

POLI 581.2 (S01) Selected Topics in International Law & Organizations: Private Power & Authority in Global Governance

Pre/Co-Requisites: POLI 483 or POLI 487	
Instructor: Mark Machacek	Lecture Location: ST 027
Phone:	Lecture Days/Time: Monday 11:00 am – 1:45 pm
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Office: SS 721	Office Hours: Monday 1:45 – 2:30 pm or by appointment
Instructor Email Policy: 9:00 am – 5:00 pm Monday - Friday	Website: http://d2l.ucalgary.ca

COURSE DESCRIPTION

The purpose of this course is to engage students in an in-depth analysis of power and authority in international law and organization, with a particular focus on private and market authority. The course outlines private authority more generally (including civil society, NGOs) and focuses in on the for-profit sector's interaction with other non-state actors, states and intergovernmental organizations. Students will learn about the contentious politics between global civil society/social movements and transnational market actors. Students will also learn the international law governing the private sector, the private sector's role in international law and the history and nature of UN-business relations. This course will also give special attention to the role of private authority in specific areas of global governance, including international development, environmental protection and global health.

This is a seminar-style course with student participation being an essential component. Students are expected to have completed the readings prior to class and engage in in-depth discussions on the weekly topics. The course will begin with a conceptual review of international law, organizations and global political economy and an introduction to private authority and related theoretical perspectives. It will then look at the role of business in global governance and how the private sector relates with global civil society (NGOs/social movements). Attention will then turn to the international law on corporate conduct, the private sector's role in establishing international norms and standards (including corporate social responsibility initiatives), UN-business relations and global public-private partnerships. Finally, the course will discuss the role of private authority in the international development, refugee protection, environmental and global health regimes.

COURSE OBJECTIVES & LEARNING OUTCOMES

COURSE OBJECTIVES & LEARNING OUTCOMES:

The objectives of this course are to:

- Introduce students to the concept of private authority and how it relates to international law, organizations and the global political economy
- Acquaint students with the particular roles of markets, the private sector and civil society in

global governance

- Facilitate theoretically-informed discussions and critical analysis of global governance
- Strengthen skills in analysis, discussion, research, writing and oral presentation

Upon completion of this course students should be able to:

- Engage in informed discussions on real-world issues related to private authority, international law/organizations and global political economy
- Apply various theoretical perspectives to the issue of private authority and global governance more generally
- Conduct effective research, reporting and presentations

REQUIRED TEXTBOOK(S)

There is no textbook for this course. Course readings will be made available on D2L or are accessible electronically through the Taylor Family Digital Library (TFDL).

COURSE COMPONENT WEIGHTS AND DUE DATES

COMPONENT	WEIGHTING	DUE DATES
Presentation	15%	TBD
Presentation Paper	10%	TBD
Research Paper	30%	April 3 rd
Class Participation	20%	
Take-Home Final Exam	25%	April 3 rd – April 8 th
Total	100%	

If a student misses a required course component, please get in touch the instructor as soon as possible.

COURSE SCHEDULE & TOPICS

DATE	TOPIC	READINGS
Introducing Private Power & Authority in Global Politics		
Week 1 January 9 th	Course Introduction & Conceptual Framework Overview of the course syllabus & a general overview of the study of international law, organizations and global political economy	Required readings: Karns et al (2015) <i>International Organizations: The Politics & Processes of Global Governance</i> . Boulder, CO: Lynne Rienner Publishers -Chapter 1 (pp 1-19, 25-38) [TFDL] Abbott & Snidal (2000) Hard and Soft Law in International Governance. <i>International Organization</i> , 54(3): 421-456. [TFDL] Sassen (2002) The State and Globalization. In (eds) Hall & Biersteker <i>The Emergence of Private Authority in Global Governance</i> : pp 91-112. [TFDL] Phillips, Nicola (2017) Power and Inequality in the Global Political Economy. <i>International Affairs</i> , 93(2): 429-444. [TFDL]

