



### Discover the Agenda



- 14:00 to 14:10 Opening remarks by H.E. Gilles Roth (Luxembourg Minister of Finance)
- 14:10 to 14:40 Keynote speech by Prof. Dr. Anabel Ternès von Hattburg (President Club of Budapest Germany & Managing Director Institute for Sustainability Management)
- 14:45 to 17:45 Masterclass 1 & 2 (30' break at 15:45)
  - Masterclass 1: Private Investment Mobilisation
  - Masterclass 2: How to Integrate Human Rights Into Investment Decisions
    - Stream A: Dedicated to Banks
    - Stream B: Dedicated to Asset Managers / Investors
- 18:00 to 19:00 Networking cocktail





Prof. Dr. Anabel Ternès von Hattburg, President Club of Budapest Germany & Managing Director Institute for Sustainability Management









# Wake-Up Call: The Urgency of Sustainable Finance

- Current State of Play: The world is at a critical juncture with climate change, biodiversity loss, and human rights abuses threatening the future.
- Staggering Numbers: By 2030, climate disasters could push 120 million more people into poverty (World Bank, 2021). We are running out of time.
- **Shifting Paradigm**: Finance is no longer just about profits—it's about survival. The question isn't *if* but *how* we invest in a sustainable future.



# **Key Trends Shaping the Future of Sustainable Finance**

**Green Bonds & ESG Investments**: Explosive growth—\$1 trillion in green bond issuance expected by 2025 (Moody's, 2022).

**Digital Transformation & AI**: AI's role in assessing sustainability and opportunities risks in real-time.

The Rise of Impact Investing: Investors are increasingly demanding measurable social and environmental returns alongside financial gains.



## **Challenges & Barriers to Sustainable Finance**

- Regulatory Gaps: A lack of global standardization around ESG metrics and accountability.
- Short-termism in Investment Strategies: How immediate profits overshadow long-term sustainability.
- **Data Transparency**: The need for accurate and reliable data to drive responsible investments.



## Opportunities: Where We Can Make a Difference

**Private Investment Mobilization**: How private capital can be a game-changer in scaling sustainable projects.

**Integrating Human Rights into Finance**: Recognizing that financial decisions have profound impacts on societies.

**Biodiversity as an Investment Frontier**: The growing recognition that biodiversity protection is crucial for long-term financial stability.

The Role of Stewardship: Moving from passive ownership to active engagement with companies to push for sustainable practices.



## What It Takes to Be Successful in Sustainable Finance



#### COLLABORATION ACROSS SECTORS:

GOVERNMENTS,
PRIVATE SECTOR, AND
CIVIL SOCIETY MUST
WORK TOGETHER TO
CREATE SOLUTIONS.



#### LONG-TERM VISION & COMMITMENT:

PATIENCE AND PERSISTENCE IN SUSTAINABLE FINANCE STRATEGIES.



#### INNOVATION & TECHNOLOGY:

HARNESSING THE
POWER OF FINTECH, AI,
AND BLOCKCHAIN TO
BUILD TRANSPARENT
AND SUSTAINABLE
FINANCIAL SYSTEMS.



#### COURAGEOUS LEADERSHIP: IT WILL

TAKE BOLD, VISIONARY LEADERS TO CHALLENGE THE STATUS QUO AND DRIVE MEANINGFUL CHANGE.

# This Is Our Moment

- The Choice Is Ours: Will we wait for disasters to force our hand, or will we lead the charge for a better, sustainable future?
- **Be Part of the Solution**: Mobilize your investments, engage actively in stewardship, and integrate sustainability into every financial decision you make.
- Together We Can Transform: Now is the time for all of us—investors, decision-makers, leaders—to align finance with the future we want to create. Let's not wait until it's too late. Let's act now.







www.anabelternes.de



0172 21 999 86



info@anabelternes.de

















YOU decide every day, whether you say YES, take the steps and help create a livable future. Do you say YES?









### **Chris Clubb**

Managing Director, Convergence





PRIVATE INVESTMENT MOBILIZATION MASTERCLASS

LUXEMBOURG SUSTAINBLE FINANCE INITIATIVE

SEPTEMBER 2024

www.convergence.finance

#### WHAT IS CONVERGENCE?

Established in 2015 primarily be development community (concurrent with SDG launch).

Global network for blended finance.

Mandate: Increase development and climate impact in Developing Counties by increasing total investment through blended finance.

Generate blended finance data, intelligence, and deal flow to increase private sector investment.

Funded from five sources: grants, membership revenues, training revenues, advisory assignments and Design Funding fees.

Global Affairs Canada provided launch funding and remains Convergence's largest funder.



#### A GLOBAL NETWORK

We have a global <u>membership</u> of over 160 public, private, & philanthropic institutions



#### DATA & INTELLIGENCE

Original <u>content</u> builds the evidence base for blended finance, including **data on 1,123 blended finance deals for \$213 billion investment**, trend reports, case studies, region and sector briefs, and webinars.



#### **DEAL FLOW**

An online match-making platform for investors and those seeking capital to connect on active deals.



#### MARKET ACCELERATION

Our <u>Design Funding</u> program awards grants for the design of innovative vehicles that aim to attract private capital to global development at scale.

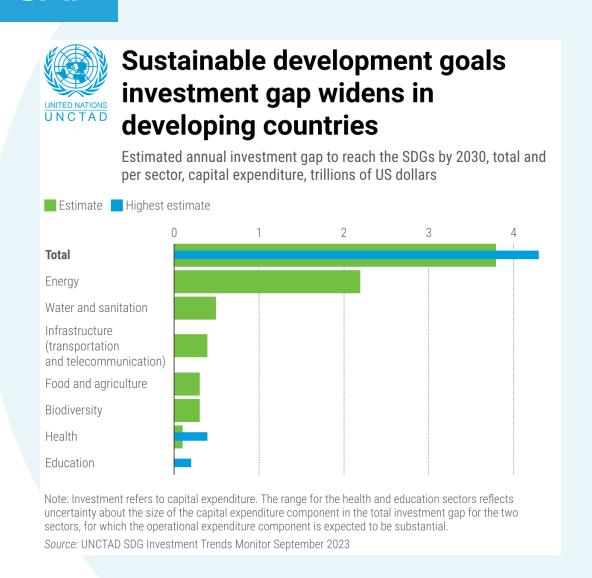
#### SIGNIFICANT SDG FINANCING GAP

Investment Gap to achieve the SDGs and Paris Agreement in developing countries has increased significantly: Investment needs at \$5 trillion, actual investment at 20% \$4 trillion Gap

SDG funding gaps are in sectors typically funded by private sector in high income countries:

- Power / Climate Mitigation
- Transport
- Telecom
- Agriculture (Food Security)

Net private sector investment flows to developing countries average only \$100 billion (2% of needs)



#### <u>NET</u> ANNUAL CROSS BORDER FLOWS TO DEVELOPING COUNTRIES: VERY LOW DUE TO HIGH RISK AND LIMITED INVESTMENT OPPORTUNITIES

- Foreign Direct Investment most important:
   USD 308 billion
- Long-Term Debt USD 172 billion: USD 58 billion from Public Creditors and USD 115 billion from Private Creditors
- Portfolio Equity Investment has been negative USD 19 billion
- Private Financial Sector: Net USD 95
   Billion per year Less than 0.25% of
   Global Financial Assets owned by private sector

		-				-
Am	ounts	in USD Billlions		All LICs & MICS	China	LICs & MICs (ex-China)
į	Net fin	ancial inflows (Average	2018-20	021)		
ī	Net deb	t inflows				
	Use	of IMF Credit		24.	0.0	24.5
	Long	g term:		312.0	139.5	172.5
		Official creditors		57.0	-1.0	58.0
		Multilaterals		46.3	0.6	45.6
		of which WBG		20.	0.1	20.2
		Bilaterals		11.0	-1.6	12.6
		Private Creditors		255.	3 140.7	114.6
		Bondholders		200.	112.6	88.0
		Banks and others		54.8	28.2	26.6
	Sho	rt term		138.0	103.9	34.1
Ī	Net equ	ity inflows				
	Fore	Foreign Direct Investment			211.5	307.8
	Portfolio equity			48.	67.2	-18.7

## HIGH COUNTRY RISK IN DEVELOPING COUNTRIES: RISK TOO HIGH FOR MOST INVESTORS IMPEDING INVESMENT

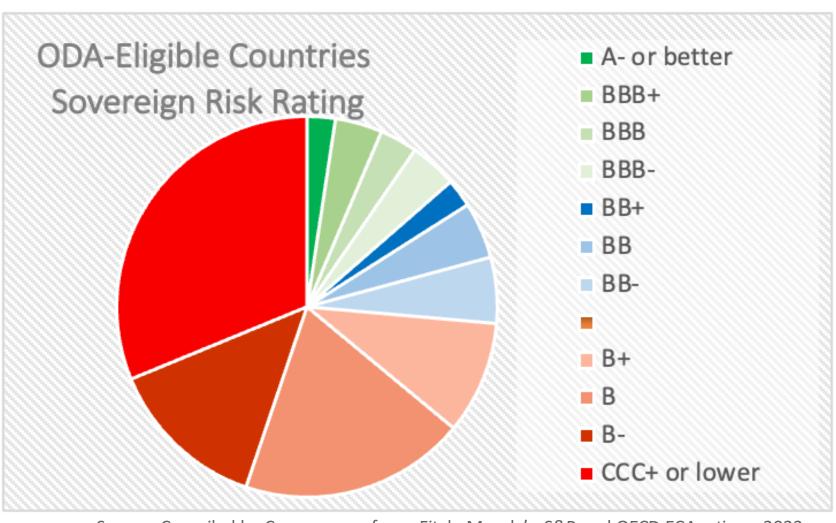
I40 Developing Countries:I0% rated Investment GradeI3% rated BB76% rated B or lower

#### Median sovereign risk is "B"

Highly Speculative Majority of private sector "B" or "CCC"

## Country and currency risk too high for most investors

92 rated by Fitch, Moody's and S&P 41 rated using OECD ECA ratings 17 not rated



Source: Compiled by Convergence from Fitch, Moody's, S&P and OECD ECA ratings, 2022

## PRIVATE INVESTORS (DEBT)MODELING PROBABILITY OF DEFAULT & EXPECTED LOSS

- Expected loss is a function of probability of default and loss given default
- On comparing BBB to B-, the annual probability of default and expected loss is around 12 times higher; this is far too high for a majority of commercial investors

		Investme	nt Grade I	<u>Borrowers</u>	Non-	Investm	ent Grad	e Borrov	wers (Sp	<u>eculative</u>	<u> Grade)</u>
Agency	Statistic	BBB+	BBB	BBB-	BB+	BB	BB-	B+	В	В-	CCC to C
Fitch	5-yr cum default rate	0.8%	1.6%	2.7%	5.3%	5.9%	5.4%	8.1%	11.5%	8.6%	35.5%
S&P	5-yr cum default rate	1.1%	1.5%	3.0%	4.1%	6.9%	10.0%	15.0%	18.6%	26.4%	46.4%
Moody's	5-yr cum default rate		1.6%			8.9%			21.9%		35.4%
Average	5-yr cum default rate	0.9%	1.6%	2.9%	4.7%	7.2%	7.7%	11.5%	17.3%	17.5%	39.1%
Annual Probability of Default		0.19%	0.32%	0.58%	0.96%	1.49%	1.59%	2.42%	3.73%	3.78%	9.44%
Assumed Loss Given Default		50.00%	50.00%	50.00%	50.00%	50.00%	50.00%	50.00%	50.00%	50.00%	50.00%
Annual Expected Loss		0.09%	0.16%	0.29%	0.48%	0.75%	0.79%	1.21%	1.87%	1.89%	4.72%

Source: Convergence 2020

#### CONDITIONS TO MOBILIZE PRIVATE INVESTMENT

- Private sector investors can only invest if (i) project is viable and investable and (ii) investment meets investor's fiduciary, regulatory and prudential investment obligations
- Obligations: (i) Acceptable risk and (ii) Market-equivalent risk-adjusted return
- Project-level investability:
  - Investors prepared to invest in a \$50,000 to \$500 million project in a Developing Country
  - Project must be fully viable: Expectation project will earn revenues to repay investors "as is"
  - Project must be investable: Project must present acceptable debt and equity investment opportunity
  - If viable and investable, can attract project sponsors, lenders and equity investors prepared to take country risk
- Portfolio-level investability:
  - Global North investors (pension funds and insurance companies) usually do not invest at project level: Too small and no local presence/knowledge
  - Global North institutional investors require a portfolio level solution
  - Portfolio-level solutions are excellent to mitigate Developing Country "country risk": Diversification very powerful
  - Diversification and subordination of public sector funds easily creates acceptable investments for Global North investors

#### TWO APPROACHES TO MOBILIZE PRIVATE INVESMENT

#### APPROACH I: Mobilize private investment at equal risk-return terms as public funds

- Almost all MDB & DFI mobilization undertaken on equal terms (e.g., pari passu)
- Only [3]% of MDB & DFI annual \$140 billion financial commitments de-risk Developing Country investment risk (MIGA exception)
- Generally: MDBs can mobilize at same risk profile in mostly 24% of Developing Countries rated "BB" or better, but very difficult / not possible for 76% of countries rated B or lower

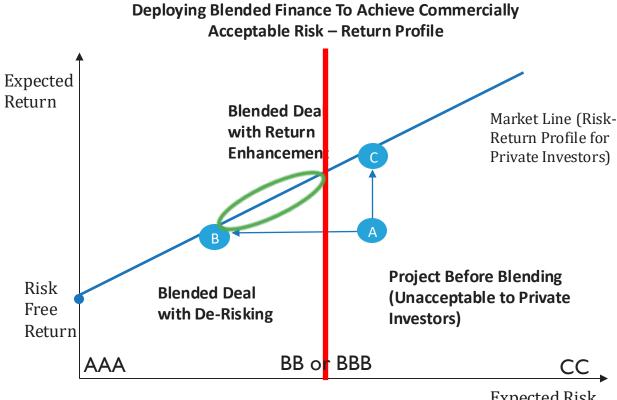
#### APPROACH 2: Mobilize investment by de-rising investment risk within risk limits

• Less than [3]% of MDB & DFI commitments and [2]% of ODA commitments de-risk

Developing Country investment risk. [70]% of concessional funds flow to MDBs & DFIS who use for good impact, but nominal mobilization – this is leading reason why mobilization numbers continue to be so low

#### BLENDED FINANCE TO DE-RISK RISK IN DEVELOPING COUNTRIES CREATE INVESTMENTS MEETING PRIVATE INVESTORS' FIDUCIARY REQUIREMENTS

- Blue line is the CAPM efficient range of risk & return combinations available to debt investors
- Red line is "maximum acceptable risk" for an investor (e.g., Investment Grade)
- Investments below blue line and right of red line not acceptable to fiduciary investors
- Developing Countries risk high: B & CCC
- Donors can mobilize investors (i) increasing returns and/or (ii) reducing risk to market line
- Reducing risk to left had side of red line is critical
- Convergence Historical Deals Database: 800+ transactions demonstrating best approaches reduce risk (vs. enhance returns)



**Expected Risk** 

Blended Finance: Create "market equivalent" investments in green bubble at acceptable risk to mobilize private sector investment to SDG and climate projects in EMDEs

Source: Convergence 2023

#### PRIVATE INVESTMENT MOBILIZATION MODELS FRAMEWORK

Public sector funding to create viable projects, investable projects and investable portfolios.

Column #	1	2 3		4	5	
Moblization Level	Project Level - Upstream	Project Level - Investment		Portfolio Level - Investment		
PIMM Description	Upstream Project Level	Project-Level Co-investment Project-Level De-risking (Investability)		Portfolio-Level Co-investment	Portfolio-Level De-risking (Investability)	
De-risking?	Public sector funds may or may not de-risk private investment	No - Public sector funds do not de-risk private investment  Yes - Public sector funds de-risk private investment		No - Public sector funds do not de-risk private investment	Yes - Public sector funds de-risk private investment	
Main Purpose of PIMM	Increase the viability of projects assessed by private sector to be fully viable	Co-finance project with private investor(s)	De-risk investment risk to create an acceptable project-level risk-return that meets investors' fiduciary and regulatory obligations	Co-finance portfolio/fund with private investor(s)	De-risk investment risk to create an acceptable portfolio-level risk-return that meets investors' fiduciary and regulatory obligations	
	Domestically active financial inst markets.	itutions (e.g., banks), institutional	Global North institutional investors (e.g., pension funds) and commercial banks			
Main private sector	Domestically active real-econom	ny companies (e.g., manufacturer	Regional institutional investors and commercial banks			
investors targeted		prepared to invest debt and equi ational commercial banks) and dia	Domestic institutional investors			
	Foreign Direct Investors	ign Direct Investors Diaspora				

# PRIVATE INVESTMENT MOBILIZATION FRAMEWORK

Convergence and other experts have currently identified 26 models where public sector funds mobilize private investment.

