Isidore Ngueuleu Djeuga, Investor Human Rights and Environmental Obligations: The Need to Redesign Corporate Social Responsibility Clauses, *Journal of World Investment & Trade* (2023) 1–38 (in press).
- Bueno Nicolas, [From Productive Work to Capability-Enhancing Work: Implications for Labour Law and Policy](#), 23(3) *Journal of Human Development and Capabilities* (2022) 354-372 doi: 10.1080/19452829.2021.1951186
- Bueno Nicolas, [Freedom 'at', 'through' and 'from' Work : Rethinking Labour Rights](#), 160 (2) *International Labour Review* (2021) 311-329. doi: 10.1111/ilr.12192
- Translations:  
[Liberté au travail, par le travail et face au travail: comment repenser les droits du travail](#), 160 (2) *Revue internationale du Travail* (2021) 339-360. doi: 10.1111/ilr.12195  
Libertad en el trabajo, a través del trabajo y frente al trabajo. Un replanteamiento de los derechos laborales 140(2) *Revista internacional del trabajo* (2021) 335-355. Doi : <https://doi.org/10.1111/ilrs.12198>
- Bueno Nicolas and Christine Kaufmann, The Swiss Due Diligence Legislation: Between Law and Politics, 6(3) *Business and Human Rights Journal* (2021) 542 – 549. doi: <https://doi.org/10.1017/bhj.2021.42>
- Bueno Nicolas, Diligence des entreprises, travail des enfants et minerais : Ce qui va changer, *Plaidoyer* (5/2021) 21-24.
- Claire Bright, Nicolas Bueno and Irene Pietropaoli, empresas, derechos humanos y la covid-19, 73(1) *Revista Española de Derecho Internacional* (2021) 319-328, doi : <http://dx.doi.org/10.17103/redi.73.1.2021.2c.01>
- Bueno Nicolas and Claire Bright, Implementing Human Rights Due Diligence through Corporate Civil Liability, 69(4) *International & Comparative Law Quarterly* (2020), doi: <https://doi.org/10.1017/S0020589320000305>
- Bueno Nicolas, Diligence en matière de droits de l'homme et responsabilité de l'entreprise : le point en droit suisse, 29 (3) *Swiss Review of International and European Law* (2019) 345-366.
- Bueno Nicolas, Corporate Liability for Violations of the Human Right to Just Conditions of Work in Extraterritorial Operations, 21(5) *The International Journal of Human Rights* (2017) 565-588, doi : <https://doi.org/10.1080/13642987.2017.1298092>.
- Bueno Nicolas, From the Right to Work to Freedom from Work: Introduction to the Human Economy 33(4) *International Journal of Comparative Labour Law and Industrial Relations* 463-487 (2017). doi: <https://doi.org/10.54648/ijcl2017020>
- Marco Biagi Best-Paper Award 2017 - International Association of Labour Law Journals Award
- Bueno Nicolas, La responsabilité des entreprises de respecter les droits de l'homme : État de la pratique Suisse, in *Pratique Juridique Actuelle (PJA/AJP)* 1015-1023, (2017).
- Bueno Nicolas, Swiss Multinational Enterprises and Transnational Corruption: Management Matters, *Swiss Review of Business and Financial Market Law* 199-209 (2017).
- Bueno Nicolas, L'analyse économique du droit international des traités, 116 *Revue Générale de Droit International Public* 86-106 (2012).
- Bueno Nicolas, L'admission des prestataires de services étrangers: une approche nationale, bilatérale et multinationale, 66(2) *Revue de droit administratif et fiscal* 113-158 (2010)
- Bueno Nicolas, L'admission des prestataires de services étrangers: une approche nationale, bilatérale et multinationale, *Jusletter* (Berne: Weblaw, 25 January 2010).

## BOOKS

---

Bueno Nicolas, Beryl ter Haar, Nuna Zekic (eds), *Utopias and Labour Law: Post-Growth and Post-Productive Approaches to Labour Law* (Oxford University Press 2024, in preparation).