		<p>Optional: Oatley, Thomas (2021) Regaining Relevance: IPE and a Changing Global Political Economy. <i>Cambridge Review of International Affairs</i>, 34(2): 318-327. [TFDL]</p>
<p>Week 2 January 16th</p>	<p>Power, the International ‘Public’ and ‘Private’ Spheres & ‘Private Authority’ Discussing the concept and indicators of power and interrogating the ‘public’ and ‘private’ spheres in global governance</p>	<p>Ruggie (1982) International Regimes, Transactions, and Change: Embedded Liberalism in the Postwar Economic Order. <i>International Organization</i>, 32(2): 379-415. [TFDL]</p> <p>Gill (1995) Globalisation, Market Civilization, and Disciplinary Neoliberalism. <i>Millennium: Journal of International Studies</i>, 24(3): 399-423. [TFDL]</p> <p>Hall & Biersteker (2002) The Emergence of Private Authority in the International System. In (eds) Hall & Biersteker <i>The Emergence of Private Authority in Global Governance</i>. New York: Cambridge University Press. -Chapter 1 (pp 3-16) [TFDL]</p> <p>Cahill (2018) Polanyi, Hayek and Embedded Neoliberalism. <i>Globalizations</i>, 15(7): 977-994. [TFDL]</p>
<p>Week 3 January 23rd</p>	<p>Theoretical Perspectives Overviewing the primary theoretical perspectives in the study of international organizations, law and political economy</p>	<p>Buzan, Barry (1993) From International System to International Society: Structural Realism and Regime Theory Meet the English School. <i>International Organization</i>, 1993 47(3): 327-352. [TFDL]</p> <p>Ruggie (2004) Reconstituting the Global Public Domain – Issues, Actors, and Practices. <i>European Journal of International Relations</i>, 10(4): 499-53. [TFDL]</p> <p>Levy & Newell (2005) A Neo-Gramscian Approach to Business in International Environmental Politics: An Interdisciplinary, Multilevel Framework. In (eds) Levy & Newell <i>The Business of Global Environmental Governance</i>. Cambridge, MA: MIT Press: pp 47-69. [D2L]</p> <p>Karns et al (2015) <i>International Organizations</i>. -Chapter 2 (pp 43-70) [TFDL]</p>
Non-State Actors & Private Authority in Global Governance & Politics		
<p>Week 4 January 30th</p>	<p>Global Civil Society: NGOs, Social Movements & Global Civil Regulation</p>	<p>Scholte (2002). Civil Society and Democracy in Global Governance. <i>Global Governance</i>, 8: 281-304 [TFDL]</p>

	<p>Discussing the forms, authority and practices of global civil society in global politics</p>	<p>Lipschutz & Fogel (2002) ‘Regulation for the rest of us?’ Global civil society and the privatization of transnational regulation. In (eds) Hall & Biersteker <i>The Emergence of Private Authority in Global Governance</i>: pp 115-140 [TFDL]</p> <p>Vogel (2010) The Private Regulation of Global Corporate Conduct: Achievements and Limitations. <i>Business & Society</i>, 49(1): 68-87. [TFDL]</p> <p>Senit & Biermann (2021) In Whose Name Are You Speaking? The Marginalization of the Poor in Global Civil Society. <i>Global Policy</i>, 12(5): 581-591. [TFDL]</p>
<p>Week 5 February 6th</p>	<p>Business & the Market-Based Sector Discussing ‘market authority’ and ‘private authority’ in global politics</p>	<p>Levy & Prakash (2003) Bargains Old and New: Multinational Corporations in Global Governance. <i>Business and Politics</i>, 5(2): 131-150. [TFDL]</p> <p>Bull et al (2004) Private Sector Influence in the Multilateral System: A Changing Structure of World Governance. <i>Global Governance</i>, 10(4): 481-498. [TFDL]</p> <p>Bexell et al (2010) Democracy in Global Governance: The Promises and Pitfalls of Transnational Actors. <i>Global Governance</i>, 16(1): 81-101. [TFDL]</p> <p>Eikenberry & Mirabella (2017) Extreme Philanthropy: Philanthrocapitalism, Effective Altruism, and the Discourse of Neoliberalism. <i>PS Political Science & Politics</i>, 51(1): 43-47. [TFDL]</p>
<p>International Law, Regulation & the Private Sector</p>		
<p>Week 6 February 13th</p>	<p>Business & International Law Considering the regulatory initiatives and international law on the private sector and the role of business in international law</p>	<p>Cutler (2002) The Emergence of Private International Regimes in the International System. In (eds) Hall & Biersteker <i>The Emergence of Private Authority</i>: pp 23-40. [TFDL]</p> <p>Pattberg (2006) The Influence of Global Business Regulation: Beyond Good Corporate Conduct. <i>Business and Society Review</i>, 111(3): 241-268. [TFDL]</p> <p>Berliner & Prakash (2015) ‘Bluewashing’ the Firm? Voluntary Regulations, Program Design, and Member Compliance with the United</p>

