

# EU Conflict Minerals Regulation – OECD Guidance Step 1: Strong Company Management Systems

February 4, 2021



# EU Conflict Minerals Regulation

- ***Regulation (EU) 2017/821 of the European Parliament and of the Council of 17 May 2017 laying down supply chain due diligence obligations for Union importers of tin, tantalum and tungsten, their ores, and gold originating from conflict-affected and high-risk areas***
- Took full effect January 1, 2021
- Requires supply chain due diligence and disclosure about sourcing of 3TG
- “Union importers”
  - Any natural or legal person importing minimum levels of certain minerals or metals listed on Annex I into the EU
- Focus of regulation is source of metals and minerals

# Due Diligence Requirements

- Design and implement supply chain due diligence processes
- Supply chain due diligence must be developed in accordance with the “***OECD Due Diligence Guidance on Responsible Supply Chains of Minerals from Conflict-Affected and High-Risk Areas***”
- OECD Guidance – 5 step framework
  - **Strong company management systems**
  - Identify and assess risks
  - Address and mitigate risks
  - Independent third-party audits
  - Annual disclosure

# Step 1 – Strong Company Management Systems

- **Structure internal management to support diligence**
- Adopt and communicate conflict minerals policy
- Establish controls and transparency over supply chain
- Strengthen engagement with suppliers
- Establish grievance mechanism

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# Presenters

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- Office locations
- Regional desks and strategic alliances

