

NCP Annual Reporting Questionnaire 2022

Survey response 1

A. Contact information

Please indicate your country:
United States
Please provide the contact information of the person filling in the questionnaire:
First name:
David
Last name
Sullivan
Job title:
U.S. National Contact Point
Email:
sullivanb@state.gov
Telephone number (with country code): e.g.: +44 9876 123 456
+1 202 647 9453

B. Institutional arrangements - (a) Structure, location and composition of the NCP

1. What is the structure of the NCP?
Single agency
1. What is the structure of the NCP? [Other]
1a. Did the structure of the NCP change in 2022? If yes, please provide details in the comment box at the end of this section.
No
2. Who are the members of the NCP? Please describe the functions of the members of the NCP and the ministry/agency or stakeholder organisation they represent. No names are required.
The U.S. NCP is a position held by a senior U.S. government official. The Office of the U.S. NCP includes two additional officers each dedicated half or more of their time to the NCP.
3. (Continued) If the NCP is not a single-agency and has a Secretariat, in which department of the ministry or agency is located the Secretariat?
4. Has the NCP been established through a legislative, regulatory or administrative instrument (e.g. a statute, a decree, a ministerial resolution)?
No
4. (Continued) If yes, please provide the name and date of this instrument, and a link if available
Additional comments on the section Structure, location and composition of the NCP:
The U.S. NCP is in the U.S. Department of State's Bureau of Economic and Business Affairs.

B. Institutional arrangements - (b) Advisory body

5. Does the NCP have one or several advisory bodies?
Yes, one advisory body
5. (Continued) If the NCP has several advisory bodies, please specify.
5. (Continued) If yes, did the advisory body(ies) contain representatives from the following stakeholder groups? [Business stakeholders]
No
5. (Continued) If yes, did the advisory body(ies) contain representatives from the following stakeholder groups? [Trade union stakeholders]
No
5. (Continued) If yes, did the advisory body(ies) contain representatives from the following stakeholder groups? [NGO stakeholders]
No
5. (Continued) If yes, did the advisory body(ies) contain representatives from the following stakeholder groups? [Other]
Interagency Working Group (IWG)
5. (Continued) If yes, please describe the advisory body(ies)' functions (e.g. advising on promotion, on specific instance handling in general, on individual cases, providing oversight, etc.)
The IWG advises the U.S. NCP on a number of issues including providing expertise, agency views, and assistance in promoting the services of the NCP. It does not have a formal oversight function.
5. (Continued) If yes, please list the names of organisations that are represented on the advisory body(ies) and the type of organisation. (e.g. government, business, business organisation, NGO, trade union, academia, consumer organisation, etc.)
The IWG has representatives of government agencies including the U.S. Departments of Commerce, Labor, Agriculture, Treasury, and Justice, Customs and Border Patrol, Federal Trade Commission, Environmental Protection Agency, Export Import Bank, General Services Administration, Millennium Challenge Corporation, U.S. International Development Finance Corporation, U.S. Agency for International Development, U.S. Trade Representative, and additional State Department bureaus, including the Bureaus of Democracy, Human Rights, and Labor; Energy and Natural Resources; and Oceans, Environment, and Science; and Office of the Legal Adviser
5. (Continued) If yes, please indicate how often the advisory body(ies) meets
Once a year
5. (Continued) If yes, please indicate how often the advisory body(ies) meets [Other]
6. If an advisory body provides oversight, please describe the oversight procedure:
N/A
Additional comments on the section Advisory body(ies):
The IWG was also consulted by email regularly, as needed.

B. Institutional arrangements - (c) Human and financial resources

7. Does the NCP have dedicated full-time staff members?
Yes
7. (Continued) Please indicate the number of full-time staff members:
1
8. Does the NCP have dedicated part-time staff members?
Yes