		<p>Nations Global Compact. <i>The Policy Journal</i>, 43(1): 115-138. [TFDL]</p> <p>Zenkiewicz (2016) Human Rights Violations by Multinational Corporations and UN Initiatives. <i>Review of International Law & Politics</i>, 12(1): 121-160. [TFDL]</p>
<p>Week 7 February 19th – 25th</p>	<p>READING WEEK No class</p>	
<p>Week 8 February 27th</p>	<p>Corporate Social Responsibility & Beyond Interrogating the self-regulatory practices of the private sector, including corporate social responsibility</p>	<p>Scherer & Palazzo (2011) The New Political Role of Business in a Globalized World: A Review of a New Perspective on CSR and its Implications for the Firm, Governance, and Democracy. <i>Journal of Management Studies</i>, 48(4): 899-931. [TFDL]</p> <p>Bondy et al (2012) An Institution of Corporate Social Responsibility (CSR) in Multi-National Corporations (MNCs): Form and Implications. <i>Journal of Business Ethics</i>, 111(2): 281-299. [TFDL]</p> <p>Banerjee (2014) A Critical Perspective on Corporate Social Responsibility: Towards a Global Governance Framework. <i>Critical Perspectives on International Business</i>, 10(1/2): 84-95. [TFDL]</p> <p>Stewart (2018) Behind the Cloak of Corporate Social Responsibility: Safeguards for Private Participation within Institutional Design. <i>Indiana Journal of Global Legal Studies</i>, 25(1): 233-264. [TFDL]</p>
<p>International Organizations & the Private Sector</p>		
<p>Week 9 March 6th</p>	<p>United Nations-Business Relations Surveying the institutional configurations and practices of UN-private sector partnerships</p>	<p>Therien & Pouliot (2006). The Global Compact: Shifting the Politics of International Development? <i>Global Governance</i>, 12(1): 55-75. [TFDL]</p> <p>Utting & Zammit (2009) United Nations-Business Partnerships: Good Intentions and Contradictory Agendas. <i>Journal of Business Ethics</i>, 90(1): 39-56. [TFDL]</p> <p>Rasche et al (2012). The United Nations Global Compact: Retrospect and Prospect. <i>Business & Society</i>, 52(1): 6-30. [TFDL]</p> <p>Tallberg et al (2013) The Opening Up of International Organizations: Transnational Access</p>

		in Global Governance. London: Cambridge University Press. -Chapter 1 (pp 1-21) [TFDL]
Private Authority on Global Governance		
Week 10 March 13 th	International Development Considering the roles and practices of private authority in international development	<p>Gregoratti (2010) UNDP, Business Partnerships, and the (UN)Democratic Governance of Development. In (eds) Bexell & Morth <i>Democracy and Public-Private Partnerships in Global Governance</i>. London: Palgrave Macmillan: 190-210. [D2L]</p> <p>Backstrand & Kylsater (2014). Old Wine in New Bottles? The Legitimation and Delegitimation of UN Public-Private Partnerships for Sustainable Development from the Johannesburg Summit to the Rio+20 Summit. <i>Globalizations</i>, 11(3): 1-17. [TFDL]</p> <p>Pingeot (2016). In Whose Interest? The UN's Strategic Rapprochement with Business in the Sustainable Development Agenda. <i>Globalizations</i>, 13(2): 188-202. [TFDL]</p> <p>May, Christopher (2017) Multinational Corporations in World Development: 40 Years On. <i>Third World Quarterly</i>, 38(10): 2223-2241. [TFDL]</p>
Week 11 March 20 th	Global Environmental Governance & the Refugee Regime Identifying private authority in global environmental governance and refugee response	<p>Levy & Egan (2000) Corporate Political Action in the Global Polity: National and Transnational Strategies in the Climate Change Negotiations. In (eds) Higgot et al <i>Non-State Actors and Authority in the Global System</i>. New York, NY: Routledge 138-154. [TFDL]</p> <p>Andonova (2010) Public-Private Partnerships for the Earth: Politics and Patterns of Hybrid Authority in the Multilateral System. <i>Global Environmental Politics</i>, 10(2): 25-52 [TFDL]</p> <p>Betts et al (2012) Humanitarian Innovation and Refugee Protection. Humanitarian Innovation Project, Working Paper No 85, Refugee Studies Centre, University of Oxford [open source]</p> <p>Machacek (2018) Global Public-Private Partnerships and the New Constitutionalism of the Refugee Regime. <i>Global Constitutionalism</i>, 7(2): 204-235 [TFDL]</p>