Column	า #	1	2	3	4	5	
Mobliza Level	ation	Project Level - Upstream	Project Level - Investment		Portfolio Level - Investment		
	Public Sector Projects	1. Project Preparation Facilities		3. Project-Level Guarantees	19. Fund investing in public sector debt - one tier of capitalization	20. Fund investing in public sector debt - blended finance with 2 or 3 tiers of capitalization	
			4. Annual Subsidies				
			5. Capital Investment Grants / V	iability Gap Funding			
	Private Sector Projects	2. Project Development Funding: Investment in (funding to) project development companies	Loan or Equity invesment (co- investing with private sector)		21. Fund investing in private sector debt - one tier of capitalization (including ETF?)		
			7. Loan Syndication / Simple Co- financing			22. Fund investing in private sector debt - blended finance 2 or 3 tiers of capitalization	
				Grants / TA to bear project costs: project funding is fully commercial	23. Securitization of debt		
				9. Project-Level Guarantees	24. Fund investing in equity - one tier of capital		
Examples of PIMMs				10. Mitigation of political risk (e.g., MIGA Political Risk Insurance)		25. Fund investing in equity - blended finance 2 or 3 tiers of capital (including ETF?)	
				11. Credit Enhancement / Risk Mitigation of buyers of services in infrastructure projects (e.g., Power Purchase Agreement)			
				12. Guarantees/Risk Sharing with local banks and MFIs on MSME and corporate loans			
			13. Value chain financing directly with real economy (e.g., agriculture and garment manufacturing)				
				14. FDI Mobilization			
			15. Project Level Mezzanine to mobilize private investment in senior debt and equity	16. Results / Outcomes Based Financing			
			17. Funding to local banks and MFIs for on-lending to MSMEs for climate projects (equity, tier 2 equity and debt)				
	Public and	and Private Projects 18. Project Level Local Currency Solution (e.g., currency swap, TC)			26. Portfolio-Level Local Currency Solution		

29

#### MAIN ARCHETYPES AND INSTRUMENTS USED IN BLENDED FINANCE

#### **GUARANTEE OR DESIGN / PREPARATION CONCESSIONAL DEBT TECHNICAL ASSISTANCE OR EQUITY RISK-INSURANCE FUNDING FUNDS** Risk reduction tools that. Grant funding that supports • Public or philanthropic Funds to supplement the investors are concessional costs and activities that lead to capacity of investees protect investors against capital losses bankability of projects within the capital structure • Can be event specific as in the Subordinate and/or junior terms compared to cocase of credit or political risk investors insurance **CAPITAL STRUCTURE CAPITAL STRUCTURE** CAPITAL **CAPITAL STRUCTURE** Senior Debt **STRUCTURE** Senior Debt Equity Equity Guarantee Equity Grants Flexible Debt Equity Senior TA FACILITY Senior Debt Debt Junior Equity Grants

#### **EXAMPLES FOR CLIMATE-RELATED TRANSACTIONS**

Funds





SUNFUNDER Solar Energy Transformation Fund

respons**A**bility

Access to Clean Power Fund



Projects



Sustainable Use of Natural Resources and Energy Finance

Lake Turkana Wind Farm Project

Nam Theun 2 Hydropower Project (NT2)

Companies





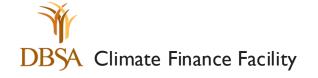




Facilities









Bonds

Fiji Green Bond

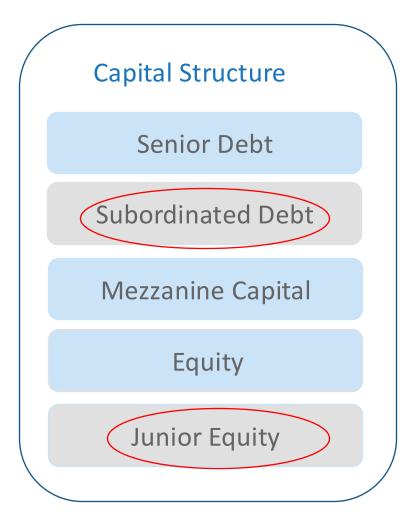
Sindicatum Green Bond

Seychelles Blue Bond

Source: Convergence 2020

#### FUNDED RISK PARTICIPATION: CONCESSIONAL DEBT & EQUITY (1/2)

- Concessional debt or equity provide favorable terms of rates relative to market pricing; developmental capital bears non-market risk-return
- Subordinated (debt) or junior (equity) protects senior investors by taking first losses on the value of the security
- The use of direct investment instruments on concessional terms helps shift the risk-return ratio for private investors to an acceptable level
- Concessional finance can help bring down the weighted average cost of capital for a project



#### 1. FUNDED RISK PARTICIPATION: CONCESSIONAL DEBT & EQUITY (2/2)

Concessional risk participation to enhance private investor <u>debt</u>	Concessional risk participation to enhance private investor equity
Fund a junior tranche to enhance senior tranche – "first loss"	Two tiers of equity – "senior" equity versus "junior" equity – "first loss"
Subordinate return of principal until all private principal returned – "first loss"	Subordinate return of principal until all private equity returned – "first loss"
Longer maturities versus shorter maturities	Pari passu for investment but asymmetrical returns
Low interest debt to increase IRR for investors	Returns into reserve to create larger risk cushion for private investors

Caveat: Concessional participants target <u>mobilising</u> private investment and not <u>subsidising</u> private sector

### FOUR MOST EFFECTIVE BLENDED FINANCE STRUCTURES TO MOBILIZE INVESTMENT AT SCALE BY DE-RISKING — IDENTIFIED BY INVESTORS

#### Portfolio Level (e.g., fund)

- 1. Mobilize Debt Investors at Portfolio Level: Fund structure with development funds in subordinate position (e.g., first loss) reducing probability of default and expected loss
- 2. Mobilize Equity Investors at Portfolio Level: Fund structure with development funds in junior position in rank and distribution waterfall to increase IRR and reduce negative variance
- 3. Aggregation Vehicle to invest in multiple Portfolio Level funds described above to achieve scale

#### **Project Level**

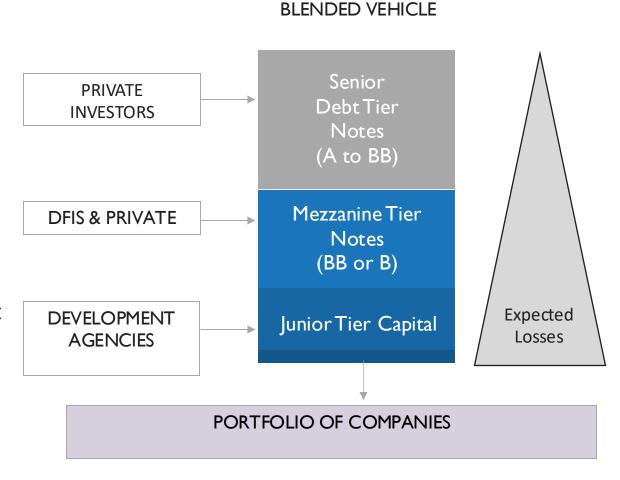
4. Mobilize Debt and Equity Investors at Project Level: Example Guarantee to reduce expected loss

#### MOST EFFECTIVE BLENDED FINANCE STRUCTURES:

#### STRUCTURE 1:

#### BLENDED FINANCE VEHICLE PREFERRED BY DEBT INVESTORS

- 1. Establish Blended Finance Fund with 3 capital tiers
- 2. Fund with experienced fund manager
- 3. Fund invests in portfolio of debt investments (loans) typically rated BB and B
- 4. Diversification (1-2 notch uplift) and subordination (1-6 notch uplift) reduces probability of default and expected losses for senior tier investors.
- 5. Senior Notes can achieve Investment Grade (e.g., A or BBB) and Mezzanine Notes good-quality non-investment grade investment (e.g., B)
- 6. Investment grade rating allows a large universe of investors restricted by investment grade mandate

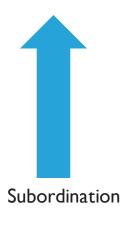


Source: Convergence 2020

## STRUCTURE I: BLENDED FINANCE VEHICLE PREFERRED BY DEBT INVESTORS

- Assume Portfolio of 30+ loans to borrowers with "B" risk rating
- Portfolio diversification can enhance risk rating to "BB-"
- Portfolio funded by three tiers of capital: (1) Senior Notes for 85%,
  (ii) Mezzanine Notes for 10% and Junior for 5%
- Can credit enhance Senior Notes to equivalent of "Investment Grade" "BBB" with enough Mezzanine ("B") and Junior ("CCC")
- Junior and Mezzanine must be sufficient to absorb at least (I) the "expected losses" in this case between "BB-" and "BBB" or 0.63% per year (i.e., 0.79% less 0.16%) plus (2) some unexpected loss Diversification
- Possible to achieve Investment Grade "BBB" for Senior Notes with around of 15% of subordinate capital (for a 10-year tenor)

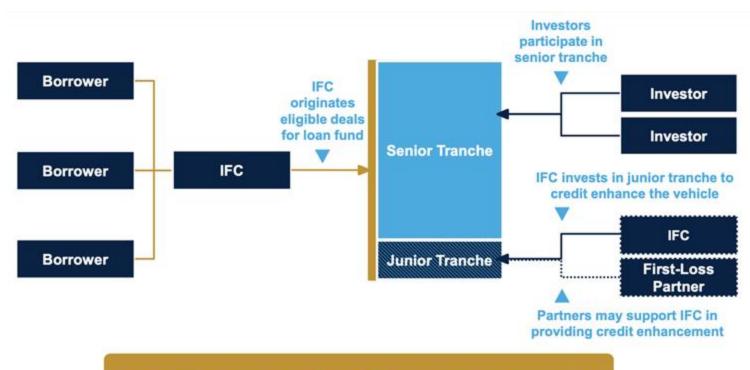
	Annual				
Rating	<b>Expected Loss</b>				
BBB	0.16%				
BBB-	0.29%				
BB+	0.48%				
ВВ	0.75%				
BB-	0.79%				
B+	1.21%				
В	1.87%				
B-	1.89%				



#### **EXAMPLE: IFC & SIDA MCPP INFRASTRUCTURE PROGRAM**

IFC arranges portfolio of senior loans to infrastructure projects

- Loans priced ca. Libor + 3.6%
- Transfer 50% of each loan to Fund
- Fund capitalized 90% by senior notes & 10% junior capital
- \$1.5 billion Senior Notes modelled at BBB/BBB+ invested by Alliance, Axa and Prudential
- Transaction is a unicorn No MDB has replicated
- Scale: Repeat Create one Fund same structure for all MDBs and DFIs



In the MCPP Infrastructure facility, the Swedish International Development Cooperation Agency (Sida) joined IFC to provide first-loss coverage

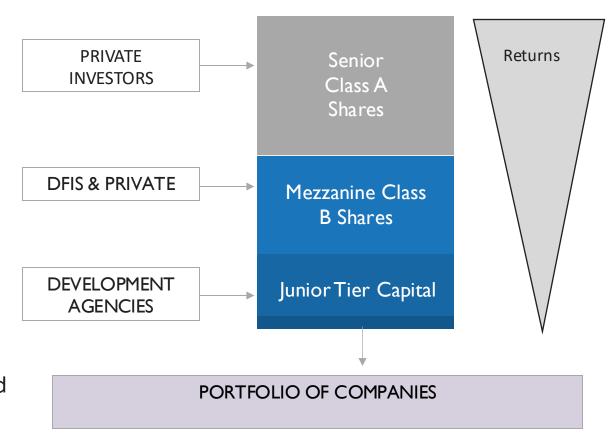
#### MOST EFFECTIVE BLENDED FINANCE STRUCTURES:

#### STRUCTURE 2:

#### BLENDED FINANCE VEHICLE PREFERRED BY EQUITY INVESTORS

- 1. Establish Blended Finance Vehicle with 2-3 capital tiers
- 2. Vehicle typically a fund with experienced fund manager
- 3. Vehicle invests in portfolio of equity investments in investee companies.
- 4. Prioritization of waterfall of distributions:
  - First distributions to Class A until IRR of 0-5%
  - 2. Second distribution to Class B until IRR of 0%
  - 3. Third distribution to Junior Capital until IRR of 0%
  - 4. Fourth distribution to capital providers by negotiation.
- Waterfall prioritization for Senior Class A Shares: (i)
  reduces likelihood of losses, (ii) increases likelihood of
  achieving market benchmark and (iii) increases likelihood
  of high IRRs

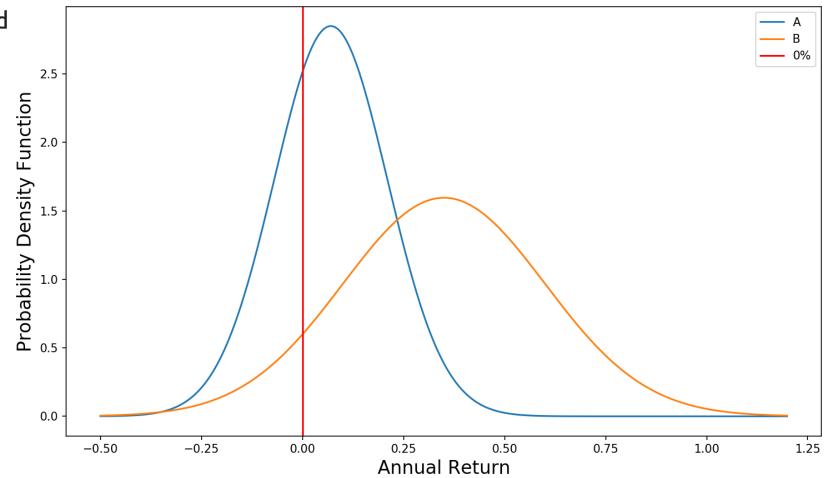




Source: Convergence 2020

# STRUCTURE 2: BLENDED FINANCE VEHICLE PREFERRED BY EQUITY INVESTORS

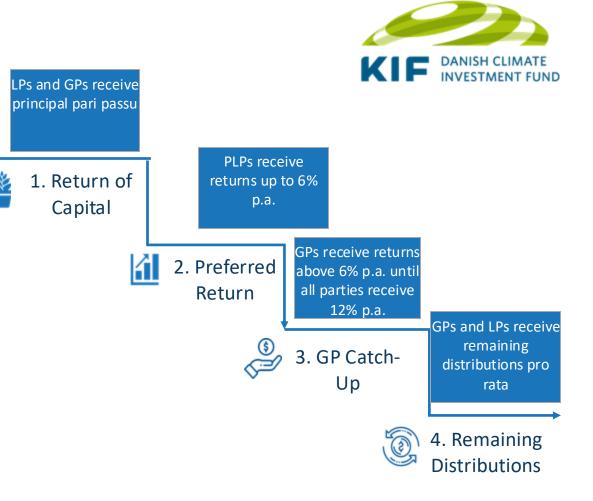
- LPs in conventional PE fund depicted by blue line: Too much distribution with negative IRR and expected IRR too low
- Introduce catalytic concessional funding – senior investors enhanced by junior investors
- LP returns in blended finance structure (orange line): Produces less distribution with negative IRR and higher expected IRR



Source: Convergence, How to Mobilize Private Investment at Scale in Blended Finance, 2020

#### **EXAMPLE: DANISH CLIMATE INVESTMENT FUND**

- Danish Climate Investment Fund (KIF) is a private equity fund (USD \$220 million) established by the Danish State and IFU
- Mandate is to invest in projects that reduce greenhouse gases
   and/or adapting to climate change in developing countries.
- KIF uses a preferred return structure to ensure acceptable risk/return structure for institutional investors:
  - Overall IRR target: 12% per annum (p.a.), with preferred return schedule:
  - All parties receive distributions until invested amounts are returned
  - Returns above 12% p.a. distributed pro rata, with premium to Danish State



Source: Danish Climate Investment Fund Case Study, Convergence, 2017

**CONVERGENCE** 

#### ALL OFFICIAL DEVELOPMENT FINANCE MOBILIZES ONLY 1% OF SDG & CLIMATE

OECD 2023 Mobilization Report
Official Development Finance increased private investment mobilization from \$28 billion in 2015 (Pre-SDGs) to \$62 billion in 2021

#### Only 1% of annual SDG Investment Needs.

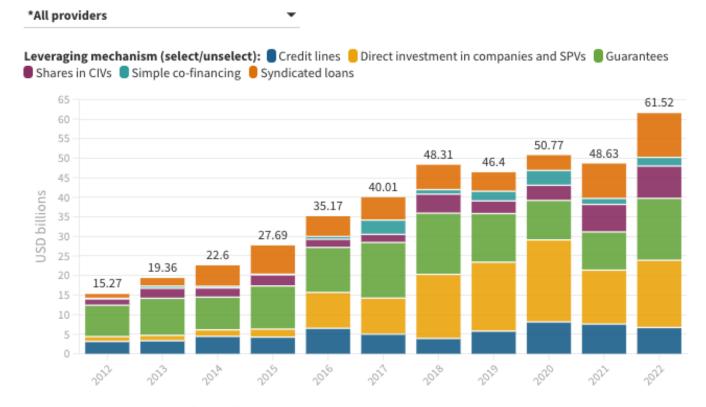
INVESTMENT NEEDS

Very few MDBs, DFIs and ODA donors have formal private investment mobilization objectives or KPIs.