8. (Continued) Please indicate the number of part-time staff members:
2
8. (Continued) Please indicate the percentage of time spent on NCP matters for each part-time staff member:
Part-time staff #1: 70% of time on NCP function.
Part-time staff #2: 50% of time on NCP function.
9.1 Have any full-time staff members joined the NCP during the year?
No
9.2 Have any part-time staff members joined the NCP during the year?
Yes
9.2 (Continued) Please indicate how many part-time staff members joined the NCP during the year:
1
10.1 Have any full-time staff members left the NCP during the year?
No
10.2 Have any part-time staff members left the NCP during the year?
No
11. Did the NCP have a dedicated budget this year?
No
11. (Continued) If no, were financial resources for promotional activities allocated on an ad hoc basis when requested by the NCP?
Yes
11. (Continued) If no, were financial resources for specific instances allocated on an ad hoc basis when requested by the NCP? Please select N/A (Not Applicable) if the NCP did not handle specific instances this year.
Yes
12. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the NCP was not invited/chose not to attend such events [Handle specific instances in an efficient and timely manner]
Yes
12. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the NCP was not invited/chose not to attend such events [Organise promotional events]
N/A
12. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the NCP was not invited/chose not to attend such events [Attend NCP meetings at the OECD]
Yes
12. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the NCP was not invited/chose not to attend such events [Attend events organised by other NCPs]
N/A
12. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the NCP was not invited/chose not to attend such events [Attend events organised by stakeholders]
Yes
12. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the NCP was not invited/chose not to attend such events [Cover professional mediator fees or in-house mediator fees]
Yes
12. During the year, did the human and financial resources available to the NCP allow it to: Please select "N/A" if the NCP was not invited/chose not to attend such events [Conduct fact-finding research into specific instances]
N/A
12. (Continued) If you have answered "no" to any of the above, please specify:
Additional comments on the section Human and financial resources:

B. Institutional arrangements - (d) Reporting

13. Does the NCP report to the executive on its activities?
Yes
13. (Continued) If yes, how often?
On an ongoing basis
14. Does the NCP report to the legislative body on its activities?
No
15. Please indicate any other relevant transparency requirement(s) (e.g. access to information or disclosure laws) applicable to the NCP in your country:
The Freedom of Information Act
Additional comments on the section Reporting:

C. Information and promotion - (a) Website

16. Does the NCP have a website?
Yes
16. (Continued) If yes, please provide the link:
https://www.state.gov/u-s-national-contact-point-for-the-oecd-guidelines-for-multinational-enterprises/
17.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [The text of the Guidelines]
Yes
17.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [A description of the Guidelines]
Yes
17.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [The OECD Due Diligence Guidance Documents]
Yes
17.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [Explanatory text about due diligence]
Yes
17.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [Information on the NCP and its mandate]
Yes
17.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [The NCP Annual Report submitted to the OECD]
Yes
17.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [The NCP's Report to the executive and/or legislative (if applicable)]
N/A
17.1 Are the following items available on the NCP website? Information about the Guidelines and the role of the NCP: [The NCP's peer review report (if applicable)]
Yes

17.2 Are the following items available on the NCP website? Information about specific instances [Information on how to submit a specific instance]
Yes
17.2 Are the following items available on the NCP website? Information about specific instances [An online form to submit a specific instance]
Yes
17.2 Are the following items available on the NCP website? Information about specific instances [The NCP's rules of procedure]
Yes
17.2 Are the following items available on the NCP website? Information about specific instances [All final statements since 2011]
Yes
17.3 Are the following items available on the NCP website? Information on promotional activities: [The NCP's promotional plan]
No
17.3 Are the following items available on the NCP website? Information on promotional activities: [Information on upcoming events promoting the Guidelines]
No
17.3 Are the following items available on the NCP website? Information on promotional activities: [Information on past events promoting the Guidelines]
No
17.4 Are the following items available on the NCP website? Contact information: [Information on how to make an enquiry to the NCP]
Yes
17.4 Are the following items available on the NCP website? Contact information: [A phone number to reach the NCP directly]
No
17.4 Are the following items available on the NCP website? Contact information: [An email address to reach the NCP directly]
Yes
Additional comments on the section NCP website:

C. Information and promotion - (b) Promotional activities*

18. Does the NCP have a promotional plan for the coming year(s)?
No
19. Did the NCP organise or co-organise events to promote the Guidelines and/or the NCP during the year? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire.
No
20. Did the NCP make a presentation to promote the Guidelines and/or the NCP in events organised by others? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire.
Yes
21. Did the NCP make use of social media to communicate on NCP promotional activities during the year?
Yes
21. (Continued) If yes, please provide additional details:
The U.S. NCP utilized Twitter to announce the conclusion of Specific Instances.
22. Did the NCP hold a stakeholder meeting during the year?
Yes
23. Did the NCP promote the Guidelines among the business community during the year?
Yes