		Optional: Levy & Newell (2002) Business Strategy and International Environmental Governance: Toward a Neo-Gramscian Synthesis. <i>Global Environmental Politics</i> , 2(4) 84-101. [TFDL]
Week 12 March 27 th	Global Health Governance Interrogating the role of private authority in the post-Covid era of global health governance	Ruckert & Labonte (2014) Public-Private Partnerships (PPPs) in Global Health: the Good, the Bad and the Ugly. <i>Third World Quarterly</i> , 35(9): 1598-1614. [TFDL] Davis (2020) The Trojan Horse: Digital Health, Human Rights, and Global Health Governance. <i>Health & Human Rights</i> , 22(2): 41-48. [TFDL] Stevenson & Youde (2021) Public-Private Partnering as a Modus Operandi: Explaining the Gates Foundation’s Approach to Global Health Governance. <i>Global Public Health</i> , 16(3): 401-414. [TFDL]
Week 13 April 3 rd	Course Review Research Paper Due Take Home Exam (Apr. 3rd – Apr. 8th)	No required readings
Week 14 April 10 th	Easter Monday (no class)	

Please note that the above schedule is tentative and may change as the need arises.

PRESENTATION (15%) & SHORT PAPER (10%)

Each student is expected to give a **10-12-minute in-person presentation** to the class on the readings assigned for a specific week. The presentation should offer a literature review of the common theme(s) across the readings, highlight and compare/contrast the main perspectives and arguments of each reading, and offer critical reflections and questions for the class to facilitate discussion.

Students are also expected to provide a short (**4-5 page, double-spaced**) **paper** on the presentation topic and assigned readings. This paper is expected to reflect both the students’ summary and evaluation of the literature as well as the proceeding class discussion on the topic/readings.

Presentations will be conducted throughout the semester (depending on how the topics are distributed among students) and the short paper will be due in the D2L Dropbox one week after the student conducts their presentation. Distribution of the topics and further information on expectations and evaluation will be given in-person on the first day of class.

RESEARCH PAPER (30%)

Students are expected to write a **12-15-page** (double-spaced, 12-point Times New Roman font) **research paper** on a topic of the students choosing in relation to the course. The paper is expected to be a

theoretically-informed position-based paper that demonstrates the students' grasp of theory, relevant concepts and the particular topic chosen by the student. The paper is due in the D2L Dropbox no later than **11:59 pm on Monday April 3rd**. Further information for the paper will be provided on the first day of class.

PARTICIPATION (20%)

As a seminar-style course, student participation in class discussions is an essential component. Students are expected to come to class having read the assigned readings for the week and have prepared questions and/or points for discussion. Participation will be evaluated according to class attendance and the quantity and quality of student engagement.

FINAL EXAMINATION (25%)

The final exam will be an **open-book take home exam**. The exam will consist of a choice of **two out of three long answer questions**. Students will be expected to write approximately **3-4 pages per question** (double-spaced, 12-point Times New Roman font) and critically engage with the literature covered in the course. It must also include a title page and a reference list.

The exam will be posted on D2L immediately after class on **Monday April 3rd** and will be due in the D2L Dropbox no later than **11:59 on Saturday April 8th**. Further information for the final exam will be given in class on Monday March 27th.

WRITING STATEMENT

Written assignments are often required in Political Science courses, and the quality of writing skills, including but not limited to such elements as grammar, punctuation, sentence structure, clarity, citation, and organization, will be taken into account in the determination of grades. Students are encouraged to make use of the services offered through Writing Support Services in the Student Success Centre by contacting them at <http://www.ucalgary.ca/ssc/writing-support>.