World Bank Group corporate scorecard: Mobilization is measured with no target (\$11 billion in 2023)

# Mobilised private finance for sustainable development has been growing since 2012, with direct investment in companies and guarantees playing a central role

Total amount by leveraging mechanism, 2012-2022



Data source: Mobilised private finance for development • SPVs = special purpose vehicles; CIVs = collective investment vehicles.



Source: OECD. MOBILIZATION OF PRIVATE FINANCE PAGE

## OECD REPORTING ON DEVELOPED COUNTIES MEETING \$100 BILLION CLMAITE FINANCE GOAL IN DEVELOPING COUNTRIES

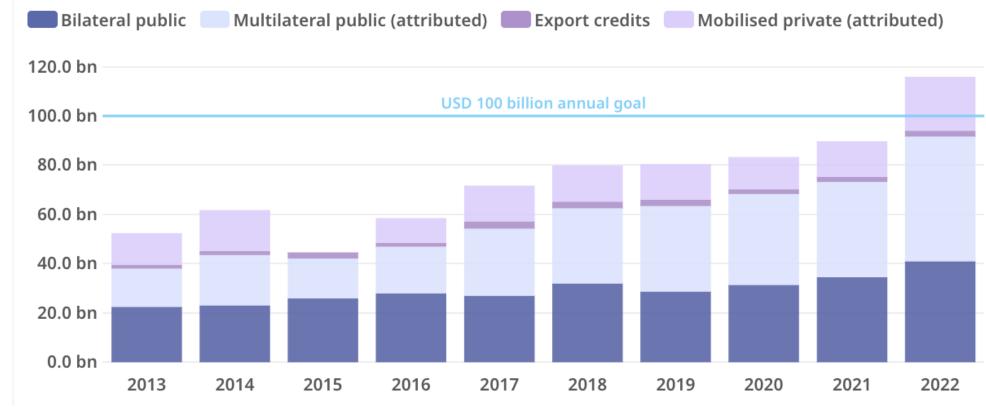
At COP15 in
Copenhagen in 2009,
Developed Countries
committed to a
collective goal of
mobilising USD 100
billion per year by 2020
for climate action in
Developing Countries.

Growth from public sector funding.

Private investment mobilized by blended finance typically around \$14 billion.

#### **Climate finance for developing countries**

Amounts provided and mobilised by developed countries, billion USD



Source: OECD, MOBILIZATION OF PRIVATE FINANCE PAGE

#### PRIVATE INVESTMENT MOBILIZED BY OFFICIAL DEVELOPMENT FINANCE: OECD 2022 MOBILIZATION REPORT (AVERAGES 2018-20)

Multilateral providers

Official

Development

Finance mobilized \$48 billion

Only 1% of annua **SDG** Investment Needs.

Almost all in private sector operations

Around 75% of concessional public funds flow thru MDBs &



mobilization

Bilateral providers

#### PRIVATE INVESTMENT MOBILIZED BY OFFICIAL DEVELOPMENT

#### **FINANCE:**

OECD 2022 MOBILIZATION REPOR (AVERAGES 2018-20)

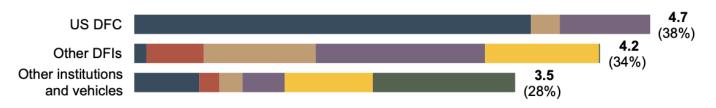
US DFC and Proparco only DFIs reporting to mobilize \$1+ billion

Almost all mobilization activities are undertaken in silos – very few "collective mobilization" efforts

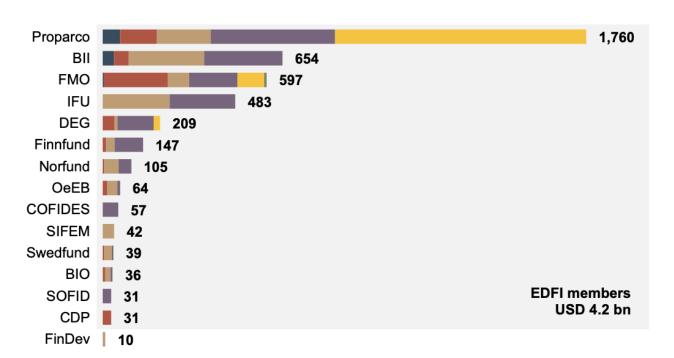
**OECD** captures MDBs and DFIs' both "Private Direct Mobilization" and "Private Indirect Mobilization"

Figure 1.11. Mobilised private finance by type of bilateral provider institution, 2018-20 average





#### Development finance institutions (DFIs), USD million



Source: OECD, Amounts mobilized from the private sector for development, 2022

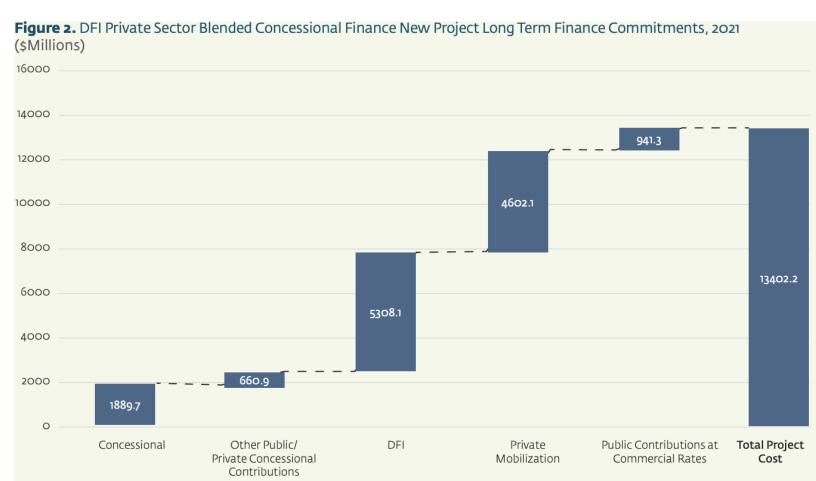
## DFI WORKING GROUP ON BLENDED CONCESSIONAL FINANCE FOR PRIVATE SECTOR OPERATIONS: NOMINAL MOBILIZATION (PDM)

### DFI Working Group Joint Report (2023)

DFIs financed \$13.4 billion of private sector projects using concessional funds:

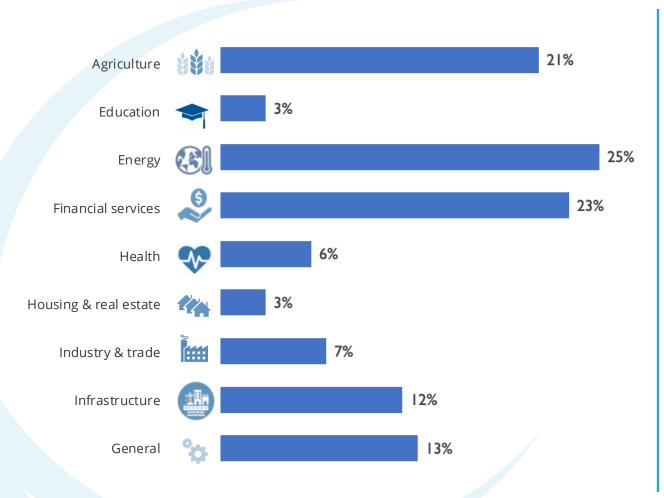
- \$5.3 billion DFI resources
- \$4.6 billion sponsor coinvestment
- \$2.6 billion concessional funds
- \$0.9 billion commercial public

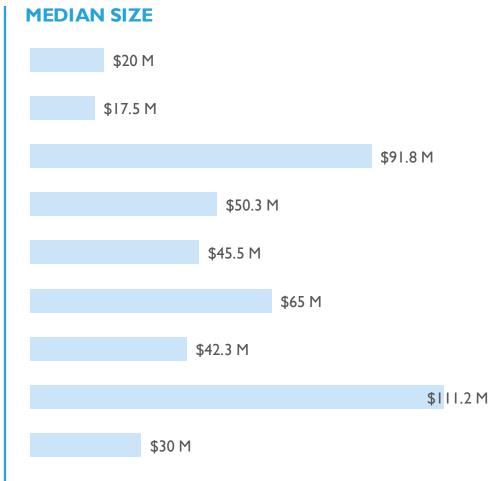
Very low mobilization



#### BLENDED FINANCE OVERALL MARKET TRENDS:

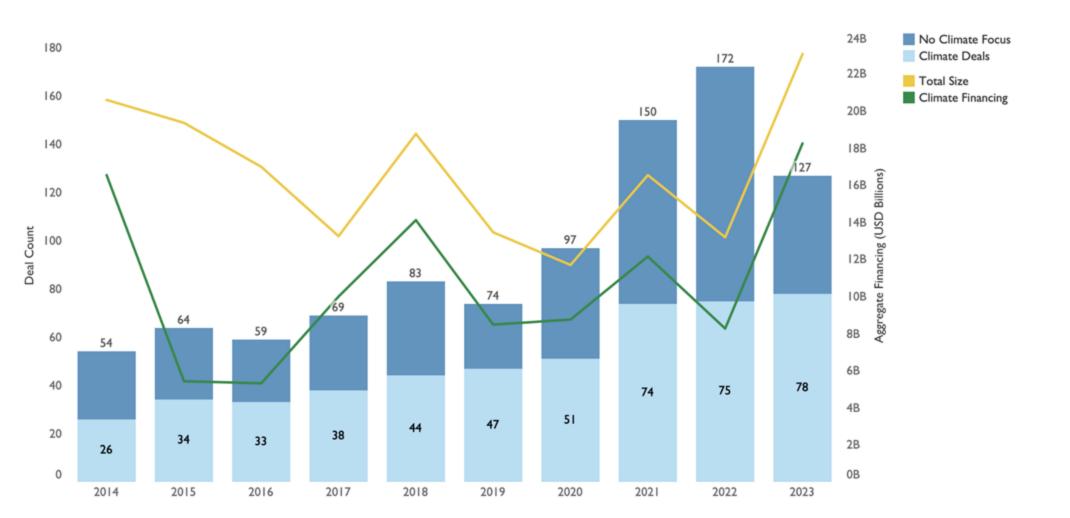
#### Sectors with revenues dominate – source of private sector repayment





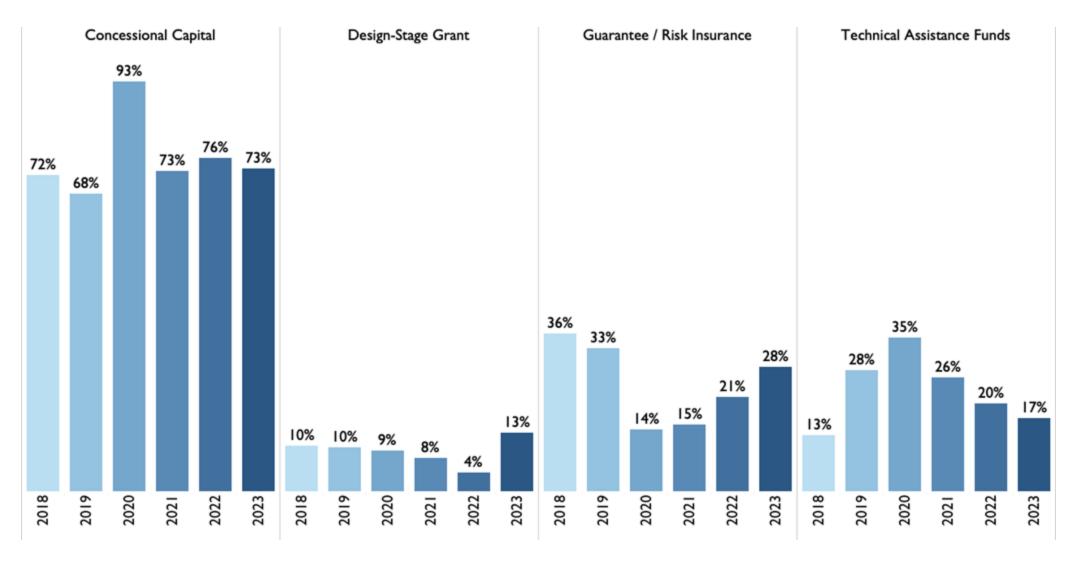
### MARKET OVERVIEW – CONVERGECNE DATABASE : BLENDED FINANCE WITH CONCESSIONAL FUNDING AND PRIVATE INVESTMENT

> Climate blended finance total deal volume equals 132.5B (57% of overall market size) and 610 total recorded deals (50% of all deals recorded)



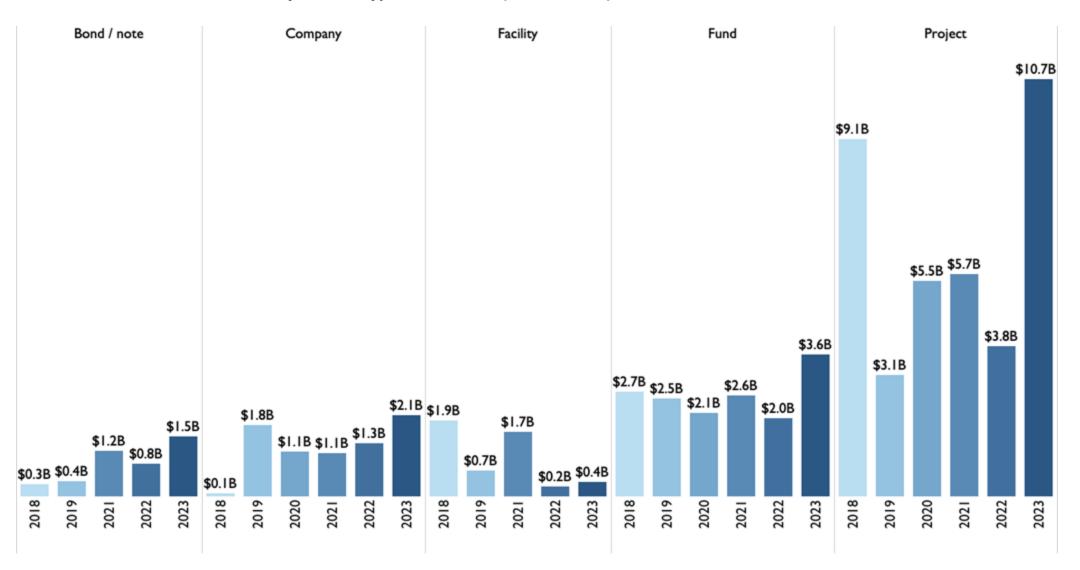
# CLIMATE - CONCESSIONAL FUNDING ARCHETYPES: Risk-absorbing capital to create fiduciary-compliant investments

Proportion of climate blended finance transactions by blending archetype, 2018-2023



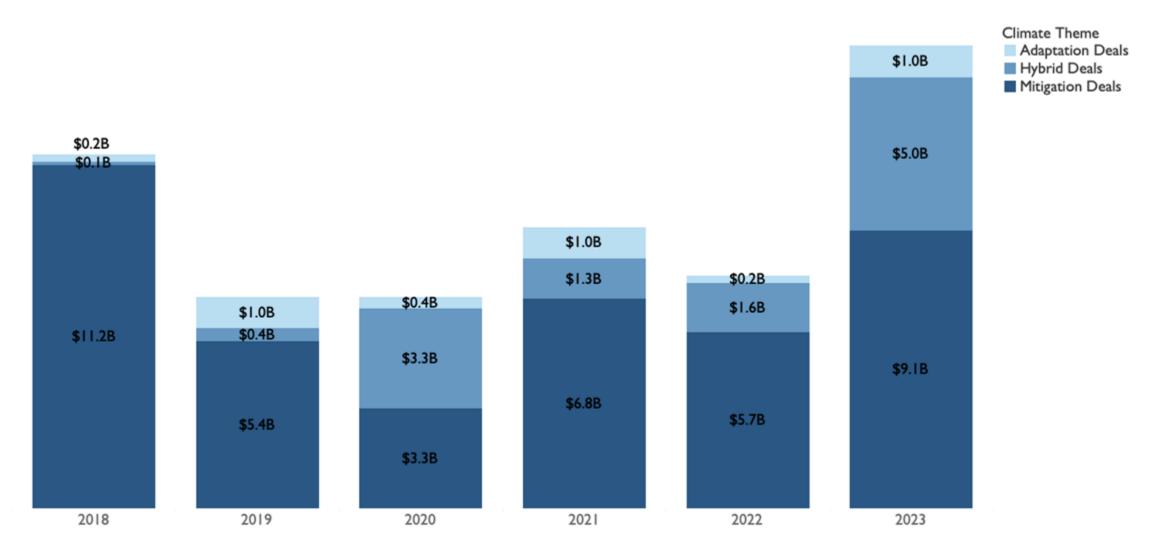
# CLIMATE - VEHICLES Not enough funds - very efficient for scale investment mobilization

Annual climate deal volume by vehicle type, 2018-2023 (USD Billions)



