



Next steps for BHR in the CEE&CA region

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OECD GUIDELINES
FOR MULTINATIONAL ENTERPRISES
ON RESPONSIBLE BUSINESS CONDUCT

POLISH
OECD NATIONAL CONTACT POINT
FOR RESPONSIBLE BUSINESS CONDUCT

Responsible business conduct as defined by international organizations

EU/OECD/UN

CSR => Corporate Social Responsibility – społeczna odpowiedzialność biznesu/przedsiębiorstw (**EU**)

RBC => Responsible Business Conduct – odpowiedzialne prowadzenie biznesu (**OECD**)

BHR => Business and Human Rights – biznes i prawa człowieka (**UN i inne standardy CSR/RBC**)

SDGs => UN Sustainable Development Goals – Cele zrównoważonego rozwoju ONZ (**UN**)

ESG => Environmental, Social, Governance – środowisko, kwestie społeczne, ład korporacyjny

DD => due diligence – należyta staranność (**UN/OECD/EU**)

#HREDD => human rights environment due diligence (**EU, CSDD Directive**)



History of the OECD NCP in Poland

1996 – Poland becomes a member of the OECD

1998 – NCP at the Ministry of Treasury, then transferred to the Ministry of Economy

2001-2016 – NCP operates within the structure of Polish Information and Foreign Investment Agency

2016 (from June 1) – NCP at the Ministry of Development (within the structure of the Office of the Minister) then at the Ministry of Investment and Development currently at the [Ministry of Development Funds and Regional Policy, within European Affairs and International Cooperation Department](#)

2023 (June 28-29) – **Peer Review of the Polish NCP**

Tasks of the OECD NCP

The OECD National Contact Point for RBC performs mainly two tasks:

- 1) promotes the OECD Guidelines for Multinational Enterprises and other RBC standards
- 2) conducts proceedings in cases (specific instances) related to notifications of potential breaches by enterprises of the OECD Guidelines for Multinational Enterprises

The Network of the OECD NCPs



The OECD NCPs currently operate in 51 countries: in 38 Member States of the OECD

Australia
Austria
Belgium
Canada
Chile
Colombia
Costa Rica
Czech Republic
Denmark
Estonia
Finland
France
Germany
Greece
Hungary
Iceland
Ireland
Israel
Italy
Japan
Korea
Latvia
Lithuania
Luxembourg
Mexico
Netherlands

New Zealand
Norway
Poland
Portugal
Slovakia
Slovenia
Spain
Sweden
Switzerland
Turkey
United Kingdom
United States of America

and in 13 non-Member States of the OECD which adhere to the OECD Guidelines:

Argentina
Brazil
Bulgaria
Croatia
Egypt
Jordan
Kazakhstan
Morocco
Peru
Romania
Tunisia
Ukraine
Uruguay

 the OECD Member States which are Adherents to the OECD Guidelines
 non-Member States of the OECD, which are Adherents to the OECD Guidelines