24. Did the NCP carry out any training on the Guidelines aimed at businesses during the year?
Yes
25. Did the NCP promote the Guidelines among NGOs during the year?
Yes
26. Did the NCP promote the Guidelines among trade unions during the year?
Yes
27. Did the NCP promote the Guidelines among government agencies during the year?
Yes
28. Did the NCP promote the Guidelines among embassies abroad during the year?
Yes
29. Did the NCP promote the Guidelines to investment promotion agencies during the year?
No
30. Did the NCP focus on any of the following during promotional activities during the year: [OECD Due Diligence Guidance for Responsible Business Conduct]
Yes
30. Did the NCP focus on any of the following during promotional activities during the year: [OECD Due Diligence Guidance for Responsible Supply Chains in the Garment and Footwear Sector]
Yes
30. Did the NCP focus on any of the following during promotional activities during the year: [Due Diligence for Responsible Corporate Lending and Securities Underwriting and/or Responsible Business Conduct for Institutional Investors]
No
30. Did the NCP focus on any of the following during promotional activities during the year: [OECD Due Diligence Guidance for Responsible Supply Chains of Minerals from Conflict-Affected and High-Risk Areas]
No
30. Did the NCP focus on any of the following during promotional activities during the year: [OECD Due Diligence Guidance for Meaningful Stakeholder Engagement in the Extractive Sector]
No
30. Did the NCP focus on any of the following during promotional activities during the year: [OECD-FAO Guidance for Responsible Agricultural Supply Chains]
No
Additional comments on the section Promotional activities:

D. Specific Instances - (a) NCP rules of procedure for handling specific instances

31. Does the NCP have rules of procedure describing the handling of specific instances?
Yes
32. Are the rules of procedure available online?
Yes
32. (Continued) If yes, please provide a link:
https://www.state.gov/u-s-national-contact-point-for-the-oecd-guidelines-for-multinational-enterprises/specific-instance-process/
32. (Continued) Please upload a copy of the rules of procedure via the "Upload files" button below (only ".doc", ".docx" or ".pdf" files) or upload a copy at the end of the questionnaire in the section Additional materials.
filecount - 32. (Continued) Please upload a copy of the rules of procedure via the "Upload files" button below (only ".doc", ".docx" or ".pdf" files) or upload a copy at the end of the questionnaire in the section Additional materials.

33. Were the NCP's rules of procedure modified this year?
No
Additional comments on the section Rules of procedure:

D. Specific Instances - (b) Specific instance practicalities

34. Does the NCP confirm receipt of a specific instance submission? Please select N/A if the NCP has never received a specific instance
Yes
35. Does the NCP request feedback from the parties on the procedure following the conclusion of a specific instance? Please select N/A if the NCP has never received a specific instance
Yes
36. Has the NCP staff undergone training in dispute resolution or problem solving (e.g. mediation)?
No
37. Did the NCP engage professional mediators during the year? Please select N/A if the NCP did not receive a specific instance during the year
Yes
38. Did the NCP staff or members conduct mediation this year? Please select N/A if the NCP has never received a specific instance
Yes
Additional comments on the section Specific instance practicalities:

D. Specific Instances - (c) Reporting specific instances

39. Did the NCP receive new specific instance submissions during the year? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire.
Yes
40. Did the NCP close specific instances during the year? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire.
Yes
41. Of the specific instances that were already in progress at the start of the year, are there any that are still ongoing at the end of the year? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire. Select N/A if no specific instances were in progress at the start of the year.
Yes
42. Did the NCP follow up on a case during the year? If yes, please also provide details in the NCP Reporting Questionnaire Annex document that will be uploaded at the end of the questionnaire. Select N/A if no specific instances were concluded before the start of the year.
No
43. Is the OECD database of specific instances accurate and up to date with regard to cases handled by the NCP? Select N/A if the NCP has never received a specific instance.
No
43. (Continued) Please provide details (missing cases, out of date entries, broken links, etc.) in the box below:
The OECD database is missing four of the five Final Statements issued by the U.S. NCP in 2022, some due to the cases being completed in late December, and only recently reported to the OECD.
https://www.state.gov/u-s-national-contact-point-for-the-oecd-guidelines-for-multinational-enterprises/specific-instance-final-statements/

Additional comments on the section Reporting specific instances:

E. Peer learning and peer reviews

44. Did the NCP take part in the following activities with other NCPs during the year: [Host a peer learning activity]
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No

44. Did the NCP take part in the following activities with other NCPs during the year: [Participate in peer learning activities hosted by other NCPs]

No

44. Did the NCP take part in the following activities with other NCPs during the year: [Co-operate with other NCPs in handling specific instances]
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Yes

44. Did the NCP take part in the following activities with other NCPs during the year: [Provide mentoring/capacity building to another NCP]
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Yes

45. Is the NCP interested in hosting an NCP learning/experience-sharing event in 2022?
--

Yes

46. Which topic would the NCP consider to be a priority to cover in a peer learning event?
--

Cooperation among multiple NCPs in complex cases.