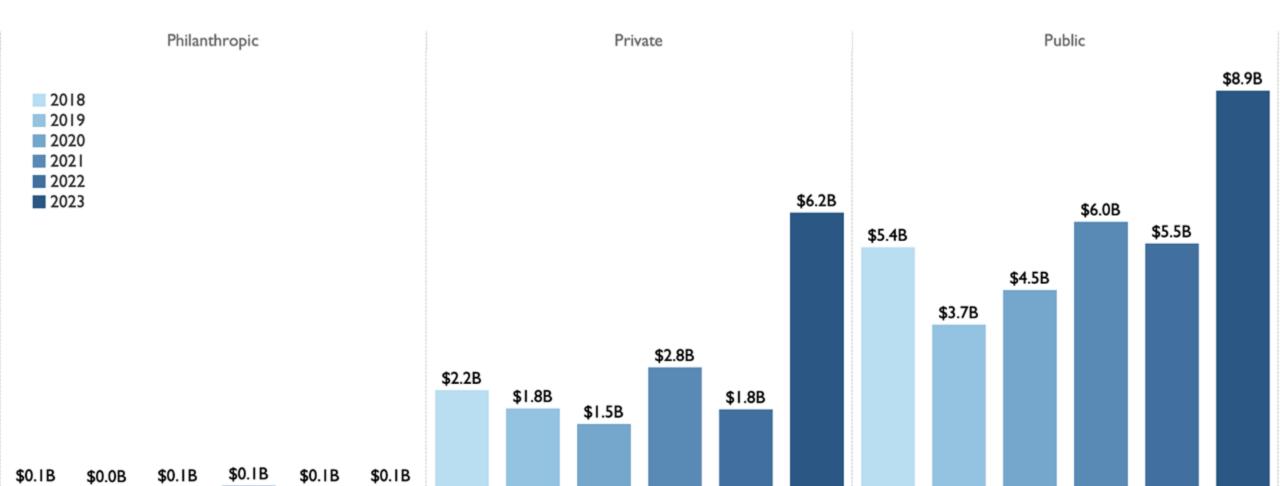
# CLIMATE - BLENDED FINANCE BY CLIMATE THEME Mitigation continues to dominate

Aggregate annual financing flows to mitigation blended finance, adaptation blended finance, and hybrid blended finance deals, 2014-2023



# CLIMATE - FINANCING BY INVESTOR SECTOR: Blended finance continues to be dominated by MDBs and DFIs with very low private investment mobilization

Aggregate annual financing by investor sector



#### BENEFITS OF CONVERGENCE MEMBERSHIP

- Generate market insights & understand trends
- Dedicated relationship manager
- Access to detailed interactive historical blended finance data
- Exclusive networking events
- Curated learning programs and workshops (in person & virtual)
- Connection with peers and industry experts
- Read the latest news, knowledge, and case studies in the space
- Tailored dashboard on our platform
- Facilitated introductions and secure messaging on our platform
- Access to live deal flow (for investors only)





#### MEMBERSHIP COMPOSITION

Convergence members are part of a global community of institutions and businesses dedicated to driving capital to where it is needed most.

Members include private investors looking to diversify their portfolios, businesses seeking capital, as well as public agencies and philanthropic foundations looking to make their funds go further.

Over 170 member institutions and their 1,000+ staff actively use the Convergence platform.























































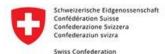
# CONVERGENCE IS AN INDEPENDENT NON-PROFIT, WITH FUNDING FROM:



Citi Foundation

MacArthur Foundation





Federal Department of Economic Affairs FDEA State Secretariat for Economic Affairs SECO









#### **CONTACT US:**

Website: <a href="https://www.convergence.finance">www.convergence.finance</a>

General inquiries: <u>comms@convergence.finance</u>

Membership: <a href="mailto:support@convergence.finance">support@convergence.finance</a>

Design Funding: <u>design.funding@convergence.finance</u>

Training: <u>training@convergence.finance</u>

#### **FOLLOW US:**

Twitter: <u>@ConvergenceBF</u>

LinkedIn: www.linkedin.com/company/convergenceblendedfinance

YouTube: <a href="https://www.youtube.com/c/ConvergenceBlendedFinance">https://www.youtube.com/c/ConvergenceBlendedFinance</a>



#### **Martin Ewald**

Managing Director and Lead Portfolio Manager, Allianz Global Investors Ltd





# Private Investment Mobilisation Masterclass

#### Blended Finance Private Equity

Strictly private and confidential and for the intended recipient only - not for onward distribution.

Multi-Asset private impact investments are highly illiquid and designed for professional investors pursuing a long-term investment strategy only.

This information contained herein is solely for educational purposes and should not be relied upon as a forecast, research or investment advice and is not a recommendation to adopt any investment strategy.



# Blended Finance Case Study: EMCAF

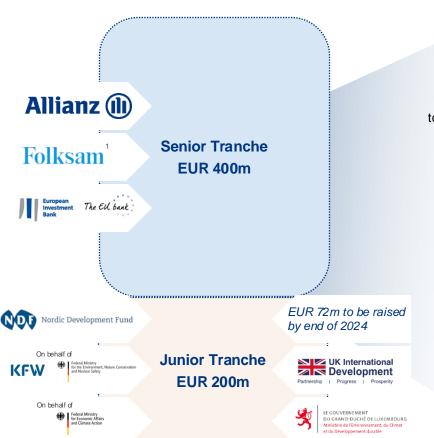


#### **Insight Emerging Market Climate Action Fund**

Public-private partnership for financing climate transition and energy independence

#### Multiplier of 50x for concessional capital providers

#### OECD DAC list countries only with special focus on Africa





EUR 10bn total capital mobilized on the ground



9-10 GW
installed power
generation capacity
from renewable
sources



**53m** Cumulative CO<sub>2</sub>eq avoided

Overview	The Emerging Market Climate Action Fund (EMCAF) is a leading, G7 endorsed, blended finance fund of funds investing in climate mitigation and adaptation opportunities in global emerging & developing markets creating significant impact.
Sectors	Full spectrum of climate mitigation, climate adaptation and environmental projects. Primary focus on renewable energy
	and energy access. Greenfield mandate.
	OECD DAC list countries with specific focus on Africa (min.

OECD DAC list countries with specific focus on Africa (min. 25% of Portfolio) – overall the target is to invest in the fastest growing economies.

Fund raising: Final Close expected end of 2024 (3<sup>rd</sup> Year of investment period).

Managed by Allianz Global Investors (AllianzGI) and advised by the European Investment Bank (EIB).

As of June 2024, EMCAF has committed to six target funds, representing a global portfolio of climate investments with significant expected impact.

Returns

Geography

**Status** 

**Partners** 

**Current Portfolio** 

Well performing and diversified portfolio, expected to deliver attractive risk adjusted returns and cash flows.



#### **Insight Emerging Market Climate Action Fund**

EMCAF, through its innovative blended finance fund of funds created by Allianz Global Investors in partnership with the European Investment Bank provides highly catalytic early-stage equity financing to greenfield climate mitigation and adaptation projects



Source: EMCAF Annual Impact Report 2022. 59

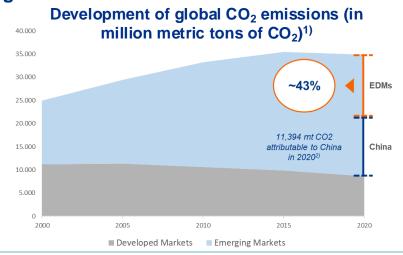


# Fund of Funds Mobilising Institutional Capital at Scale



# Lack of Capital Flows in Emerging and Developing Markets ("EDMs")

The need for direct investment in EDMs is huge, while at the same time there is still too little private money flowing into emerging and developing countries

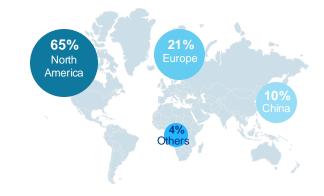


Emerging markets and developing economies now account for more than two-thirds of global CO2 emissions.

CO2 emissions from advanced economies have fallen by 1.8 Gt CO2 since 2000, and their share in global emissions has declined by twenty percentage points.

The achievement of climate targets will be subject to reducing carbon emissions in EDMs.

#### **Global Distribution Climate-Tech-Investments**



Under a Sustainable Development Scenario<sup>2),3)</sup> **USD 1.1 trillion p.a.** of climate investment in emerging market and developing economies (excluding China) is required.

Climate finance as traditionally been focused on renewables. A successful decarbonization strategy needs a holistic approach covering multiple sectors and investment types.



#### Large Institutional Investors' Needs

#### As highlighted in the Net Zero Asset Owner Alliance Scaling Blended Finance Report



#### Large ticket size

EUR 50-100m Large ticket size (EUR 50-100m min. for equity participations)



in market segments where they have limited footprint. This is the case for Emerging Markets



# Highly institutionalized asset manager

experienced in managing alternative investments in the target markets



#### Appropriate riskreturn profile

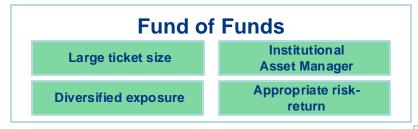
which is in line with opportunity returns in the broader market

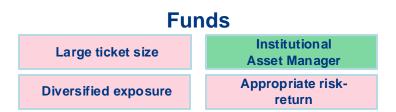
It is difficult to meet above criteria in Emerging Markets. However, we believe that correctly structured blended finance is required to unlock private capital.



# Fund of Funds have Proven to be the most Effective Structure for Private Equity Capital Mobilization

Generic Assessment based on average market characteristics





Portfolio Companies

Large ticket size

Institutional
Asset Manager

Appropriate riskreturn

Rather possible Rather difficult to achieve

Providing concessional capital to Funds or Portfolio companies is a sub-optimal allocation, as private investors will despite an adjusted risk-return profile not invest directly on these levels given that other requirements are not fulfilled.



#### Fund of Funds can Demonstrate Highest Mobilization Levels

#### **Generic Assessment based on average market characteristics**









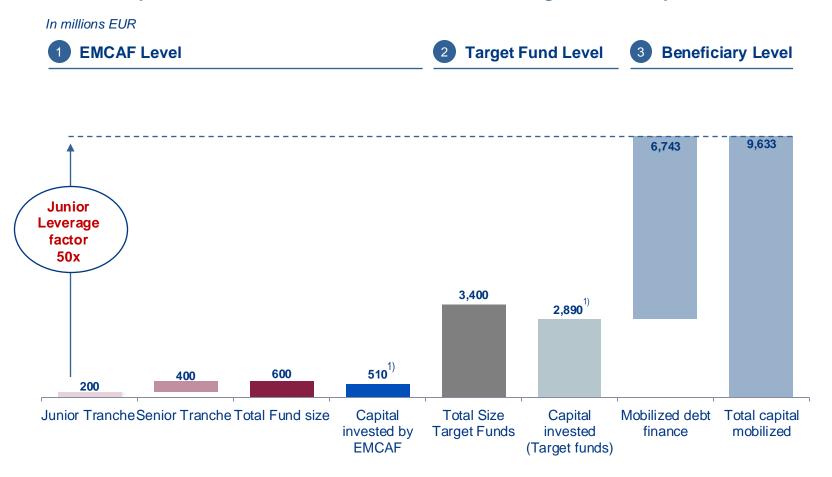


We believe that creating Fund of Funds will ensure a maximum support on actual projects and assets on the Ground.



#### **Example: EMCAF Capital Mobilization Potential**

We believe that public investors could benefit from 50x leverage on their capital invested in the junior tranche



- 1 EMCAF Level
- EMCAF is financed with a 1/3 junior tranche and 2/3 senior tranche. The Fund has already secured EUR 400m in senior commitments and requires up to EUR 72m of junior capital to complement the existing EUR 128m raised from public investors.
- 2 Target Fund Level
- EMCAF will aim to act as anchor investor generating additional leverage on the level of the target funds. As EMCAF will on average hold a 15% stake in target funds, EMCAF will contribute to mobilization of approximately EUR 3.4 bn of equity financing.
- 3 Final Beneficiary Project Level
- Renewable energy assets typically financed by 20 -30% equity / 70-80% debt. Conservatively assuming an average of 30% equity, the total renewable investments generated by the fund might sum up to EUR 9.6 bn.



# GEF Capital Partners Seedworks

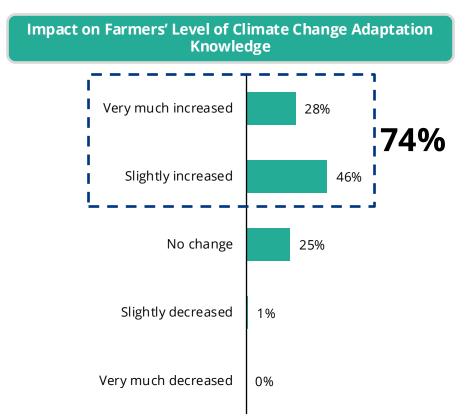


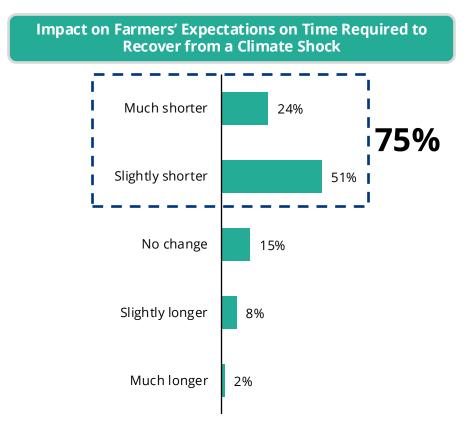
#### SAGF II Case Study: Seedworks (I/II)

#### Impact in action: Seedworks catalyzing sustainable agriculture

In February 2024, GEF Capital Partners undertook a third-party impact assessment survey of 287 farmers who are direct beneficiaries of Seedworks' hybrid cotton or paddy seeds.

The survey revealed that Seedworks is creating a positive impact on farmers through improved resilience, higher yields, capacity building, and enhanced income





Source: GEF Capital Partners, 2024.



#### SAGF II Case Study: Seedworks (II/II)

#### Impact in action: Seedworks catalyzing sustainable agriculture

The evaluation showed that 4 / 5 farmers felt that the quality of their produce improved because of Seedworks' inputs.

This is reflected in Seedworks' Net Promoter Score of 54, which is excellent, and an indicator of high customer satisfaction and loyalty



# 

NPS = % Promoters - % Detractors = 54

**Net Promoter Score** 

Source: GEF Capital Partners, 2024.



#### Disclaimer

This information contained herein is solely for educational purposes and should not be relied upon as a forecast, research or investment advice and is not a recommendation to adopt any investment strategy.

Investing involves risk. The value of an investment and the income from it may fall as well as rise and investors might not get back the full amount invested. This is a marketing communication issued by Allianz Global Investors GmbH, www.allianzgi.com, an investment company with limited liability, incorporated in Germany, with its registered office at Bockenheimer Landstrasse 42-44, 60323 Frankfurt/M, registered with the local court Frankfurt/M under HRB 9340, authorised by Bundesanstalt für Finanzdienstleistungsaufsicht (www.bafin.de). The Summary of Investor Rights is available in English, French, German, Italian and Spanish at <a href="https://regulatory.allianzgi.com/en/investors-rights">https://regulatory.allianzgi.com/en/investors-rights</a>

August 2024, Admaster: 3797248

#### **Guillaume Bonnel**

CEO,

SDG Impact Finance Initiative (SIFI)

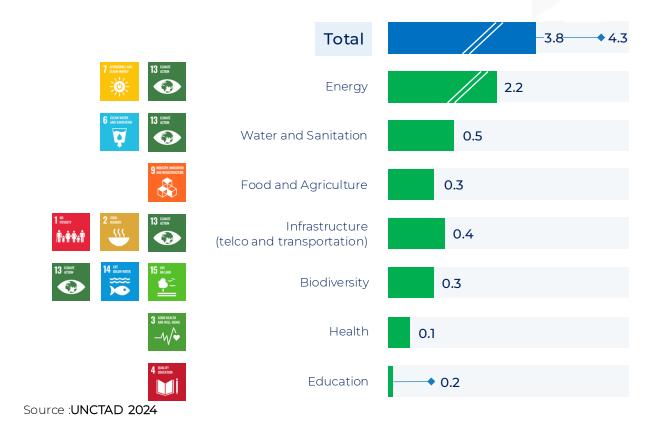








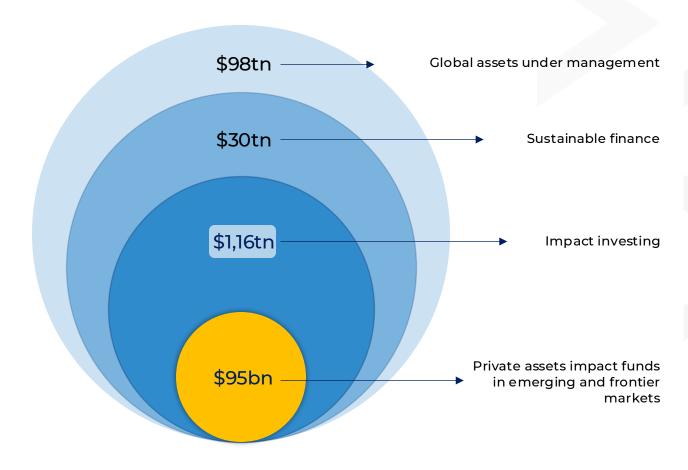
Estimated annual investment gap (public and private) in key SDG sectors (*Trillions of US dollars*)



SDG Impact Finance Initiative

## Scaling Impact Investing





Source: Tameo 2023, Private Asset Impact Fund Report

SDG Impact Finance Initiative

## **SDG Impact Finance Initiative**

#### Our mission:

To catalyze investment, facilitate public-private collaboration, and build a thriving ecosystem to deliver measurable, sustainable impact in developing countries at scale.