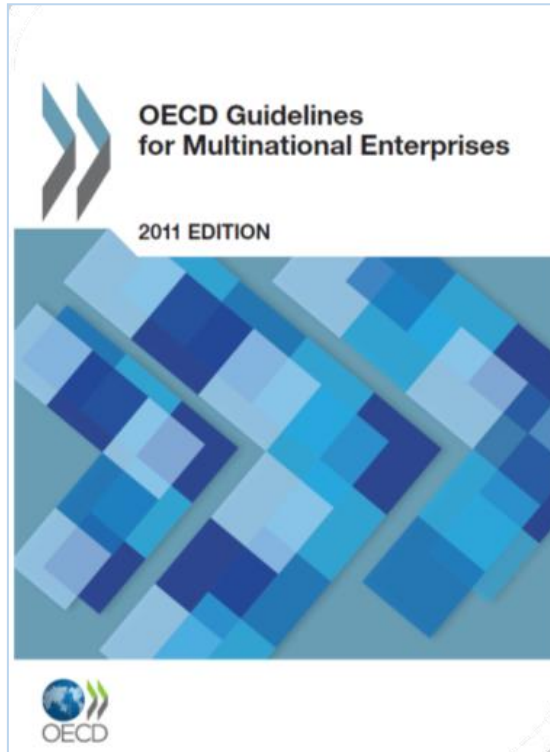


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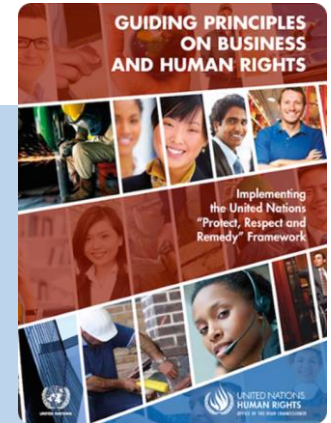
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OECD Guidelines for Multinational Enterprises

1976/2000/2011



- I. Concepts and Principles
- II. General Policies
- III. Disclosure
- IV. **Human Rights**
- V. Employment and Industrial Relations
- VI. Environment
- VII. Combating Bribery, Bribe Solicitation and Extortion
- VIII. Consumer Interests
- IX. Science and Technology
- X. Competition
- XI. Taxation



The update of the OECD Guidelines in 2011 introduced, among others:

- **chapter on human rights**
- **the concept of risk-based due diligence**
- extended scope of application of the OECD Guidelines also in **business relations** and in the **supply chain**

OECD Guidelines for Multinational Enterprises on Responsible Business Conduct



On **June 8, 2023**, the OECD Council adopted the latest update of the OECD Guidelines for Multinational Enterprises. **Key updates include:**

- Recommendations for enterprises to align with internationally agreed goals on climate change and biodiversity
- Inclusion of due diligence expectations on the development, financing, sale, licensing, trade and use of technology, including gathering and using data
- Recommendations on how enterprises are expected to conduct due diligence on impacts and business relationships related to the use of their products and services
- **Better protection for at-risk persons and groups, including those who raise concerns regarding the conduct of businesses**
- Updated recommendations on disclosure of responsible business conduct information
- Expanded due diligence recommendations to all forms of corruption
- Recommendations for enterprises to ensure lobbying activities are consistent with the Guidelines
- Strengthened procedures to ensure the visibility, effectiveness and functional equivalence of National Contact Points for Responsible Business Conduct

Minimum safeguards of the EU Taxonomy

*REGULATION (EU) 2020/852 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL
of 18 June 2020*

on the establishment of a framework to facilitate sustainable investment, and amending Regulation (EU) 2019/2088

Article 3

Criteria for environmentally sustainable economic activities

For the purposes of establishing the degree to which an investment is environmentally sustainable, an economic activity shall qualify as environmentally sustainable where that economic activity:

- (a) contributes substantially to one or more of the environmental objectives set out in Article 9 in accordance with Articles 10 to 16;
- (b) does not significantly harm any of the environmental objectives set out in Article 9 in accordance with Article 17;
- (c) **is carried out in compliance with the minimum safeguards laid down in Article 18;** and
- (d) complies with technical screening criteria that have been established by the Commission in accordance with Article 10(3), 11(3), 12(2), 13(2), 14(2) or 15(2).

Article 18

Minimum safeguards

1. The minimum safeguards referred to in point (c) of Article 3 shall be procedures implemented by an undertaking that is carrying out an economic activity to ensure the alignment with **the OECD Guidelines for Multinational Enterprises** and **the UN Guiding Principles on Business and Human Rights**, including the principles and rights set out in the **eight fundamental conventions identified in the Declaration of the International Labour Organisation on Fundamental Principles and Rights at Work** and **the International Bill of Human Rights**.
2. When implementing the procedures referred to in paragraph 1 of this Article, undertakings shall adhere to the principle of 'do no significant harm' referred to in point (17) of Article 2 of Regulation (EU) 2019/2088.

Thank you for your attention!

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<https://www.gov.pl/web/fundusze-regiony/oecd-national-contact-point>

Responsible business conduct

CSR/RBC
The OECD Standards
The OECD National Contact Point
for Responsible Business Conduct



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Ministry of Development
Funds and Regional Policy