47. Is the NCP interested in participating in developing tools for use by NCPs?

Yes

48. Is the NCP interested in acting as a peer reviewer in the future?

Yes

If yes, please specify the semester and the year:

As needed.

Additional comments on the section Peer-learning and peer reviews:

F. Policy coherence*

49. Have the Guidelines been referred to in national legislation/regulations/policies adopted during the year? (e.g. on responsible business conduct; non-financial reporting, export credits regulation, public procurement)

No

49. (Continued) Please provide a short summary and a link to the legislation. If a link is not available, please upload a copy of the legislation at the end of the questionnaire, on the "Additional materials" page.

50. Did your country adopt a National Action Plan (NAP) this year?
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No

50. (Continued) Please indicate which type of National Action Plan: [NAP on Business and Human Rights]
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N/A

50. (Continued) Please indicate which type of National Action Plan: [NAP on Corporate Social Responsibility]
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N/A

50. (Continued) Please indicate which type of National Action Plan: [NAP on Responsible Business Conduct]

N/A

50. (Continued) Please provide a link to the NAP on Business and Human Rights: If a link is not available, please upload a copy of the legislation at the end of the questionnaire, on the "Additional materials" page.

50. (Continued) Did the NAP on Business and Human Rights make reference to: [The Guidelines?]

50. (Continued) Did the NAP on Business and Human Rights make reference to: [The NCP?]

50. (Continued) Please provide a link to the NAP on Corporate Social Responsibility: If a link is not available, please upload a copy of the legislation at the end of the questionnaire, on the "Additional materials" page.

50. (Continued) Did the NAP on Corporate Social Responsibility make reference to: [The Guidelines?]

50. (Continued) Did the NAP on Corporate Social Responsibility make reference to: [The NCP?]

50. (Continued) Please provide a link to the NAP on Responsible Business Conduct: If a link is not available, please upload a copy of the legislation at the end of the questionnaire, on the "Additional materials" page.

50. (Continued) Did the NAP on Responsible Business Conduct make reference to: [The Guidelines?]

50. (Continued) Did the NAP on Responsible Business Conduct make reference to: [The NCP?]

51. Was a NAP in development this year?

Yes

51. (Continued) If yes, please indicate which NAP: [NAP on Business and Human Rights]

No

51. (Continued) If yes, please indicate which NAP: [NAP on Corporate Social Responsibility]

No

51. (Continued) If yes, please indicate which NAP: [NAP on Responsible Business Conduct]

Yes

51. (Continued) If yes, please indicate which NAP: [Other]

51. (Continued) If yes, did the NCP participate in the development of the NAP? If yes, please specify the role of the NCP in the comments box at the end of this session.

Yes

52. Did the NCP inform officials responsible for the following areas of its relevant statements and reports? [Officials responsible for trade missions]

Yes

52. Did the NCP inform officials responsible for the following areas of its relevant statements and reports? [Officials responsible for foreign trade and investment incentives]

Yes

52. Did the NCP inform officials responsible for the following areas of its relevant statements and reports? [Officials responsible for public procurement]

Yes

53. Does your national legislation or policy on public procurement refer to the Guidelines and/or OECD due diligence instruments and/or to the NCP process?

No

53. (Continued) Please provide a link to the legislation. If a link is not available, please upload a copy of the legislation at the end of the questionnaire, on the "Additional materials" page.

54. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners? [As part of a public procurement process]

No

54. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners? [As part of a public procurement process][Comment]

54. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners? [As part of dedicated events or training]

No

54. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners? [As part of dedicated events or training][Comment]

54. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners? [Other]

Yes

54. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners? [Other][Comment]

Public procurement official in Interagency Working Group. Also, through National Action Plan process.

54. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners? [N/A: the NCP has not engaged or exchanged with public procurement officials/practitioners]

No

54. To what extent has the NCP engaged or exchanged with public procurement officials/practitioners? [N/A: the NCP has not engaged or exchanged with public procurement officials/practitioners][Comment]

55. Please identify any specific initiatives/good practices involving public procurement and RBC in your country:

56. Please include any other examples of policy coherence activities:

Additional comments on the section Policy Coherence:

G. Challenges

57. Has the NCP faced any particular challenge(s) it would like to highlight this year?

Delays in mediation due to pandemic. Outreach was hindered due to pandemic.