#### Our aim:

To mobilize CHF1 billion in private investment to help deliver the SDGs by 2030.

#### Here's how it works:

We leverage public and philanthropic funds in a single platform to bring more impact financing products to the market, support them to become investment ready and to scale by lowering the risks of private investors. We leverage public and philanthropic funds to ignite private investment, drive innovation and foster growth that reshapes the investment landscape.









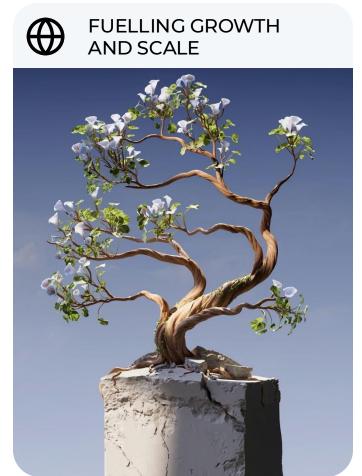




>>> >>>

Our journey takes three critical pathways to achieve impact and drive positive change.







## Our active portfolio







SDG Impact Finance Initiative

76

#### **SDG Impact Finance Initiative**

## Innovation Window



Structure

Liquidity Guarantee Facility

Form of SIFI Capital

Grant

Solution Guarantee

Investment Amount

CHF 170'000

Octobre's Liquidity Guarantee Facility enables investors to exit their participations in EM&I funds under any circumstances, thereby offering a pathway to liquidity not previously available. This mechanism is expected to catalyze the mobilization of additional private capital by making impact investments more attractive and accessible to a broader range of investors, including asset owners, asset managers, and retail banks.



Fund

AGRI3 Fund

Form of SIFI Capital

First-Loss Equity

2 ZERO HUNGER





Asset Class

Partial Guarantees

Investment Amount

CHF 2 million

Cardano Development AGRI3 Fund is making strides towards sustainable agricultural practices and forest conservation, aiming to mobilize finance for projects that enhance rural livelihoods and protect natural forests.





Fund

Liquidity Guarantee Facility

Form of SIFI Capital

Investment

Asset Class

Private Equity

Investment Amount

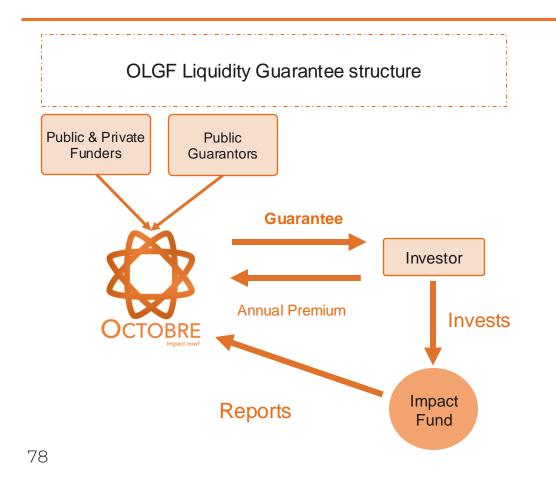
EUR 2 million

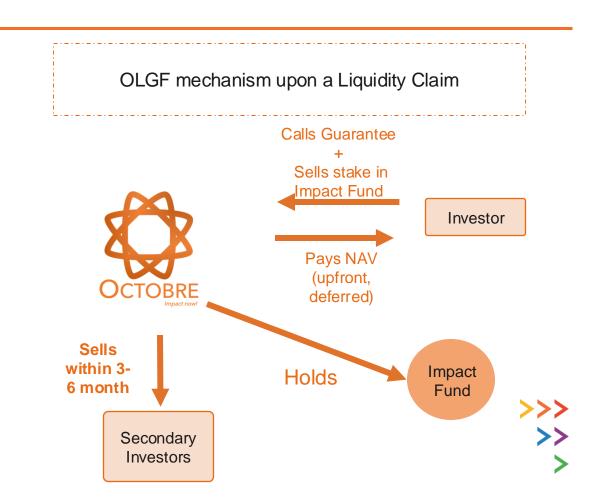


Mirova SLF2 focuses on reversing the adverse effects of deforestation and land degradation through sustainable forestry and agriculture, directly impacting climate resilience and biodiversity

## Octobre Liquidity Guarantee Facility

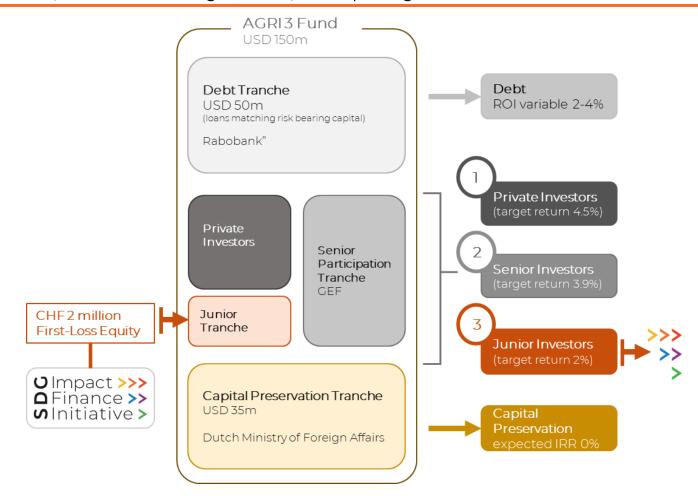
Octobre proposes a liquidity guarantee mechanism that enables investors to exit their participations in impact funds under any circumstances, thereby offering a pathway to liquidity not previously available.





## Cardano Development – AGRI3 Fund

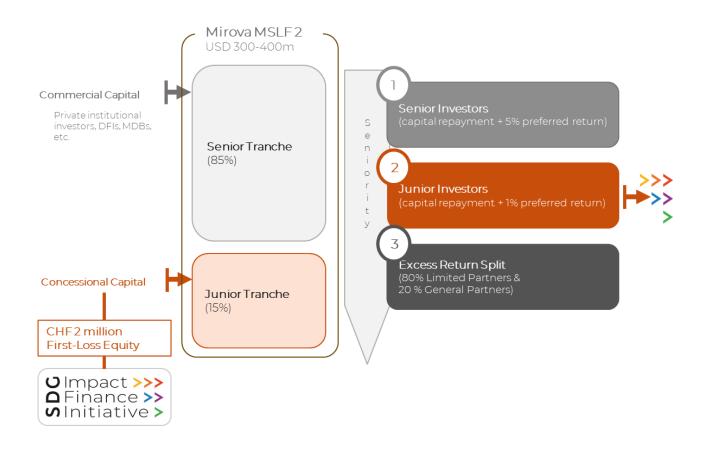
AGRI3 provides local currency guarantees and technical assistance to financial institutions to mobilize finance for investment projects that support sustainable agriculture, forest conservation, and rural livelihoods. They aim to mobilize over US\$ 1 billion in capital by 2032, focusing on the protection of natural forests, sustainable farming solutions, and improving rural livelihoods.





#### Mirova Sustainable Land Fund 2

MSLF2 is an impact investment fund that offers long-term debt and equity financing for commercially viable projects in sustainable agriculture and forestry, with a focus on regenerative agriculture, agroforestry, and certified food and fiber production.









## Pierre Oberle

Sustainable Finance and Financial Centre Development Advisor,

Ministry of Finance - Luxembourg



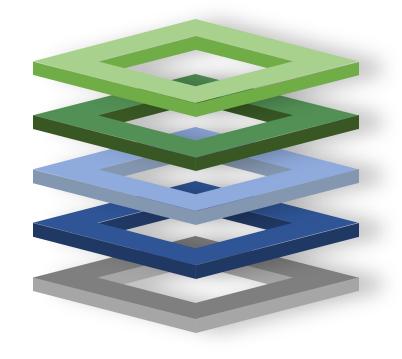


## BLENDED FINANCE INITIATIVES OF THE LUXEMBOURG MINISTRY OF FINANCE



The Luxembourg-EIB Climate Finance Platform (LCFP)

A trust fund to de-risk and mobilize private investments targeting climate change internationally.





Forestry and Climate Change Fund

A blended finance fund investing in degraded and secondary forests.



An international partnership to close the SDG financing gap by working on design, scaling, and strengthening impact finance solutions.



A public-private accelerator for emerging climate fund managers.



An umbrella platform to mobilize private capital towards impact finance.







An international partnership to stimulate the supply of green bonds in emerging markets.

# The Luxembourg-EIB Climate Finance Platform (LCFP)



- The **LCFP** was created by the European Investment Bank (EIB) and the Luxembourgish Government in 2017.
- > Its aim is to **mobilize private investments** targeting the fight against climate change internationally.
- > Investment by the Government of Luxembourg and the EIB.
- > Equity investments in junior tranches of layered funds.
- > To date, 6 climate funds have received investments:

Emerging Market Climate Action Fund (EMCAF)

Green for Growth Fund (GGF)

Land Degradation Neutrality Fund (LDNF)

Access to Clean Power Fund (ACPF)

Climate Resilience Solutions Fund (CRAFT)

The Urban Resilience Fund (TURF) B



#### The Forestry and Climate Change Fund (FCCF)



The FCCF is a blended finance fund investing in the **sustainable** management of degraded and secondary forests. The fund creates environmental impact through enabling biodiversity-rich forests to recover and support carbon sequestration.



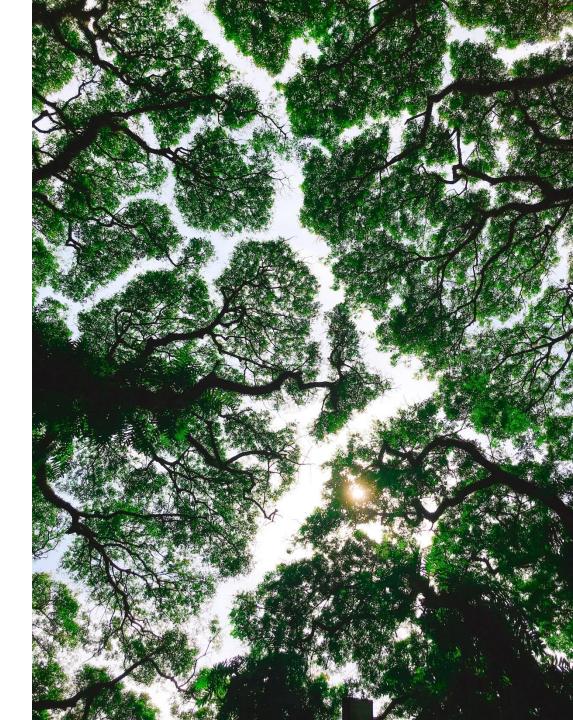
The FCCF aims to create positive social impacts by generating sustainable income streams for those living around the forests and secure a flow of ecosystem services.



The projects and initiatives reducing deforestation and forest degradation are located in Costa Rica, Guatemala, Mexico and Nicaragua.



The Luxembourg Government has invested in the fund and is represented in the **Investment Committee**.









#### **Luxembourg Earth Impact Fund (LEIF)**

- Launched by the Ministry of Finance as an umbrella fund, which will host further multiple blended finance impact sub-funds with the potential for different investment strategies.
- Designed to drive sustainable investment and create a positive impact on our planet.
- Its first sub-fund is the **Green Earth Impact Fund** (GEIF):
  - Schroders and its impact investment specialist BlueOrchard were selected as the AIFM and IM respectively.
  - The Ministry invested in the junior tranche, to mobilize the private sector and channel **investments in emerging and frontier markets** to the following sectors:



Climate change mitigation



Climate change adaptation



Sustainable use and protection of water and marine resources



Protection and restoration of biodiversity and ecosystems



Source: Luxembourg Ministry of Finance



#### The International Climate Finance Accelerator (ICFA)

- > Launched in 2017 as a public-private partnership, the ICFA is an innovative **two-year programme** that **accelerates emerging climate fund managers** and supports them in the different phases leading to the **launch of their impact funds** with positive climate effects.
- Since its launch, 34 fund managers were supported (over 239 candidatures examined) and more than USD 450 m committed to ICFA fund managers.







The International Finance Corporation (IFC) — a member of the World Bank Group — is the largest global development institution focused on the private sector in emerging markets.

The IFC improves the lives of people in developing countries by investing in private sector growth.

IFC connects economic development with humanitarian needs to create real progress for the people and places that need it most.

#### Mission:

For more than 60 years, we've leveraged the power of the private sector for global good. Today, we're using that experience to transform ideas into investments for green growth, inclusive jobs, and impactful projects.











#### **Green Bond Technical Assistance Program** (GB-TAP)



Launched in 2018 by the IFC with the aim to create a market for green bonds in developing countries.



GB-TAP provides technical assistance on green bond issuances and delivers global public goods through a range of activities and initiatives.



GB-TAP holds a unique convening platform to bridge developedmarket investors and emerging market issuers

GB-TAP brings leading market players to **share global best practices** and knowledge to stimulate the issuance of quality green bonds.



The Ministry of Finance **co-launched** the program and is a **donor**, together with Switzerland and Sweden.





#### **Amundi Planet Emerging Green One Fund (AP EGO)**

The IFC originated the Amundi Planet Emerging Green One Fund through this program with the technical assistance of the Ministry of Finance.

Objective of the fund is to stimulate demand for green bonds in emerging markets.

It was the world's largest green bond fund focused on emerging markets at the time (closed at \$1.42 billion in emerging market green bonds)

The GB-TAP complements the sustainable investment demand provided by the Amundi EGO fund to foster the supply of emerging market green bonds



#### The GB-TA Program is Composed of 6 Components

GLOBAL PUBLIC GOODS

## 1 TRAINING

- Executive Education
- e-Training/e-Diploma



## GREEN BOND PRINCIPLES DISSEMINATION

- Green Bond Principles
   Dissemination
- Network of providers for second opinions
- Develop templates for green bonds

## 3 CAPACITY BUILDING

- Enhance capacity of Second Opinion providers
- Provide quality review for first time issuers

## KNOWLEDGE SHARING

- Events/Workshops to educate stakeholders about green bonds
- Case Studies
- Research

POLICY SUPPORT

DIRECT
SUPPORT

• Advise to policy makers in select EM countries



- Direct support to FI issuing GBs
- Capacity building





#### The GB-TAP stimulates the growth of climate finance

Identify EM FIs with GB issuance potential Train and provide one-on-one support to equip EM FIs with technical knowledge to issue green bonds

EM FIs issue green bonds, thereby increasing market supply of climate financing of investment in climate projects which support climate adaption and mitigation







#### Six years later our deliveries and impact....



34 Executive training cohorts delivered globally with partners



1,300+ Trained FIs stakeholders (40%+ women)