Bueno Nicolas, *Le droit international de la démocratie et l'avenir des droits politiques* (Berne, Paris: Staempfli, L.G.D.J. 2015), 484 p.

- Law Faculty Prize, University of Lausanne

## ENCYCLOPEDIA ENTRIES AND COMMENTARIES

---

Bueno Nicolas and Yasmin Dinari, Art. 110 Cst in: Stefan Schlegel and Odile Ammann (eds.), *Commentaire de la Constitution fédérale en ligne* (2023) <https://onlinekommentar.ch/de/kommentare>.

Bueno Nicolas et Christine Kaufmann, [Guiding Principles on Business and Human Rights](#), in Binder and Nowak (eds.) *Elgar Encyclopedia of Human Rights* (Elgar 2022) 375-383, doi 10.4337/9781789903621.guiding.principles.business

Bueno Nicolas, [Right to Work](#), in Binder and Nowak (eds.) *Elgar Encyclopedia of Human Rights* (Elgar 2022) 578-583, doi: 10.4337/9781789903621.work.right.to

## BOOK CHAPTERS

---

Bueno Nicolas, 'Derechos laborales más allá del trabajo' in Ebert (ed.) *La dimensión laboral del constitucionalismo transformador en América Latina. Construcción de un ius commune* (Universidad de los Andes 2023, in press)

Claire Bright and Nicolas Bueno, *Mandatory Human Rights Due Diligence*, in Ewing (ed.) *Teaching Business and Human Rights* (Edward Elgar 2023, in press)

Bueno Nicolas et Federica de Rossa, [Switzerland: The Underuse of Civil Remedies for Corporate and State Human Rights Violations](#), in Ekaterina Aristova and Uglješa Grušić (eds) *Civil Remedies and Human Rights in Flux* (Hart 2022) 311-330, doi: 10.5040/9781509947621.ch-015.

Bueno Nicolas et Andrea Bonomi, *Private International Law Aspects of Corporate Social Responsibility: Switzerland*, in Kessedjian and Cantú Rivera (eds), *Private International Law Aspects of Corporate Social Responsibility* (Springer 2020) 573-593.

Bueno Nicolas, *The Swiss Popular Initiative on Responsible Business: From Responsibility to Liability*, in Liesbeth Enneking (ed.), *Accountability, International Business Operations and the Law: Providing Justice for Corporate Human Rights Violations in Global Value Chains* (Routledge 2019) 239-259, doi : 10.4324/9781351127165-12.

Bueno Nicolas, *Mandatory Human Rights Due Diligence Legislation*, in *Teaching Business and Human Rights Handbook* (Teaching Business and Human Rights Forum, 2019).

Bueno Nicolas, *Multinational Enterprises and Labour Rights: Concepts and Implementation*, in Janice Bellace et al. (eds), *Research Handbook on Labour, Business and Human Rights Law* (Edward Elgar 2019) 421-438, doi : <https://doi.org/10.4337/9781786433114>.

Bueno Nicolas, *Die Zukunft der Arbeit als Freiheit von der Arbeit*, in Jutta Allmendinger, Otfried Jarren, Christine Kaufmann, Hanspeter Kriesi, Dorothea Kübler (eds) *Zeitenwende: Kurze Antworten auf grosse Fragen* (Orell Füssli Verlag 2019).

Bueno Nicolas, *Del derecho al trabajo a la libertad frente al trabajo: introducción a la economía humana*, in Nuno Cerejeira Namora et al. (eds), *The Balance between Worker Protection and Employer Powers* (Newcastle: Cambridge Scholars Publishing 2018) 167-200.

Bueno Nicolas, *Entreprises multinationales et droits de l'homme: une question de minorité et de majorité*, in Andreas Ziegler et Julie Kuffer (eds.), *Minorities and the Law: Liber Amicorum for Professor Barbara Wilson* (Zurich: Schulthess 2016) 191-204.