Additional comments on the section Challenges:

NATIONAL CONTACT POINT REPORTING QUESTIONNAIRE 2022

Annex

This document is to provide detailed information on **NCP promotional activities (Part 1 below)** and on **specific instances (Part 2 below)**.

INSTRUCTIONS

This document should be completed and saved locally on a computer and uploaded from the same computer at the end of the online questionnaire in the section “**Annex: NCP Promotional activities & Specific Instances**” (after question 57).

Please note that only **Word files** (.doc or .docx) can be uploaded.

Guidance and instructions on how to complete the questionnaire ([here](#)) and the annex ([here](#)) are accessible on the NCP O.N.E Community Space.

HELP & ASSISTANCE

Please contact emily.halstead@oecd.org for any help or assistance to complete the questionnaire.

STRUCTURE

Part 1: NCP PROMOTIONAL ACTIVITIES

Part 2: SPECIFIC INSTANCES

Please enter country name of NCP:	United States of America
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PART 1: NCP PROMOTIONAL ACTIVITIES

Please provide information on the events organised or co-organised by the NCP (Table 1), and events in which the NCP has participated to promote the Guidelines (Table 2).
Please add the indicated information in the table below. Any links to recordings or announcements from events may be included in the comments box. They may also be uploaded as documents with the Annex.
Please add additional lines if needed. (Right click and select insert rows. The selection fields can be copied and pasted into the new rows)

TABLE 1
NCP-organised and co-organised events to promote the Guidelines and/or the NCP

Title	Date <i>(dd/mm/yyyy)</i>	Location	Type of event	Size of audience	Organised or co-organised?	Targeted audience <i>Select all that apply.</i>	Theme <i>e.g. the OECD Guidelines, the NCP activities on sector due diligence guidance documents, etc.</i>
Click here to enter text.	Click here to enter a date.	Click here to enter text.	Choose an item.	Choose an item.	Choose an item.	<input type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	Click here to enter text.

Additional comments:	
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Total number of events:	0
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TABLE 2

Presentations by the NCP to promote the Guidelines and/or the NCP in events organised by others

Title	Date (dd/mm/yyyy)	Location	Type of event	Size of audience	Targeted audience <i>Select all that apply.</i>	Organiser(s)	Theme of the intervention
Law school course on International Business and Human Rights (guest speaker)	18-Feb-2022	Virtual	Other	10-50	<input type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	Professor Evelyn Aswad (University of Oklahoma College of Law)	OECD Guidelines, Role of U.S. NCP
National Action Plan (NAP) introductory discussion and private roundtable	18-Feb-2022	Washington, DC (participated in-person)	Meeting	10-50	<input type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	Center for Strategic and International Studies (CSIS) and the Teaching Business and Human Rights Forum	Commented on role of U.S. NCP
Encouraging Responsible Business Conduct	28-Apr-2022	Virtual	Meeting	10-50	<input type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input type="checkbox"/> Government <input checked="" type="checkbox"/> Other, Attorneys	Co-sponsors: Oklahoma Bar Association's International Law Section, and University of Oklahoma College of Law's Center for International Business and Human Rights	OECD Guidelines Role of U.S. NCP, and U.S. Businesses
NCP Brainstorming Dinner	05-May-2022	Washington, DC (participated in-person)	Meeting	10-50	<input checked="" type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input checked="" type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input checked="" type="checkbox"/> Other, Attorneys	A private individual	Introduction as new U.S. NCP
NAP briefing and solicitation of input	19-May-2022	Virtual	Meeting	10-50	<input checked="" type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	U.S. Council for International Business	Commented on role of U.S. NCP
NAP roundtable on Environmental, Social, and Governance (ESG) Investing	23-May-2022	Washington, DC (participated in-person)	Meeting	10-50	<input type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input type="checkbox"/> Other, please specify	CSIS, West Virginia University	Commented on role of U.S. NCP
NAP roundtable on development finance and human rights	24-May-2022	Washington, DC (participated in-person)	Meeting	10-50	<input type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions	Bank Information Center	Commented on role of U.S. NCP