363 Financial institutions trained

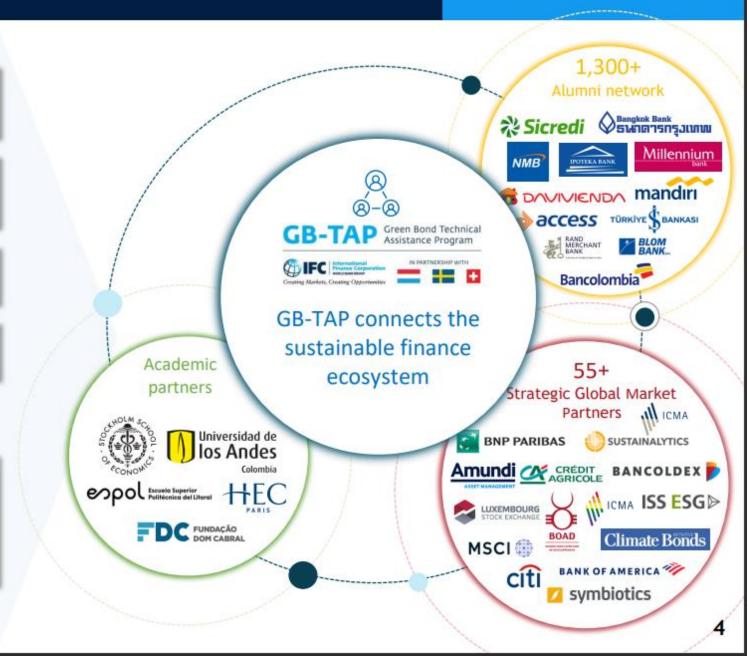


80 Emerging market countries' participants trained

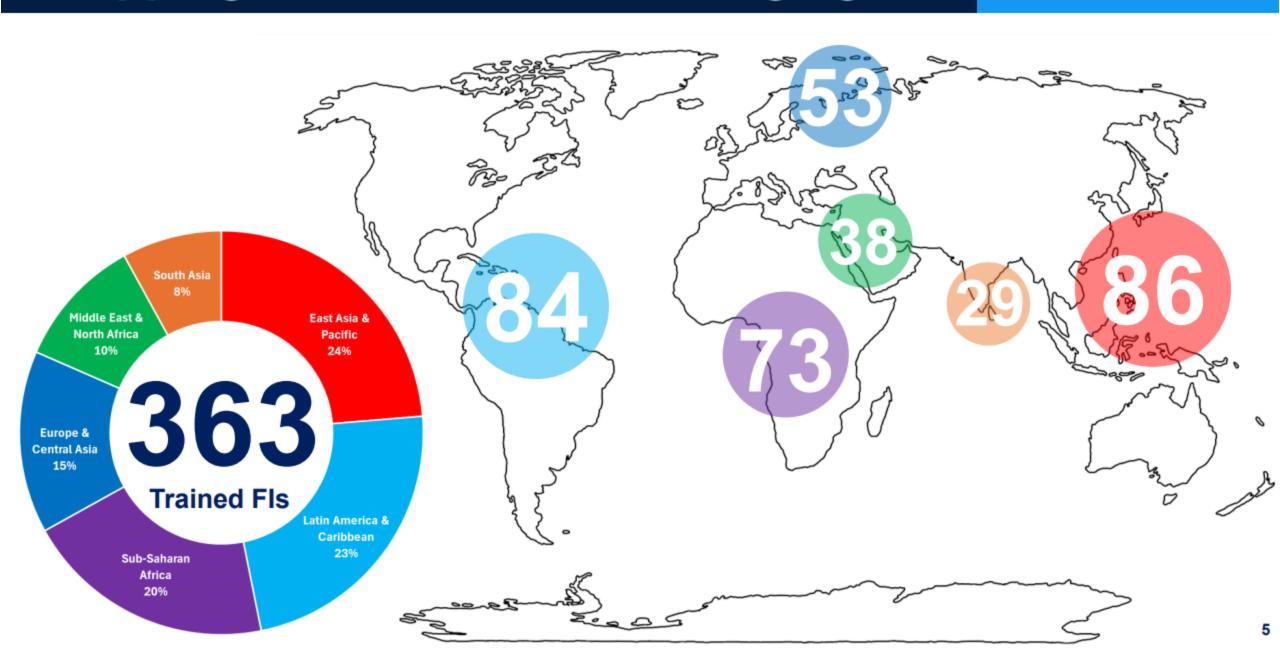




120 Green, social, and sustainability bond issuances/arranged from alumni Volume of \$11.8 billion+



## Mapping of FIs Trained in Emerging Markets



## Sample of FIs we have trained









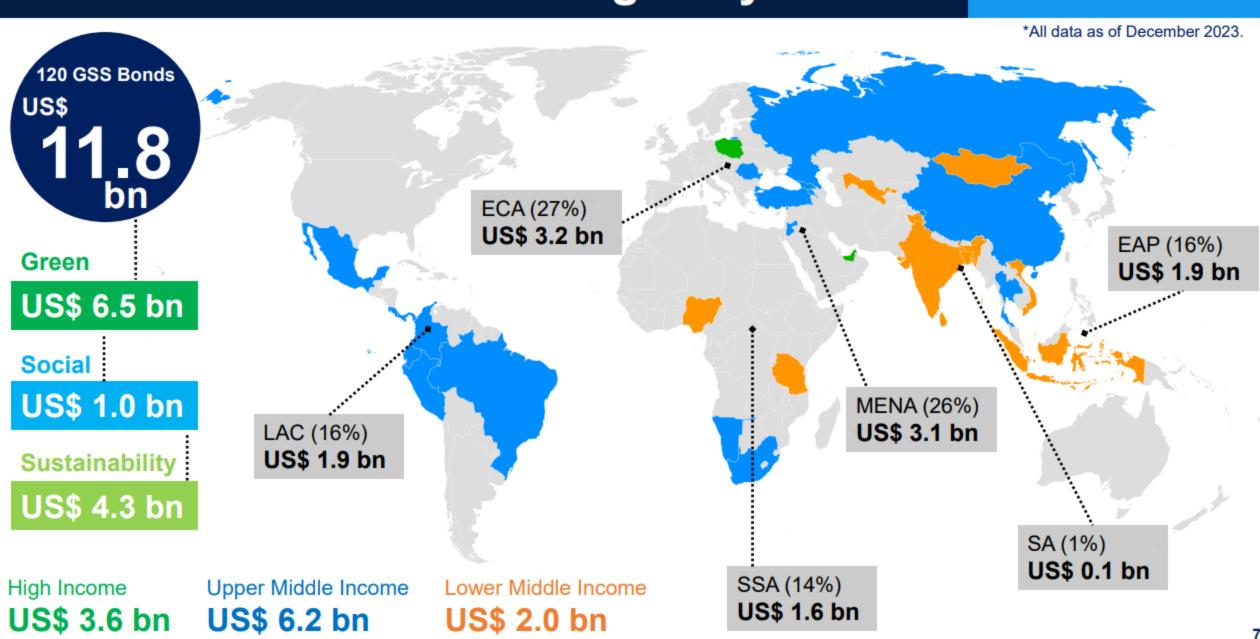




Europe and Central Asia



## GSS Bonds Issued/Arranged by GB-TAP Alums



## **GB-TAP GSS Bond Issuance: Impact & SMEs**







**Example of green projects which funding was allocated included:** clean transportation, solar panels, green buildings, pollution prevention and control projects, sustainable water management, sustainable agriculture and climate-smart farming.

**Example of social projects which funding was allocated included:** supporting women owned MSMEs, COVID 19 post-pandemic recovery of SMEs and helping households with limited resources to access housing.

#### Thought leadership and innovation influencing market development and standards



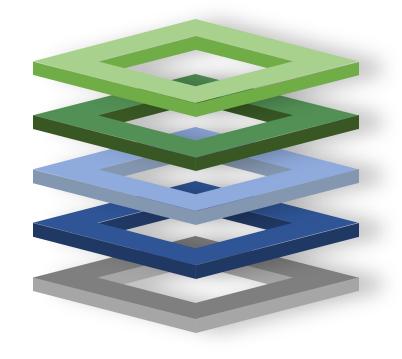


## BLENDED FINANCE INITIATIVES OF THE LUXEMBOURG MINISTRY OF FINANCE



The Luxembourg-EIB Climate Finance Platform (LCFP)

A trust fund to de-risk and mobilize private investments targeting climate change internationally.





Forestry and Climate Change Fund

A blended finance fund investing in degraded and secondary forests.



An international partnership to close the SDG financing gap by working on design, scaling, and strengthening impact finance solutions.



A public-private accelerator for emerging climate fund managers.



An umbrella platform to mobilize private capital towards impact finance.







An international partnership to stimulate the supply of green bonds in emerging markets.

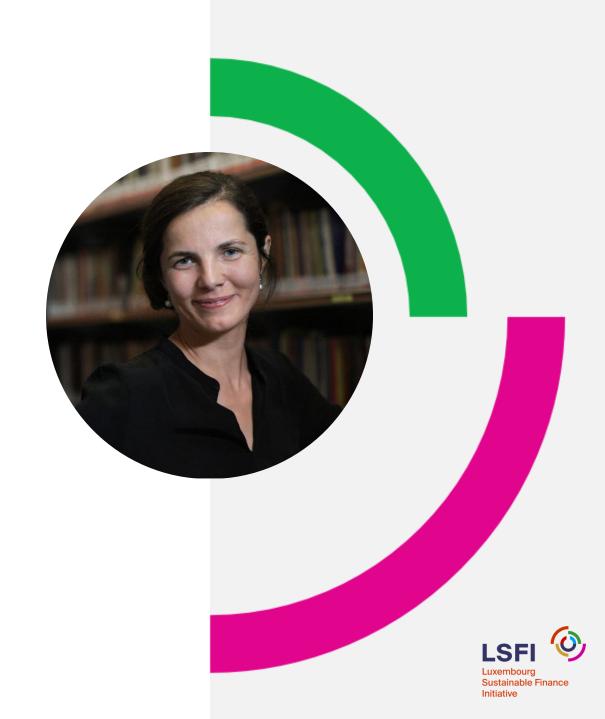
## **Masterclass**

How to integrate Human Rights into investment decisions



## Dr. Başak Bağlayan

Secretary General of Luxembourg's OECD National Contact Point for Responsible Business Conduct (RBC)





# How to Integrate Human Rights Into Investment Decisions

INTRODUCTION TO INTERNATIONAL HUMAN RIGHTS FRAMEWORK

LSFI MASTERCLASS, 18<sup>TH</sup> SEPTEMBER 2024

DR. BAŞAK BAĞLAYAN

# CONTENTS

# Global Human Rights Framework

### Business and Human Rights

- What are human rights?
- The foundation: UDHR
- The two Covenants: ICCPR and ICESCR
- Expanding the scope of protections
- Safeguarding human rights in Europe:

**ECHR** 

Human rights and SDGs

- From State duty to corporate responsibility
- BHR key milestones
- UNGPs
- OECD Guidelines
- OECD National Contact Points for RBC

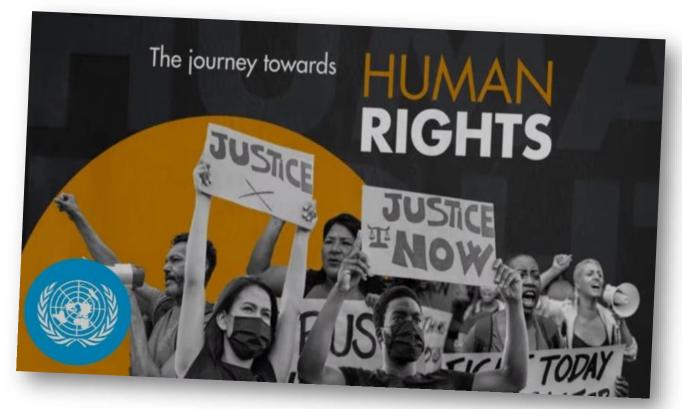
– Questions?

## What are human rights?

Human rights are the basic rights and freedoms that every individual is entitled to simply because they are human beings.

#### **Key features**

- Universality
- Inalienability
- Indivisibility



## Universal Declaration of Human Rights - <u>UDHR</u>



Eleanor Roosevelt, Chair of the UN Commission on Human Rights, presenting the UDHR in 1948.

- Adopted by the UN General Assembly in 1948
- Global response to prevent future atrocities after WWII
  - Drafted with global input, ensuring cultural and legal diversity
    - Comprises 30 articles on civil, political, economic, social, and cultural rights
- Serves as the foundation of international human rights
   law
  - The world's most translated document, with 577 translations

## Building on the UDHR: The two Covenants

	International Covenant on Civil and Political Rights (ICCPR) – 1966	International Covenant on Economic, Social and Cultural Rights (ICESCR) - 1966
Contents	Civil and political rights (1st generation)	Economic, social, and cultural rights (2 <sup>nd</sup> generation)
Monitoring	Human Rights Committee (HRC)	Committee on Economic, Social and Cultural Rights (CESCR)
Ratification	173 countries (2023)	171 countries (2023)

Together with the UDHR, the ICCPR and ICESCR form the International Bill of Human Rights.

## State Duties in Respect of Human Rights Protections

#### Three types of human rights duties:

- Respect
  - Refrain from infringing on human rights
- o <u>Protect</u>
  - Safeguard individuals from abuses by third parties
- o Fulfil
  - Take proactive measures to ensure rights are realized

#### Additional Considerations:

Obligations of conduct vs. Obligations of result

## Expanding the Scope of Human Rights Protections

Multilateral, regional, and bilateral treaties further the rights in the International Bill of Human Rights:

- International Treaties
  - Protect vulnerable groups (e.g., children, women, minorities)
  - Cover specific rights (e.g., freedom from discrimination)
- ☐ Regional Systems
  - Reflect local contexts and supported by regional courts and commissions
- ILO Conventions
  - Set minimum standards for workers' rights across industries
- National Protections
  - Constitutions and national human rights institutions
- ☐ Soft Law
  - Non-binding guidelines and declarations shape global human rights practices



#### Safeguarding Human Rights in Europe

- European Convention on Human Rights (<u>ECHR</u>): The first binding instrument giving effect to UDHR rights (1950)
- The European Court of Human Rights (<u>ECtHR</u>) upholds rights under the ECHR
- Human rights protections are extended to legal persons!





Strasbourg



Luxembourg











#### Impact of the European Convention on Human Rights

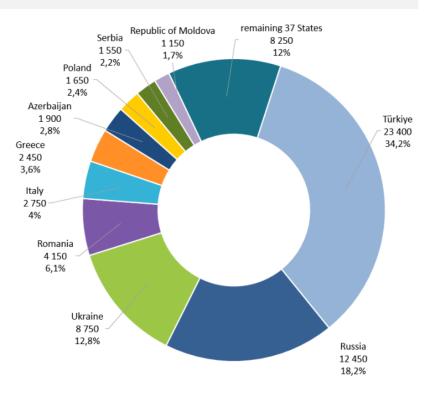
- States must provide redress and prevent future violations.
- Judgments often lead to reforms, benefiting the entire population by enhancing human rights protection.

#### The Convention provision which has been violated:









Breakdown of 68,450 pending applications for the high case-count States

Right to a fair trial

Protection of property

Right to liberty and security

#### Human Rights and SDGs: A Shared Agenda









9 INDUSTRY, INNOVATION AND INFRASTRUCTURE























- Right to Non-Discrimination (UDHR Art. 2) → SDGs 5 & 10
  - Right to Health (UDHR Art. 25) → SDG 3
  - Right to Education (UDHR Art. 26) → SDG 4
  - Right to Decent Work (UDHR Art. 23) → SDG 8
- Right to Clean Water and Sanitation (UDHR Art. 25) → SDG 6
  - Right to a Healthy Environment (Implied under UDHR &

ICESCR) → SDG 13

- Right to Food (UDHR Art. 25) → SDG 2
- Right to Participation in Public Affairs (UDHR Art. 21) -> SDG 16
  - Right to Adequate Housing (UDHR Art. 25) → SDG 11

#### From State Duties to Corporate Responsibilities

- BHR is concerned with how businesses impact human rights and how to prevent businesses from causing harm to people.
- Impact is <u>multi-dimensional and context-dependent</u>:
   Type of industry, county, local context, etc...
- Other related terms: CSR, BHR, RBC, ESG...



#### **BHR Milestones**

#### 1970s...

- UN Commission on Transnational Corporations (1974)
- OECD Guidelines for Multinational Enterprises (1976)
- ILO Tripartite Declaration of Principles Concerning Multinational Enterprises and Social Policy (1977)

#### 1980s and 90s...

Increase in company and multi-stakeholder initiatives.

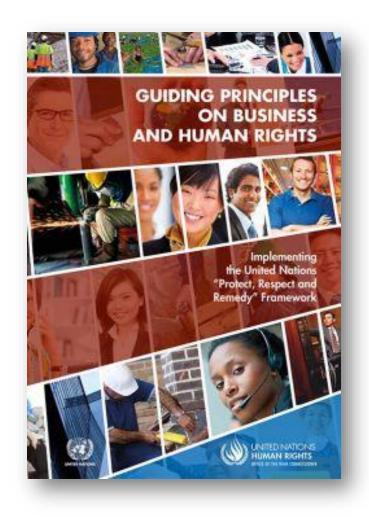
#### 2000s...

- UN Global Compact (2000)
- Draft Norms (2003)
- UN Guiding Principles on Business and Human Rights (2011)



Environmen

#### Global BHR/RBC Standards: UNGPs



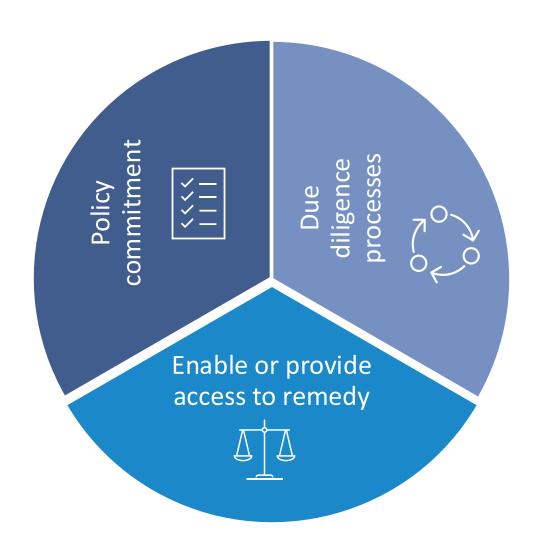


#### Scope of business human rights responsibilities

- ✓ Applies globally to all businesses
- ✓ Independent of state human rights obligations
- ✓ Applies beyond compliance with national laws
- ✓ Covers all internationally recognized human rights
- ✓ Greater attention required for vulnerable groups.
- Requires prevention, mitigation and, where appropriate,
   remediation of impacts



#### How to respect human rights?



- ✓ Policy commitment to meet their responsibility to respect human rights;
- ✓ Human rights due diligence process to identify, prevent, mitigate and account for how they address their impacts on human rights;
- **✓** Processes to enable the remediation.