GRADING SCALE: The following grading scale will be used:

A+ (91-100)	B+ (77-79)	C+ (67-69)	D+ (55-59)
A (85-90)	B (73-76)	C (63-66)	D (50-54)
A- (80-84)	B- (70-72)	C- (60-62)	F (0-49)

LATE PENALTIES

For the written assignment, late submissions will receive a grade penalty of 5% for each day they are late. The 5% per day penalty will also be applied to weekend days.

INSTRUCTOR GUIDELINES

Students requiring assistance are encouraged to speak to the instructor during class or their office hours. Should you wish to meet outside of office hours, please telephone or email to make an appointment. It is to the student's advantage to keep such appointments.

Email is a common form of communication but it is not always the most effective way of answering student questions. If you cannot make office hours, please request a one on one meeting outside of these hours.

Students are welcome to use laptops and other electronic note-taking devices in this course. Please be considerate of others and switch off all cell phones when you enter the classroom. Sending/receiving texts and browsing the Web is extremely disruptive to others and will not be tolerated.

IMPORTANT POLICIES AND INFORMATION

Absence From a Mid-term Examination

Students who are absent from a scheduled term test or quiz for legitimate reasons are responsible for contacting the instructor via email within 48 hours of the missed test to discuss alternative arrangements. A copy of this email may be requested as proof of the attempt to contact the instructor. Any student who fails to do so forfeits the right to a makeup test.

Deferred Term Work Form: Deferral of term work past the end of a term requires a form to be filled out by the student and submitted, along with any supporting documentation, to the instructor. The form is available at: https://live-ucalgary.ucalgary.ca/sites/default/files/teams/14/P22_deferral-of-term-work_lapseGrade.pdf

Once an extension date has been agreed between instructor and student, the instructor will email the form to the Faculty of Arts Program Information Centre (ascarts@ucalgary.ca) for approval by the Associate Dean.

Deferral of a Final Examination

Deferral of a final examination can be granted for reasons of illness, domestic affliction, and unforeseen circumstances, as well as to those with three (3) final exams scheduled within a 24-hour period. Deferred final exams will not be granted to those who sit the exam, who have made travel arrangements that conflict with their exam, or who have misread the examination timetable. The decision to allow a deferred final exam rests not with the instructor but with Enrolment Services. Instructors should, however, be notified if you will be absent during the examination. The Application for Deferred Final Exam, deadlines, requirements and submission instructions can be found on the Enrolment Services website at <https://www.ucalgary.ca/registrar/exams/deferred-exams>.

Reappraisal of Grades:

For Reappraisal of Graded Term Work, see Calendar 1.2

<http://www.ucalgary.ca/pubs/calendar/current/i-2.html>

For Reappraisal of Final Grade, see Calendar 1.3

<http://www.ucalgary.ca/pubs/calendar/current/i-3.html>

Academic Misconduct:

Academic Misconduct refers to student behavior that compromises proper assessment of students' academic activities and includes: cheating; fabrication; falsification; plagiarism; unauthorized assistance; failure to comply with an instructor's expectations regarding conduct required of students completing academic assessments in their courses; and failure to comply with exam regulations applied by the Registrar.

For information on the Student Academic Misconduct Policy, Procedure and Academic Integrity, please visit: <https://www.ucalgary.ca/pubs/calendar/current/k-3.html>

Plagiarism And Other Forms Of Academic Misconduct

Academic misconduct in any form (e.g. cheating, plagiarism) is a serious academic offence that can lead to disciplinary probation, suspension or expulsion from the University. Students are expected to be familiar with the standards surrounding academic honesty; these can be found in the University of Calgary calendar at <http://www.ucalgary.ca/pubs/calendar/current/k.html>. Such offences will be taken seriously and reported immediately, as required by Faculty of Arts policy.

Recording of Lectures:

Recording of lectures is prohibited, except for audio recordings authorized as an accommodation by SAS or an audio recording for individual private study and only with the written permission of the instructor. Any unauthorized electronic or mechanical recording of lectures, their transcription, copying, or distribution, constitutes academic misconduct. See <https://www.ucalgary.ca/pubs/calendar/current/e-6.html>.