Ziegler Andreas et Nicolas Bueno, *La protection constitutionnelle de l'orientation sexuelle*, in Andreas Ziegler et al. (eds.), *Droit LGBT* (2<sup>d</sup> ed., Bâle: Helbing Lichtenbahn 2015) 35-72.

Ziegler Andreas et Nicolas Bueno, *Der verfassungsrechtliche Schutz von Lesben und Schwulen*, in Andreas Ziegler et al. (eds.), *LGBT-Recht* (2<sup>d</sup> ed., Bâle: Helbing Lichtenbahn 2015) 35-72.

Minh Son Nguyen, Cesla Amarelle Cesla et Nicolas Bueno, *Droit des migrations*, in F. Bohnet (ed.), *Le droit pour le praticien 2008/2009* (Neuchâtel: Université de Neuchâtel 2009) 45-75.

## REPORTS

---

- Bueno Nicolas and Sophie Scheidt, *Die Sorgfaltspflichten von Unternehmen im Hinblick auf die Einhaltung von Menschenrechten bei Auslandsaktivitäten* (Vienna: Netzwerk Soziale Verantwortung, 2015).
- Bueno Nicolas, *Menschenrechtsverletzungen durch im Ausland operierende Unternehmen: Regulierungslücken in Österreich schließen*, in *Menschen.Recht.Wirtschaft* (Vienna: Netzwerk Soziale Verantwortung, 2014), 9-40.

## CASE COMMENTARIES

---

- Bueno Nicolas, Responsabilité pénale de l'entreprise: Commentaire de l'arrêt du Tribunal cantonal vaudois du 17.09.2013, *forumpenale* (2014) 258-262.
- Bueno Nicolas, Whether Switzerland was bound to apply U.N. Security Council sanctions against individuals associated with Osama bin Laden in a way that would violate human rights, Decision 1A 48/2007, *Oxford Reports on International Law in Domestic Courts* (2012).
- Bueno Nicolas, Whether Switzerland was bound to cause the transfer of financial assets of the previous government of Iraq in pursuance of U.N. Security Council resolutions in a way that would violate human rights, Decision 2A 783/2006, *Oxford Reports on International Law in Domestic Courts* (2012).
- Bueno Nicolas, Whether the fact that diplomats enjoyed immunity rendered testimonies in Swiss criminal proceedings inadmissible, *X v North Korea and ors*, No 6B 51/2007, *Oxford Reports on International Law in Domestic Courts* (2011).

## OTHER PUBLICATIONS OR MEDIA

---

- RTS Forum - Le grand débat - Entreprises responsables, la Suisse bientôt isolée ?  
<https://www.rts.ch/play/tv/redirect/detail/13632652>, 15 décembre 2022
- RTS Forum - Des civils indonésiens portent plainte contre Holcim et ses dégâts environnementaux: interview de Nicolas Bueno <https://www.rts.ch/play/tv/redirect/detail/13239498>, 22 juillet 2022
- RTS Forum – Le grand débat - Entreprises responsables: le débat report  
<https://www.rts.ch/play/tv/redirect/detail/12377651>, 27 juillet 2021.
- Blog : Der Lange Weg zur Konzernverantwortung in der Schweiz, Verfassungsblog, June 2020.
- Research Video : Should we Have a New Human Right to Freedom from Work? (8:18 min.) (Latest Thinking 2019), doi: 10.21036/LTPUB10720.
- Blog : The Swiss Initiative on Responsible Business and its Counter-Proposal: Texts and Current Developments, *Business and Human Rights Journal Blog*, Cambridge University Press, December 2018.

## CONFERENCES

---

### Co-organised conferences

- Work without Economic Growth? Workers' Protection in a Greener and Fairer Economy, Switzerland, online, 27.10.2022, <https://unidistance.ch/evenement/work-without-economic-growth-workers-protection-in-a-greener-and-fairer-economy>
- Economic Utopias and Labour Law', 5th Labour Law Research Network (LLRN) Conference, June 2021.
- 'Law & Economics and the Capability Approach', Annual Conference of the Italian Society of Law & Economics, Université de Milan, December 2019.