#### OECD Guidelines for MNEs on RBC

- ✓ First adopted in 1976, revised and updated 6 times (latest June 2023)
- ✓ Most comprehensive international standard on responsible business conduct
- ✓ Applied in 50+ countries
- **✓ Unique implementation:** National Contact Points
- ✓ Aligned with other international RBC standards
- Reflected in emerging domestic/regional laws and regulations
- ✓ Incorporate expectation of RBC due diligence



#### OECD Guidelines: Highlights of the 2023 Updates



Recommendations
for enterprises to
align with
internationally agreed
goals on climate
change and
biodiversity



Introduction of due diligence
expectations on the
development, financing, sale,
licensing, trade and use of
technology, including gathering
and using data



Better protection for at-risk persons and groups including those who raise concerns regarding the conduct of businesses

Expanded due diligence recommendations to all forms of corruption



Recommendations on how enterprises are expected to conduct due diligence on impacts and business relationships related to the use of their products and services



Updated recommendations on disclosure of responsible business conduct information



Recommendations for enterprises to ensure lobbying activities are consistent with the Guidelines



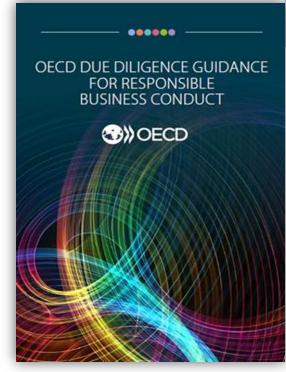
Strengthened procedures to
ensure the visibility,
effectiveness, and
functional equivalence of
National Contact Points on
Responsible Business
Conduct

#### OECD Due Diligence Guidance

 Updated Guidelines recommend that enterprises carry out risk-based due diligence in line with the OECD's 2018 Due Diligence Guidance.

- 2018 Guidance identifies cross-cutting due diligence actions and characteristics that are applicable across companies and sectors.

 Ongoing sector projects with more specific sectoral guidance.





#### OECD Due Diligence Guidance: Finance



Responsible Business Conduct for Institutional Investors (2017)

ENG | GER | SPA | POL | UKR | JPN | THA



Due Diligence for Responsible Corporate Lending and Securities Underwriting (2019)

ENG | SPA | GER | POL | JPN



Responsible Business Conduct Due Diligence for Project and Asset finance transactions

**Source**: https://mneguidelines.oecd.org/rbc-financial-sector.htm



#### SOURCE National Contact Points for RBC



- Agencies established by governments to implement the OECD Guidelines
- 51 NCPs vary in terms of form and structure, but all have to comply with the criteria of "functional equivalence"
- Twofold mandate:
  - to promote awareness and uptake of the Guidelines and related due diligence guidance
  - to handle complaints (known as "specific instances") as a non-judicial grievance mechanism
  - Policy coherence on RBC



#### Norges OECD-kontaktpunkt for ansvarlig næringsliv

ontaktpunktet skal bidra til å løse saker om etterlevelse av OECD: tningslinjer, og til å gjøre Retningslinjene kjent.

Mer informasjon om Norges nasjonale kontaktpunkt









#### NCP Specific Instances: Selected Examples

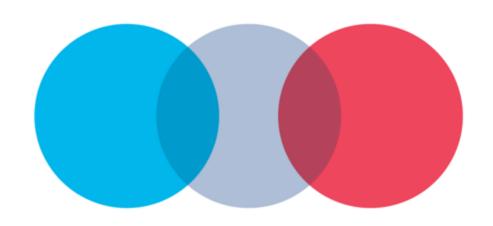


- Dutch NGOs and ING Bank (2017)
  - Review of ING Bank's compliance with OECD Guidelines on climate-related issues.
- ✓ Society for Threatened Peoples and Credit Suisse (2017)
  - Risks associated with the North Dakota Access Pipeline in the USA.
- ✓ EC and IDI vs Australia and New Zealand Banking Group (2014)
  - ANZ's alleged role in displacing & dispossessing Cambodian families.
- ✓ Friends of the Earth and Rabobank (2014)
  - Issues regarding Rabobank's investment in the palm oil sector in Indonesia.









# Thank you!

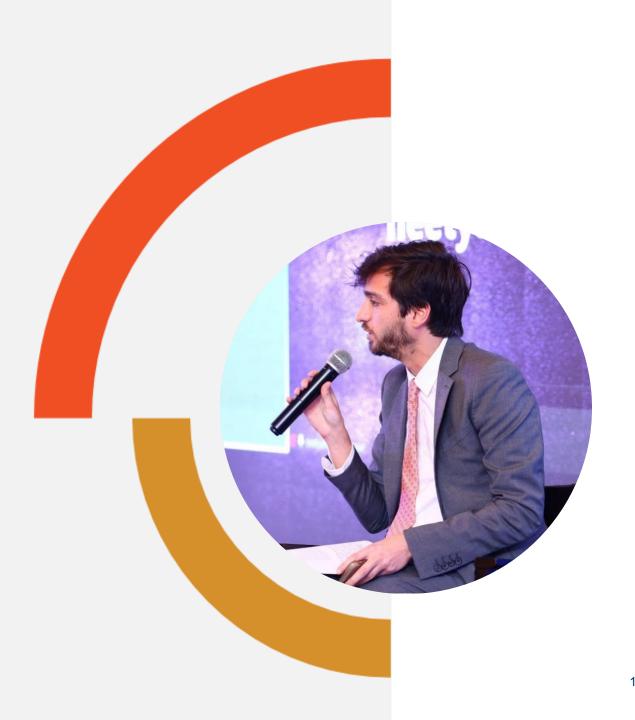
Başak Bağlayan

+352 247 84740

Basak.Baglayan@eco.etat.lu

https://pcn.gouvernement.lu/fr.html

@OECD\_NCP\_Lux



# **Benjamin Michel**

Analyst, OECD





#### How to integrate human rights into investment decisions?

The role of the OECD Guidelines and Responsible Business Conduct Due Diligence

**Master Class for Institutional Investors and Asset Managers** 

18 September 2024





#### What are the OECD Guidelines for Multinational Entreprises on RBC?



The OECD Guidelines for Multinational Enterprises on Responsible Business Conduct are recommendations by governments for businesses to align their activities with sustainable development and conduct due diligence to avoid adverse impacts on people, planet and society

scope



**Disclosure** 



**Human Rights** 



**Employment and Industrial Relations** 



**Environment** 



**Combating Bribery and other Forms of Corruption** 



**Consumer Interests** 



Science, Technology and Innovation



Competition



**Taxation** 

odi



Adhered to by 51 governments



Supported by a network of 51 National Contact Points for RBC, which have handled over 700 cases in 110 countries



75% of OECD countries have some form of regulation on sustainability due diligence in the supply chain



#### How is RBC reflected in regulatory and market developments?



**Sustainable Finance Disclosure Regulation** (SFDR) requires financial market participants to report on Principle Adverse Impacts, including the share of investments in "violations of"—or "lack of processes to ensure compliance with"—the **OECD Guidelines**.



**Taxonomy Regulation** sets out minimum social safeguards to prevent activities and investments from being regarded as "sustainable" if they do not align with minimum standards for RBC, including the **OECD Guidelines**, and requires companies to disclose information related to their "due diligence and remedy procedures".



**Corporate Sustainability Reporting Directive** (CSRD) and associated European Sustainability Reporting Standards (ESRS) include disclosure expectations on the undertaking's due diligence process (GOV-4), including how such process helped inform the materiality assessment (IRO-1). The **OECD Guidelines** are also reflected in topical ESRS (i.e., ESRS S1-17, S2-1, S3-1, S4-1) which relate to "non-respect of the OECD Guidelines" with regards to the undertaking's own workforce, workers in value chains, affected communities, as well as consumers and end-users.



**Corporate Sustainability Due Diligence Directive** (CS3D) draws on the **OECD Due Diligence Guidance for RBC**, laying out due diligence expectations consistent with the six-step framework and key principles of the risk-based approach. It covers financial undertakings only with regards to their upstream supply chain.

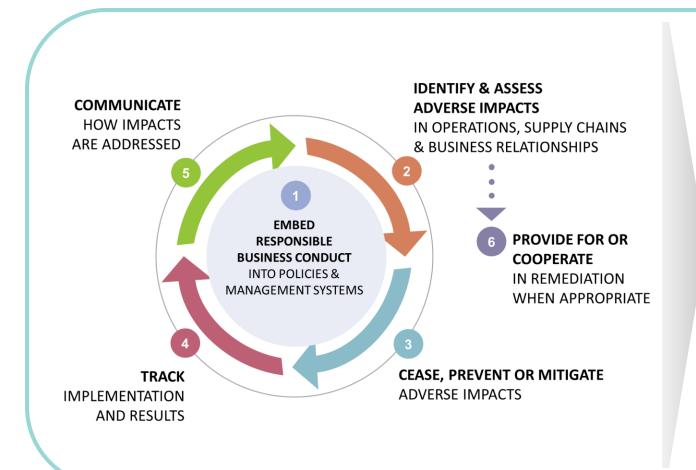
950 asset managers and 235 asset owners reported using the OECD Guidelines to identify human rights outcomes of their investments, representing USD24 trillion and USD10 trillion in AUM respectively



#### What is the OECD Due Diligence Guidance for Responsible Business Conduct?



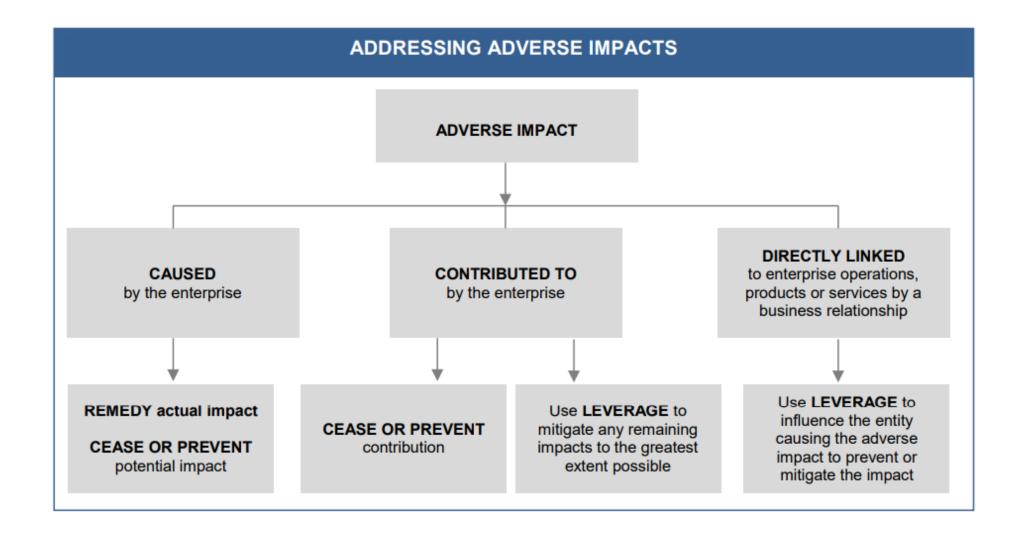
Due diligence is the process by which enterprises should identify, prioritise, prevent, mitigate and account for how they address adverse impacts on people and planet.



- Ongoing and dynamic
- Outward-facing
- **Risk-based**
- Government-backed
- Stakeholder informed
- Does not shift responsibility
- Accountability and remediation

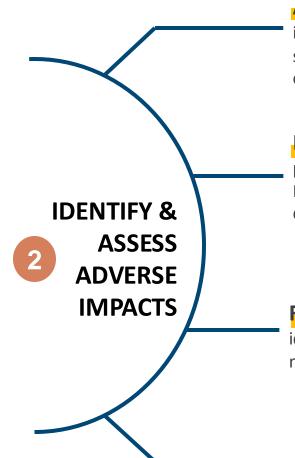


#### Understanding investors' relationship to adverse impact under the OECD Guidelines





#### RBC due diligence deep-dive: identifying human rights risks and impacts



**Apply a risk-based approach to risk identification**, based on severity and likelihood. This can start with identifying general areas where the risk of adverse impacts lies (based on e.g., geography, sectors, products, enterprises, stages of the value chain) and use this information as a basis for more detailed investigation, either individually or collaboratively.

Integrate and expand on existing risk screening process e.g., qualitative and quantitative risk evaluation prior to investment, and to inform investment decision-making and active ownership (as appropriate to the asset class). Regularly reassess portfolio and identified risk areas to capture changes and keep knowledge on risks and impacts up to date.

**Find ways to address information deficit** and use existing information and a combination of approaches to identify actual and potential impacts e.g., ESG research services and ratings, stakeholder engagement, grievance mechanisms and other reporting platforms can be used to alert investors about "red flag companies" in their portfolio.

**Enhance quality and availability of information** and consider engaging in individual and collaborative efforts to progressively seek to obtain more information from investee companies, and push for more disclosure on human rights risk. ESG research services and stock exchanges can also play a role in collecting additional information related to human rights risks



#### RBC due diligence deep-dive: tools for risk identification



**Sector risks** are prevalent within a sector globally due to the characteristics of the sector, its activities, its products and production processes



**Geographic risks** are conditions in a particular country which may make sector risks more likely.



**Enterprise-level risks** are associated with a specific enterprise



**Product risks** relate to inputs or production processes used in the development or use of specific products



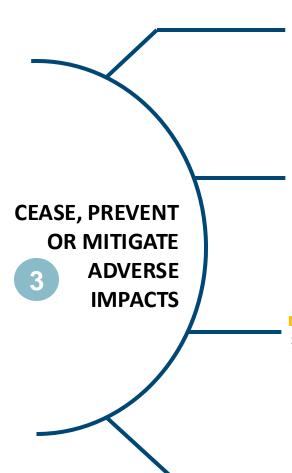
**ESG rating products and research** can provide useful information on backward-look actual impacts (i.e., controversy screening) but provide little information as to these general areas of risks. It is important to assess the availability of underlying ESG metrics and identify where additional research may be warranted to assess the full extent of potential material risks and impacts.



**Grievance mechanisms** or **stakeholder/investor platforms** are important sources of complementary information to alert investors about red flag companies in their portfolio.



#### RBC due diligence deep-dive: Seeking to prevent and mitigate human rights impacts



**Prioritise actions based on risk but consider other criteria when taking action** including how crucial the investee company is for the investor (informed by materiality); resource implications of engagement and whether engagement efforts are already underway; the credibility of the information as well as practical limitations to effect change.

**Build on existing stewardship activities to effect change** including through face-to-face meetings, the use of (proxy) voting and the attendance and speaking at AGMs to express views on RBC matters. There are ways to exert legal leverage through contractual provisions in case of company breach of covenants or RBC policies.

**Identify leverage limitations,** which are determined by factors such as minority shareholding, corporate ownership structures, characteristics of an asset class (e.g., sovereign bonds) or investee location. There are ways to increase leverage using collaborative initiatives, engaging with industry associations or policy makers to address root causes of risks.

**Consider divestment as a last resort** after failed attempts at mitigation or due to the severity of the adverse impact and after carefully weighing the impact of such a strategy. Temporary divestment or redesign of the investment strategy in the context of passive investment should be considered as alternatives.



#### Case study: stewardship strategies for asset managers

**Board engagement** is a typical form of stewardship strategy which includes meetings, letters, votes and resolutions on RBC-related matters, or filling direct roles in boards and management committees.

- A **UK Asset Manager** has updated its voting policies to automatically vote against the board of companies that score poorly on the World Benchmarking Alliance Social Benchmark
- A Dutch Asset Manager co-led a shareholder proposal forcing META to establish a Human Rights Risk Oversight Committee

**Collaborative action** through investor platforms are useful ways to pool information and resources, increase leverage (in case of minority shareholder) and more effectively address root causes of human rights risks and impacts.

- UN PRI established the *Advance Initiative* to address human rights risks in 40 minerals supply chains companies through collective stewardship efforts by 265 investors representing USD 35 trillion in AUM
- 135 investors representing USD 5.8 trillion AUM joined forces to directly engage the lowest scoring companies in the *KnowTheChain* apparel benchmark regarding their human rights due diligence

**Divestment** should be considered a last resort and after failed attempt at mitigation. Investors should also consider leverage over the company; how crucial the relationship is; the severity of the impact; and whether terminating the relationship will result in adverse impacts.

• Human rights concerns are the 4<sup>th</sup> most cited motivation for exclusion according to the *Financial Exclusion Tracker* 

#### RBC due diligence deep-dive: Providing for or co-operating in remediation

# Providing for or co-operating in remediation

## Financial institutions are expected to have grievance mechanisms in place that covers:

- Their own, or ones they participate in.
- Not expected to be specific to an individual client or established at the level of the specific operation the bank is financing.
- Some complaints may be referred to external processes.