Academic Accommodations:

Students seeking an accommodation based on disability or medical concerns should contact Student Accessibility Services. SAS will process the request and issue letters of accommodation to instructors. Students who require an accommodation in relation to their coursework based on a protected ground other than disability should communicate this need in writing to their instructor. The full policy on Student Accommodations is available at <https://www.ucalgary.ca/legal-services/university-policies-procedures/student-accommodation-policy>

Research Ethics

Students are advised that any research with human subjects – including any interviewing (even with friends and family), opinion polling, or unobtrusive observation – must have the approval of the Conjoint Faculties Research Ethics Board. In completing course requirements, students must not undertake any human subject research without discussing their plans with the instructor, to determine if ethics approval is required.

Instructor Intellectual Property

Course materials created by instructors (including presentations and posted notes, labs, case studies, assignments and exams) remain the intellectual property of the instructor. These materials may NOT be reproduced, redistributed or copied without the explicit consent of the instructor. The posting of course materials to third party websites such as note-sharing sites without permission is prohibited. Sharing of extracts of these course materials with other students enrolled in the course at the same time may be allowed under fair dealing.

Freedom of Information and Protection of Privacy (FOIP) Act:

Personal information is collected in accordance with FOIP. Assignments can only be returned to the student and will be accessible only to authorized faculty and staff. For more information, see <https://www.ucalgary.ca/legal-services/access-information-privacy>

Copyright Legislation:

See the University of Calgary policy on Acceptable Use of Material Protected by Copyright at <https://www.ucalgary.ca/legal-services/university-policies-procedures/acceptable-use-material-protected-copyright-policy> Students who use material protected by copyright in violation of this policy may be disciplined under the Non-Academic Misconduct Policy.

Course materials created by instructors (including presentations and posted notes, labs, case studies, assignments and exams) remain the intellectual property of the instructor. These materials may NOT be reproduced, redistributed or copied without the explicit consent of the instructor. The posting of course materials to third party websites such as note-sharing sites without permission is prohibited. Sharing of extracts of these course materials with other students enrolled in the course at the same time may be allowed under fair dealing.

Evacuation Assembly Points

In the event of an emergency evacuation from class, students are required to gather in designated assembly points. Please check the list found at <https://www.ucalgary.ca/risk/emergency-management/evac-drills-assembly-points/assembly-points> and note the assembly point nearest to your classroom.

Important Dates:

Please check: <http://www.ucalgary.ca/pubs/calendar/current/academic-schedule.html>.

Faculty of Arts Program Advising and Student Information Resources

- Have a question, but not sure where to start? The Arts Students' Centre is your information resource for everything in Arts! Drop in at SS102, call them at 403-220-3580, or email them at artsads@ucalgary.ca. You can also visit the Faculty of Arts website at <http://arts.ucalgary.ca/undergraduate>, which has detailed information on common academic concerns, including program planning and advice.
- For registration (add/drop/swap), paying fees and assistance with your Student Centre, contact Enrolment Services at 403-210-ROCK [7625] or visit them in the MacKimmie Tower.

Important Contact Information

Campus Security and Safewalk (24 hours a day/7 days a week/365 days a year)

Phone: 403-220-5333

Faculty of Arts Undergraduate Students' Union Representatives

Phone: 403-220-6551

Email: arts1@su.ucalgary.ca, arts2@su.ucalgary.ca, arts3@su.ucalgary.ca,
arts4@su.ucalgary.ca

Students' Union URL: www.su.ucalgary.ca

Graduate Students' Association

Phone: 403-220-5997

Email: askgsa@ucalgary.ca

URL: www.ucalgary.ca/gsa

Student Ombudsman

Phone: 403-220-6420

Email: ombuds@ucalgary.ca

Campus Mental Health Resources

The University of Calgary recognizes the pivotal role that student mental health plays in physical health, social connectedness and academic success, and aspires to create a caring and supportive campus community where individuals can freely talk about mental health and receive supports when needed. We encourage you to explore the excellent mental health resources available throughout the university community, such as counselling, self-help resources, peer support or skills-building available through the following resources:

SU Wellness Centre: <http://www.ucalgary.ca/wellnesscentre/>

Student Wellness Services:

<https://www.ucalgary.ca/wellness-services/services/mental-health-services>

Campus Mental Health Strategy website: <https://www.ucalgary.ca/mentalhealth/>.