SENSITIVE BUT UNCLASSIFIED

					<input checked="" type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input type="checkbox"/> Other, please specify		
NAP roundtable on Extractives, Indigenous Issues, and Security Challenges	26-May-2022	Virtual	Meeting	50-100	<input checked="" type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input checked="" type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input checked="" type="checkbox"/> Other, indigenous groups	The University of Oklahoma's College of Law Center for International Business and Human Rights	Commented on role of U.S. NCP
AIAG Virtual Corporate Responsibility Summit	21-Jun-2022	Virtual	Conference	>100	<input checked="" type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input type="checkbox"/> Other, please specify	Automotive Industry Action Group (AIAG)	Role of U.S. NCP, U.S. National Action Plan, OECD Guidelines and Due Diligence Guidelines
NAP roundtable on Human Rights Defenders and Civic Freedoms	21-Jun-2022	Virtual	Meeting	50-100	<input type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input type="checkbox"/> Other, please specify	The Business & Human Rights Resource Centre, EarthRights International, the University of Washington School of Law, and the Accountability Research Center	Commented on role of U.S. NCP
57 th Academy of American and International Law	22-Jun-2022	Plano, Texas (participated virtually)	Other	10-50	<input checked="" type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input type="checkbox"/> Academia <input type="checkbox"/> Government <input checked="" type="checkbox"/> Other, attorneys, judges	Southwestern Institute for International and Comparative Law (SWICL), part of the Center for American and International Law (CAIL)	OECD Guidelines, Role of U.S. NCP
NAP roundtable on Ethical and Rights-Respecting Technology	23-Jun-2022	Cambridge, Massachusetts (participated virtually)	Meeting	>100	<input checked="" type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input type="checkbox"/> Other, please specify	Harvard University's Berkman Klein Center for Internet & Society, the Carr Center for Human Rights, the Edmund and Lily Safra Center for Ethics, and the Global Network Initiative	Commented on role of U.S. NCP
2022 USFIA Washington Trade Symposium	13-Jul-2022	Washington, DC (participated in-person)	Conference	10-50	<input checked="" type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	US Fashion Industry Association (USFIA)	OECD Guidelines, Role of U.S. NCP
NAP roundtable on gender issues	25-Jul-2022	Virtual	Meeting	10-50	<input type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	Oxfam	Commented on role of U.S. NCP
NAP briefing and solicitation of input	30-Aug-2022	Virtual	Meeting	10-50	<input checked="" type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions	Responsible Business Alliance	Commented on role of U.S. NCP

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					<input type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify		
NAP briefing on Human Rights and Environmental Due Diligence	31-Aug-2022	Washington, DC (attended in-person)	Meeting	50-100	<input checked="" type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input checked="" type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input type="checkbox"/> Other, please specify	The University of Notre Dame's Keough School, the World Benchmarking Alliance, Rights CoLab, BSR, and the Investor Alliance for Human Rights	Commented on role of U.S. NCP
NAP briefing and stakeholder feedback session	21-Sep-2022	Virtual	Meeting	10-50	<input checked="" type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	American Apparel and Footwear Association	Commented on role of U.S. NCP
14 th Annual Engaging Business Forum	14-Oct-2022	Atlanta, Georgia (participated in-person)	Conference	>100	<input checked="" type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input checked="" type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	U.S. Council for International Business, International Organisation of Employers, and U.S. Chamber of Commerce.	OECD Guidelines, Role of U.S. NCP
Responsible Business Annual Conference	18-Oct-2022	Santa Clara, California (participated in-person)	Conference	>100	<input checked="" type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	Responsible Business Alliance	Role of U.S. NCP
NAP briefing and stakeholder feedback session	26-Oct-2022	Virtual	Meeting	10-50	<input checked="" type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	BSR	Commented on role of U.S. NCP
U.S. Government Role in Protecting Human Rights	02-Nov-2022	Virtual	Webinar	50-100	<input checked="" type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input type="checkbox"/> Academia <input type="checkbox"/> Government <input type="checkbox"/> Other, please specify	BSR Human Rights Working Group	Role of U.S. NCP, overview of recent GE case
NCAI Annual Convention 2021	03-Nov-2022	Sacramento, California (participated virtually)	Meeting	50-100	<input checked="" type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input type="checkbox"/> Academia <input type="checkbox"/> Government <input checked="" type="checkbox"/> Other, indigenous groups	National Convention of American Indians	Designing a Dispute Resolution Mechanism

