

1st INTERNATIONAL FORUM CO-OPERATIVE LAW
Montevideo 17.11.2016

SESSION

**COOPERATIVE LAW AND
COOPERATIVE PRINCIPLES**

**LA LEGISLACIÓN Y LOS PRINCIPIOS
COOPERATIVOS**

PROF. EMANUELE CUSA
UNIVERSITY OF MILANO-BICOCCA - ITALY
emanuele.cusa@unimib.it

KEY-ROLE OF COOPERATIVE PRINCIPLES .1.

General framework (from this century even legal one) for the cooperative **movement worldwide**

Lighthouse for **legislators** (implicit or explicit reference to coop principles)

Common floor for **researchers**, even if they are not too technical for a lawyer.

Need of a **continuous process** of clarifying/updating coop principles.

Growing inequality need more coops

Risks/opportunities of growing **hybrid organizations** (as benefit corporations, social enterprises, non-for-profit companies, etc.)

KEY-ROLE OF COOPERATIVE PRINCIPLES .2.

Modernize cooperative law without loosing specific features of cooperatives.

Change world, change law, change cooperatives.

Clarity in fixing the boundaries among legal models to run a business: cooperative in front of company, association, foundation.

Crucial balance between public promotion and private nature of cooperative.

Democracy is a value (to tend) not only in politics, but also in economy.

Cooperative is the worldwide specific model to run (not temporary) a business democratically.

KEY-ROLE OF COOPERATIVE PRINCIPLES .3.

ICA Cooperative principles (1995) must stay at the **center** of our reflections as legal experts.

ICA Cooperative principles, in different ways, are already **included in our national legal orders**: **UN** General Assembly resolution 56/114 (2001) + **ILO** Recommendation (2002).