### Keynotes

Freedom at Work, Freedom through Work and Freedom from Work, University of Warsaw, January 2023

Rethinking Labour Rights for Economic Security in the Global Economy', Institute for International Law, University of Zurich, October 2020.

'SDG 8: Droit au travail, conditions de travail équitables et globalisation : quel avenir pour le travail?', Académie Suisse des sciences sociales et humaines, Berne, octobre 2019.

### **Conference presentations**

"Investor Human Rights and Environmental Obligations", Annual conference 2022 European Society of International Law, University of Utrecht, Netherlands, August 2022

"Corporate Labour Rights Obligations in Supply Chains, International Labour and Employment Relations Association (ILERA) 2022 European Congress, Barcelona, September 2022

"European Developments in Business and Human Rights", Conference Diligence Debida, Universidad de Salamanca, May 2022

"The EU Draft Directive on Corporate Sustainability Due Diligence", Wageningen University, March 2022, <https://www.youtube.com/watch?v=GnbMXKTaANo>

The Swiss Human Rights Due Diligence Legislation, Die Sicherung von Menschenrechten in transnationalen Lieferketten, University of Heidelberg, November 2021 <https://www.hadw-bw.de/news/events/die-sicherung-von-menschenrechten-transnationalen-lieferketten-kann-ein-nationales-gesetz-ein>

Business and Human Rights Treaty & International Labour Law, Framework Treaty on Business and Human Rights: Interdisciplinary Insights, University of Dundee, September 2021

Strategic Litigation in Business and Human Rights, Changing the World Using the Law, Alternativer Nobelpreis Conference Series, University of Zurich, June 2021

Labour Rights under Liberalism, Neoliberalism and Post-Liberalism, Labour Law Research Network (LLRN) Conference, June 2021.

The Swiss Responsible Business Initiative, Development on Mandatory Due Diligence Laws, British Institute of International and Comparative Law (BIICL), December 2020.

Civil Remedies for Human Rights Violations in Swiss Law, Civil Remedies for Human Rights Violations, Oxford University, October 2020.

International Investment Law and Labour Rights, Le travail mondialisé, Congrès mondial CIELO Laboral, Université de Nantes, Septembre 2020 (online)

Swiss Developments in Business and Human Rights', Dutch Human Rights Network, May 2020.

La responsabilité des entreprises de respecter les droits de l'homme', Ordre des avocats de Genève, 28 Novembre 2019

Human Rights Due Diligence and Corporate Liability, Université de Genève', 25 Novembre 2019

Human Rights Due Diligence and Corporate Liability, Annual Business and Human Rights Conference, University of Essex, Septembre 2019.

The Swiss Responsible Business Initiative, British Institute of International and Comparative Law, Septembre 2019

Technological Unemployment and Labour Rights, Labour 2030, University of Porto, Septembre 2019.

Labour Rights, Economic Productivity, and Human Capabilities, 6th Regulating for Decent Work Conference, ILO Geneva, Juillet 2019.

Due Diligence and Corporate Liability, Oxford University, Juin 2019.

Rethinking Labour Rights in the Global Economy, ILO 100, Université de Liège, Mars 2019.

Technology and Freedom from Work, University of Bergamo, Novembre 2018.

Treaty on Business and Human Rights, UN Roundtable on BHR, United Nations, Geneva, Mars 2018.

Freedom from Work: An introduction to the Human Economy, European Center for Constitutional and Human Rights, Berlin, Novembre 2017.

From the Right to Work to the Freedom from Work, Labour 2030 - Rethinking the Future of Work, University of Porto, Juillet 2017.

The Swiss Constitutional Initiative on Responsible Business, Utrecht University, Mai 2017.