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NAP roundtable on Procurement	28-Nov-2022	Washington, DC (participated in-person)	Meeting	10-50	<input checked="" type="checkbox"/> Business representatives <input checked="" type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input type="checkbox"/> Other, please specify	NYU Stern School of Business	Commented on role of U.S. NCP
Role of U.S. NCP	29-Nov-2022	Washington, DC (participated in-person)	Meeting	10-50	<input checked="" type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input type="checkbox"/> Other, please specify	U.S. Chamber of Commerce Task Force to End Human Trafficking	Role of U.S. NCP, particularly as related to ending human trafficking
Paul Hastings' Report on OECD Guidelines Cases	05-Dec-2022	Washington, DC (participated in-person)	Meeting	10-50	<input checked="" type="checkbox"/> Business representatives <input type="checkbox"/> NGOs <input type="checkbox"/> Trade Unions <input checked="" type="checkbox"/> Academia <input checked="" type="checkbox"/> Government <input checked="" type="checkbox"/> Other, attorneys	Paul Hastings LLP	Commented from audience on role of U.S. NCP

Additional comments:	
Total number of events:	25

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PART 2: SPECIFIC INSTANCES

Please provide details of the following in the table below:

1. Specific instances **in progress** during the year (specific instances received and pending initial assessment or found to merit further examination after the initial assessment and under consideration by the NCP).
2. Specific instances **concluded** during the year (specific instances that the NCP found to merit further examination after the initial assessment and that have subsequently been closed).
3. Specific instances **not accepted** during the year (specific instances that the NCP found not to merit further examination after initial assessment).
4. Specific instances for which **follow up** was performed during the year (the NCP monitored whether the agreement reached by the parties or its recommendations to the parties have been implemented)

Please add additional lines if needed.

We encourage all NCPs to inform the OECD Secretariat on received specific instances and to provide statements as soon as they become available, in order to keep the OECD database updated at all times. For all specific instances that have not yet been reported to the OECD Secretariat, please complete and send this [form](#) to ncp-specific-instances@oecd.org¹.

¹ According to paragraph 42 of the Commentary on the Implementation Procedures of the OECD Guidelines for Multinational Enterprises, “[...] NCPs will report to the Investment Committee in order to include in the Annual Report on the OECD Guidelines information on all specific instances that have been initiated by parties, including those that are in the process of an initial assessment, those for which offers of good offices have been extended and discussions are in progress, and those in which the NCP has decided not to extend an offer of good offices after an initial assessment”.

For all specific instances that are currently IN PROGRESS:

Names of parties	Date received (dd/mm/yyyy)	Submitter type (NGO, trade union,, etc—see list in reporting form)	Industry sector (Construction, manufacturing, etc—see list in reporting form)	Host Country	Themes (MNE Guidelines chapters)	Is the initial assessment publicly available .	Link to OECD database if available	Did the NCP co-operate with other NCPs in the handling of this specific instance . If yes, please describe.
Click here to enter text.	Click here to enter a date.	Choose an item.	Choose an item.	Click here to enter text.	Click here to enter text.	Choose an item.	Click here to enter text.	Per U.S. NCP Procedures, the NCP does not publish information about ongoing Specific Instances
		Click here to enter text.	Click here to enter text.					

Additional comments:

Total number of specific instances:

2

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For all specific instances that were CONCLUDED during the year:

Names of parties	Date received (dd/mm/yyyy)	Date concluded (dd/mm/yyyy)	Submitter type (NGO, trade union, etc—see list in reporting form)	Industry sector (Construction, manufacturing, etc—see list in reporting form)	Host Country	Themes (MNE Guidelines chapters)	Link to OECD database if available	Outcomes achieved	Does the final statement plan for a follow up?	Did the NCP co-operate with other NCPs during the handling of this specific instance? If yes, please indicate which NCPs.	Were parallel proceedings involved while handling the specific instance? If yes, please select the type.
Léonce Safari Kajangu, Anicet Tambwe Byadunia, and François Zabene Zagabe, and the Coca-Cola Company	09-Oct-2020	21-Dec-2022	Individual(s)	Manufacturing	Democratic Republic of the Congo (DRC)	Human Rights, Employment and Industrial Relations, Environment, Combating Bribery, Bribe Solicitation and Extortion	Not in OECD database (see survey)	The U.S. NCP declines to offer mediation because of the lack of a substantiated business relationship between Coca-Cola and the DRC company.	No follow-up	Yes. Consulted NCPs of Belgium, Germany, Ireland, Luxembourg, Netherlands, Switzerland, and UK.	Other, please specify below
			Click here to enter text.	Soft drink company							Other NCPs, and domestic (DRC) legal system.
Ghislain Bahati Muhangaza and Citibank	20-Apr-2021	21-Dec-2022	Individual(s)	Financial and insurance activities	Democratic Republic of the Congo (DRC)	Human Rights, Employment and Industrial Relations, Science and Technology, Taxation	Not in OECD database (see survey)	The U.S. NCP declines to offer mediation because the Guidelines do not cover an individual labor dispute such as that raised by the submitter.	No follow-up	No	Domestic legal systems
			Click here to enter text.	Financial company							Click here to enter text.
IndustriALL Global Union and General Electric Company	30-Oct-2018	25-May-2022	Trade Union	Electricity, gas, steam and air conditioning supply	Algeria	Human Rights	Not in OECD database (see survey)	The U.S. NCP offered mediation on the issues raised by the submitters, to which both parties accepted. The parties reached a confidential agreement that	Follow-up planned for the future	No	Other grievance mechanisms
			Click here to enter text.	Industrial conglomerate							ILO grievance mechanism

