



## Josh Scheinert

### Senior Associate

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[International Business & Human Rights](#)  
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[Economic Sanctions & Export Controls](#)  
[Government Procurement](#)  
[Anti-Dumping, Anti-Subsidy & Safeguards](#)  
[Trade & Investor-State Dispute Settlement](#)  
[Investment Treaty Arbitration](#)  
[International Arbitration](#)

Josh practices international investment and trade law, with an emphasis on regulatory compliance, business and human rights, and international investment arbitration.

He advises clients on the following:

- meeting international trade and investment regulatory requirements such as sanctions compliance, procurement, export controls and supply-chain transparency
- expanding national and international laws and standards to protect human rights in the context of transnational business
- international investor protections and arbitrations, including how investor-protection regimes are affected by governmental actions to regulate environmental and labour impacts

Josh works with clients across industries to ensure they are prepared to meet domestic and international regulatory standards, especially those related to supply-chain issues and business and human rights. He advises companies on reforming internal policies and compliance programs to meet applicable legal standards and best practices.

Josh also acts for clients in investor-state disputes launched under free trade agreements and bilateral investment treaties and appears before international arbitration tribunals. He has acted on trade remedy files before the Canadian International Trade Tribunal.

Josh has been a visiting law professor in Gambia and India in international and comparative law.

He joined the Ontario bar after completing a judicial clerkship with Chief Justice Allan Lufy of the Federal Court.

## Experience

- A defence industry client on devising and implementing company-wide business and human rights policies and processes.
- A multinational company on an internal compliance investigation.
- A global technology company on renegotiating its security clearances with the Government of Canada.
- A global mining company on incorporating human rights protections within its security operations.
- Lone Pine Resources Inc. v. Government of Canada, a NAFTA Chapter 11 arbitration.
- Bilcon of Delaware et al v. Government of Canada, a NAFTA Chapter 11 arbitration.

## Insights & Events

- Canada Imposes Sanctions on Nicaraguan Officials to Respond to Human Rights Abuses
- Business and Human Rights: The Stakes Continue to Grow
- Canadian Financial Institutions to Assume New Human Rights Obligations
- Co-host, "Business and Human Rights Law is Here: Ensure You Are Prepared," Ontario Bar Association, Toronto, October 2019
- Pan American Silver Resolves Human Rights Claim Against Tahoe
- Canada Becomes a State Party to the Arms Trade Treaty
- Helms-Burton Act Announcement Puts Canadian Companies with Cuba Business at Risk
- AML Enforcement in Canada: Budget 2019 Targets Financial Crime and Trade-Based Money Laundering
- Canada appoints Ombudsperson for Responsible Enterprise
- Presenter, "Where to from here? A roundtable discussion on the future of business and human rights in Canada," Parliament Hill Symposium, Ottawa, April 2019
- U.S. Ratchets Cuba Sanctions - Greater Uncertainty for Canadians Going Forward
- Author, "Canada moves one step closer to supply chain legislation", Thomson Reuters Foundation News, February 2019.
- Potential Revival of Controversial U.S. Cuban Claims Law Creates Risks for Canadian Companies
- Dispute Settlement in the United States-Mexico-Canada Agreement
- Administration of Canada's Sanctions Regime get a Welcome Makeover
- Author, "Why is Canada lagging on modern slavery?" Thomson Reuters Foundation News, August 2018.
- Presenter, "Government regulation of corporate social responsibility," American Bar Association Section of International Law Fall Conference, Miami, October 2017
- Co-author, "El Salvador Makes History and Bans All Mining," Lexology, April 2017.
- Co-author, "Business and Human Rights in Foreign Operations: The Stakes Just Got Bigger," Lexology, January 2017.
- Bait and Switch Fisheries and the International Slave Trade

- Author, "Is Criminalization Criminal?: Antisodomy Laws and the Crime Against Humanity of Persecution," *Law & Sexuality*, vol. 24, 2015.
- Author, "Refusal to Save Lives: A Perspective from International Criminal Law," *International Criminal Law Review*, vol. 13, 2013.

## Beyond Our Walls

### Professional Involvement

- Member, Ontario Bar Association
- Co-head, international law section, Working Group on Business and Human Rights, Ontario Bar Association
- Member, American Bar Association

## Bar Admission & Education

- Ontario, 2010
- LLM, University of Cambridge, 2012
- JD, Osgoode Hall Law School, 2009
- BA (Hons.), McGill University, 2005

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