								successfully resolved the Specific Instance.			
Maurice Matadi Kajangu, Romain Bazira Bankulikire, Chrispain Belebele Ntumba, and the Coca-Cola Company	10-Aug - 2020	28-Apr-2022	Individual(s)	Manufacturing	Democratic Republic of the Congo (DRC)	Human Rights, Employment and Industrial Relations, Combating Bribery, Bribe Solicitation and Extortion	Not in OECD database (see survey)	The U.S. NCP declines mediation. The submitters previously submitted the same set of underlying facts in claims to the Dutch NCP, to which they addressed them, and the situation offers no evident reason that would favor reassessment by the U.S. NCP. The U.S. NCP agrees with the Dutch NCP that the guidelines do not normally cover "an individual lab[o]r dispute".	No follow-up	Yes. Consulted NCPs of Brazil, France, Netherlands.	Other NCPs
			Click here to enter text.	Soft drink company							Click here to enter text.
International Union of Food, Agriculture, Hotel, Restaurant, Catering, Tobacco, and Allied Workers Associations (IUFA), European Federation of Food, Agriculture, and Tourism (EFFAT), Service Employees	18-May - 2020	14-Mar-2022	Trade Union	Manufacturing	Multiple, including United States, Brazil, Colombia, France, United Kingdom.	Human Rights	http://mneguidelines.oecd.org/database/instances/us0051.htm	The U.S. NCP offered mediation on the issues raised by the submitters, but mediation could not be established because, following a series of preliminary discussions with each party, separately, the company declined to participate in	Follow-up planned for the future	Yes. Worked closely with the Dutch and Norwegian NCPs. Also consulted NCPs of Brazil, Colombia, France, UK..	Other, please specify below
			Click here to enter text.	Food service company							Other NCPs, and domestic legal systems of the United States and other countries..

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International Union (SEIU), Unión General de Trabajadores (UGT) and McDonald's Corporation								mediation through the office of the U.S. NCP.			
Click here to enter text.	Click here to enter a date.	Click here to enter a date.	Choose an item.	Choose an item.	Click here to enter text.	Click here to enter text.	Click here to enter text.	Click here to enter text.	Choose an item.	Click here to enter text.	Choose an item.
			Click here to enter text.	Click here to enter text.							Click here to enter text.

Additional comments:	
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Total number of specific instances:	5
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For all specific instances that were NOT ACCEPTED during the year:

Name s of partie s	Date recei ved (dd/mm/ yyyy)	Date conclu ded (dd/mm/y yyy)	Submitter type (NGO, trade union,, etc— see list in reporting form)	Industry sector (Construction, manufacturing , etc—see list in reporting form)	Submitter type (NGO, trade union,, etc— see list in reporting form)	Industry sector (Construction, manufacturing , etc—see list in reporting form)	Host Country	Themes (MNE Guidelines chapters)	Link to OECD database if available	Reasons for not accepting the specific instance:	Did the NCP co- operate with other NCPs during the handling of this specific instance If yes, please indicate which NCPs.	Were parallel proceedings involved while handling the specific instance? If yes, please select the type.
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Additional comments:

instances:

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For all specific instances for which FOLLOW UP was performed during the year:

Names of parties	Date received (dd/mm/yyyy)	Date concluded (dd/mm/yyyy)	Date of follow up (dd/mm/yyyy)	Submitter type (NGO, trade union,, etc—see list in reporting form)	Industry sector (Construction, manufacturing, etc—see list in reporting form)	Host Country	Themes (MNE Guidelines chapters)	Was a public follow up statement issued?	Link to the follow up statement, if applicable
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Additional comments:

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instances:

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