#### Financial institutions can enable remediation through:

- Seeking to use leverage to encourage clients/project sponsor to provide for or cooperate in remediation:
- Including expectations regarding remediation as part of financing agreements
- Engagement and encouragement they engage in remediation processes in good faith



#### Case study: tailored approach to passive v. active investment strategies

#### **Active investments**

- Apply a risk-based approach (prior investment)
- Screen the whole public markets portfolio (e.g., listed equities and bonds) and update screening on regular intervals
- Triangulate information to ensure credibility, including by engaging with investee company
- Engage high-risk companies to prevent & address impacts including through collaborative initiatives
- Exercise leverage & use voting rights where appropriate
- Consider divestment as last resort

#### **Passive investments**

- Conduct due diligence on index provider and discuss RBC information needs and expectations
- Use indices to align investment with RBC policies and targets
- Screen the public markets portfolio included in index or investment product and update screening on regular intervals
- Exercise leverage over management & consider voting rights where appropriate
- Seek to revise indices to divest from high-risk companies as last resort
- Collaborate in RBC initiatives to address systemic issues

### **Barbara Bijelic**

Head of Regulation and Standards, OECD Responsible Business Conduct (RBC) Centre





#### How to integrate human rights into finance

The role of the OECD Guidelines and Responsible Business Conduct Due Diligence

**Master Class for Banks** 

18 September 2024





#### RBC due diligence: Identify and assess adverse RBC impacts

# IDENTIFY & ASSESS ADVERSE

**IMPACTS** 

#### First screen - Identifying significant areas of risk based on:

- Sectors
- Geography
- Enterprise-level risk
- Client on-boarding
- Periodic reviews
- Alerts on controversies
- Early warning mechanisms

#### **Second screen - Investigating potential issues through:**

- engagement with client;
- review of ESIAs;
- looking at independent sources
- Examining actual or potential impacts at activity or project level.

Broadly aligned with IFC Performance Standards and Equator Principles with some variation in scope and approach.







#### **RBC** due diligence: prevent and mitigate impacts

#### **PREVENT**

- Strengthening management systems at bank and client level
- > Exclusionary policies
- Conditions of finance including payment schedules
- > Training
- Incentives for clients

#### **MITIGATE**

- Engagement with clients to create action plan for ceasing and remedying impact
- Collaboration
- > Connecting clients with resources
- Terminating, suspending, not entering into future relationships

#### Responding to systemic issues

- Engagement in industry, multistakeholder initiatives oriented at addressing systemic issues
- Advocacy



#### What are the triggers for disengagement?

#### Four triggers for disengagement

#### The severity of the harm

Severity of harm is the most important consideration when determining whether a company can stay engaged while seeking to mitigate an RBC risk. Red lights include:

- Torture, cruel, inhuman and degrading treatment;
- Forced or compulsory labour;
- Worst forms of child labour;
- Widespread sexual violence;
- War crimes or other serious violations of international humanitarian law, crimes against humanity or genocide; and
- Direct or indirect support to non-state armed groups.

Failed attempts at preventing and mitigating

If attempts at mitigating severe RBC risks <u>fail</u>, a company needs to disengage.

For example, the Minerals
Guidance expects companies
to <u>suspend or discontinue</u>
<u>engagement</u> with a supplier if
there is <u>no significant</u>
<u>measurable improvement on</u>
<u>orange-light scenarios within</u>
<u>six months</u> from the adoption
of a risk management plan

Irremediable character

Some impacts are <u>severe</u>, <u>immediate and potentially</u> <u>irremediable</u> i.e., that it is not possible to <u>restore</u> the individual or environment to a situation equivalent to their past situation.

For example, the OECD Garment and Footwear Guidance states that production should not take place at a site if there are severe and immediate occupational health and safety risks to workers.

#### No reasonable prospect of change

It may not always be possible to prevent or mitigate impacts. For example, <u>certain</u> <u>products may be innately</u> harmful or certain risks may only be mitigated <u>through</u> <u>significant and prohibitive</u> <u>financial investments</u>.

For example, some investors have exclusion policies regarding companies involved in the production of cluster weapons, anti-personnel (land) mines, chemical and biological weapons, or coal production.



#### **RBC** due diligence: communicate

#### **Public Reporting**

#### on:

- RBC policies
- The implementation of policies
- Areas of significant risks and the significant adverse impacts identified, prioritised and assessed, as well as the prioritisation criteria (at the level of client portfolios or business areas).
- For high-risk projects/asset efforts to prevent and mitigate actual or potential adverse RBC impacts or cooperation in remediation as relevant, including where possible the outcomes of those efforts.
- Future RBC plans and targets (at the level of client portfolios or business areas).
- Exclusionary policies or decisions not to provide support or financing due to RBC issues.

#### Integrated in:







#### **Dealing with duties of confidentiality:**

- ✓ Protect confidential information
- ✓ Clarity about exactly what information can be disclosed, to whom and in what circumstances.
- ✓ Standardizing consent process (i.e. including in of loan covenants or systematically raising it during client onboarding)
- ✓ Anonymise and aggregate

#### RBC due diligence for banks: Providing for or co-operating in remediation

#### Banks are expected to have grievance mechanisms in place that covers:

- Their own, or ones they participate in.
- Not expected to be specific to an individual client or established at the level of the specific operation the bank is financing.
- Some complaints may be referred to external processes.

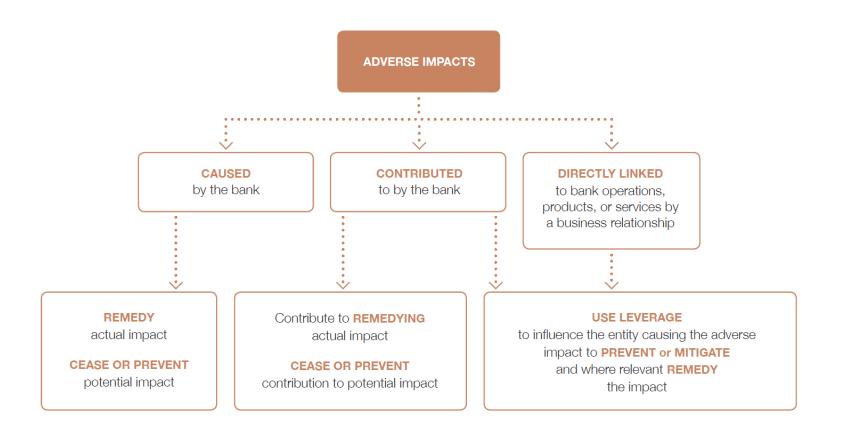
#### Banks can enable remediation through:

- Seeking to use leverage to encourage clients/project sponsor to provide for or cooperate in remediation:
- Including expectations regarding remediation as part of financing agreements
- Engagement and encouragement they engage in remediation processes in good faith

Providing for or co-operating in remediation



#### Understanding bank's relationship to adverse impacts under the OECD Guidelines



The degree to which the bank's activities increased the risk of the impact occurring by **facilitating or incentivizing** a client to cause an adverse impact;

The degree of **foreseeability** of the impact; and

The degree to which actions taken by the bank actually **mitigated or decreased** the risk of that impact.



# Milieudefensie/Friends of the Earth Netherlands, WALHI/Friends of the Earth Indonesia and SDI/Friends of the Earth Liberia and ING





# Crédit Suisse and Society for Threatened Peoples Switzerland (North Dakota Access Pipeline)





# ANZ Banking Group, and Inclusive Development International and Equitable Cambodia





### **More information:**

https://www.oecd.org/en/topics/responsible-business-conduct.html

https://www.oecd.org/en/topics/sub-issues/due-diligence-guidance-for-responsible-business-conduct/responsible-business-conduct-in-the-financial-sector.html

# Kamil Zabielski

Head of Sustainable Investment, Storebrand





# Human Rights DD for Asset Managers

**LSFI Master Class** 

Kamil Zabielski Head of Sustainable Investment

**Storebrand Asset Management** 













### Survey Questions on HR DD

- 1. Do you have a HR Policy?
- 2. Is HR Policy and responsibility anchored in top management?
- 3. Do you have in-house HR experts to conduct HR DD?

4. Do you screen your portfolios to identify HR risks?

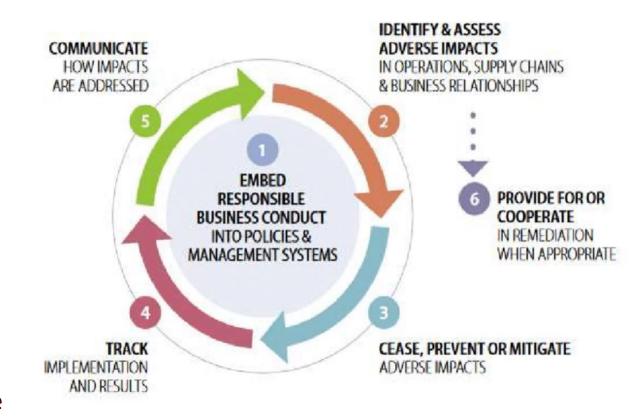
#### 5. How do you mange that risk:

- Do you engage on HR?
  - Investor Coalitions?
- Do you vote on HR related resolutions?
- Do you file/co-file shareholder resolutions on HR?
- Do you exclude based on HR violations/breach of OECD MNE?
- 6. Do you track &communicate your results?



#### HR DD Based on:

- UN Guiding Principles on Business and Human Rights
  - ILO conventions and international humanitarian law.
  - UN human rights conventions and declarations
- OECD Guidelines for Multinational Enterprises
  - OECD Guidelines for Responsible Business Conduct for Institutional Investors
- Norwegian human rights due diligence law (Transparency Act)
- EU Corporate Sustainability Due Diligence Directive (CSDDD)



1 A Human Rights Due Diligence process



### Outline:

- 1. Embed HRs: Internal organization, resources and Policy
- 2. Identify and assess HRs Risks
- 3. Managing HRs Risks (cease, prevent, mitigate)
  - Engagement on Human Rights
  - Escalation and Voting
  - Exclusion criteria and process
- 4.Track and Communicate
- 5.Challenges
- 6. Q&A





# 1. Embed HRs: Policy, Internal organization, and resources



#### **Storebrand**



Storebrand Asset Management

# Sustainable Investment Policy

Date:

Board of Directors, Storebrand Asset Management AS

20.10.202

CEO, Storebrand Asset Management AS



Storebrand Asset Management

# Deforestation Policy

Date: Document ow Board of Directors, Storebrand Asset Managerr 20.10.2023 CEO, Storebrand Asset Management AS Storebrand



Storebrand Asset Management

# Human Rights Policy

Date: Document owne Board of Directors, Storebrand Asset Management AS 20.10.2023
CEO Storebrand Asset Management AS

Storebrand

Storebrand Asset Management

Engagement and Voting Policy

Advanced by:

Baset of Directors: Storebrand Asset Management AS

**Storebrand** 



Storebrand Asset Management

# Exclusion Policy

### Our approach

**Reactive:** We will **not invest** in companies that contribute to severe and systematic breaches of international humanitarian law and human rights.

**Proactive:** We will **promote** the respect of human rights by:

- engaging with investee companies
- policymakers and standard-setting bodies
- to tackle systemic human rights risks
- create enabling environments for responsible business conduct
- grounded in respect for human rights and access to remedy for affected right-holders.







### Engagement





Institutions

Investors engage state-owned companies on Myanmar human rights issues

Governano

Major Nordic investors engage with downstream solar energy companies on human rights concerns

#### Platform Living Wage Financials

The Platform Living Wage Financials (PLWF) is an unprecedented alliance of 24 financial institutions that encourages, supports and monitors investee companies to enable living wages and living incomes in global supply chains.

More than 200 investors throw weight behind human rights engagement initiative

3M announces exit from PFAS manufacturing

Dec 20, 2022

RESPONSIBLE INVESTIN

Storebrand leads investor initiative to stop the deforestation of Brazil's Amazon

NEWS | NORDICS

#### **Storebrand Against the Metaverse**

NEWS

Investor coalition urges Amazon to 'come clean' on workers' rights issues

Social

'Not responsive': Investors doubling down on workers' rights at Nike ahead of AGM

It comes as Glass Lewis opposes resolution filed at apparel giant in response to alleged controversies in Cambodia and Thailand.

Social

Big investors back conflict area and child labour resolutions at Mondelez

Active ownership

#### Storebrand Asset Management places Eolus Vind under observation for human rights risk

Potential human rights violations due to negative impact of wind energy park on indigenous Sámi reindeer herders.

Joint Statement: Call on the European Parliament to adopt the EU's Regulation to prohibit forced labour products on the EU market

Story

# Norway: Financial giant Storebrand divests from IBM over human rights concerns

# Storebrand Asset Management excludes gaming giant Activision Blizzard

A number of other investors are concerned about the controversies around the company behind Call of Duty and Candy Crush, which is in the process of being acquired by Microsoft

# Private investor divests \$34.8m from firms tied to Dakota Access pipeline

Storebrand, a sustainable investment manager in Norway, hopes pulling shares from three groups will 'make some sort of impact' amid Defund DAPL movement

PRESS RELEASE - 1 MARCH 2022 13:25

## Storebrand excludes Russian companies from its portfolios

Institutions

UPDATED Storebrand axes Siemens Energy and Enel over Western Sahara links amid ceasefire breach



## Storebrand Risk & Ownership Team

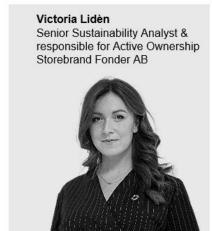
- Six core team members with broad and long experience in sustainability-related issues
- Different expertise and competence in the team, contributing to sustainability analysis: human rights and conflict, deforestation, climate, biodiversity, finance, SFDR, ESG data
- Responsible for sustainability analysis of companies, evaluation and management of ESG data, development of ESG tools for portfolio management.
- Primarily working with active ownership strategy, engagement, voting, the exclusion process, and policy development, +++

















# 2. Identifying and Assessing HR risk



### **Identifying and Assessing Risk**

#### **Identifying risk: Screening portfolio:**

- 1. Controversy screening
- ESG Data providers, CSOs, media.
- 2. High-risk sector and country analysis
  - High exposure sectors
  - High risk geographies
  - Company risk rating (how are they managing risks)

# Assessing Risk (risk to people and not financial risk):

Controversies in breach of HR policy = reactive engagement and evt. exclusion

High risk companies in high-risk sector /countries = proactive engagement



#### **Controversy Screening examples**

Indigenous Peoples rights

Workers Rights

Conflict: Ukraine, Myanmar, oPt, W.Sahara

**Product safety** 

Gender discrimination and sexual harassment

#### Country and sector risk example:

Solar Industry

Policy silicon supply chain in Xinjiang.

Risk = forced labour as salient.

Map supply chain and identify companies.

Other examples:

- -Cocoa/coffee in W. Africa
- -Cotton and textile sectors (Asia)
- -Big tech.... etc.





# 3. Managing HRs Risks (cease, prevent, mitigate)





# Engagement on Human rights



# Prevent and mitigate = proactive engagement

#### General Principles of engagement

- ✓ Creating shareholder value
- ✓ Aiming for positive impact
- ✓ Multi-stakeholder engagement
- ✓ Integrated approach
- ✓ Targeted engagement
- ✓ Leveraging Nordic position

#### Tools

- ✓ Collaborative engagement
- ✓ Individual engagement
- ✓ Proxy voting
- ✓ Observation list
- ✓ Exclusion

#### Proactive approach increases shareholder value

Being an active owner entails proactively identifying addressing areas for improvements and risks with an aim of supporting and creating shareholder value

#### **Focus on engagement with Nordic companies**

We leverage our strong position in the Nordics to promote change where we can have the highest direct impact

#### We engage individually or though collaborations

Direct dialogue with companies to call for improved sustainability work and increase responsibility but also collaborate with other investors to achieve greater influence and impact

#### We involve stakeholders, not only companies

Material and lasting change depends not only on the companies we invest in but the stakeholders making up the environment in which they operate and interact



### Engagement Focus areas 2024-2026



Engagement with focus on transition strategy of highest emitters

**Climate laggards** 

Lobbying



Commodity driven deforestation

Sustainable seafood

Extractives in biodiversity sensitive areas



Reducing inequalities and Just Transition (living wages, forced labour & supply chains)

Conflict and High-Risk Countries

**Digital Rights** 



Sustainability Disclosure (TCFD and TNFD in line with CSRD, Human Rights DD, SFDR/PAIs)



Policy Dialogue (IPDD, Finance for Biodiversity)





### Human Rights – Engagement examples



- December 2022:
  - 3M to end 'forever chemicals' production as pressure builds

- Conflict Areas and Occupied Territories (ex. oPt, Myanmar, Ukraine,)
- Just transition (ex. IP rights, communities, worker rights)
- Forced labour (ex. Xinjiang)
- 4 Living Wages (ex. Coccoa in W. Africa)
- Digital Rights (ex. child rights, mental health, privacy, surveillance, etc.)





#### Addressing forced labor in the Xinjiang region, China

Storebrand is part of the \$6.58trn **Investor Alliance on Human Rights** engaging with 48 companies to map their supply chains, and to identify and address forced labor: Cotton, textile and solar sectors

### Uyghur minority group in Xinjiang victims of forced labor

1+ million Uyghurs detained in camps in Xinjiang region

Several Western countries have imposed sanctions

Several large corporations source material from the region

Xinjiang supplies ~20% of the global cotton production and 35% of the world's polysilicon

#### Investor Alliance on Human Rights

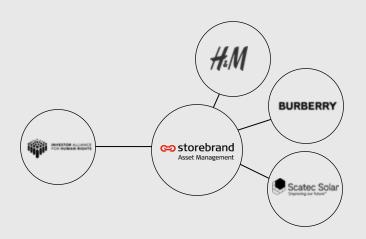
Number of institutional investors

Combined assets under management

65 \$6.58trn

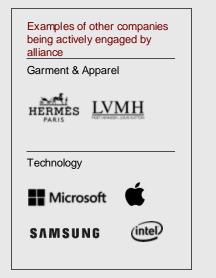


Storebrand has lead role in engagements with H&M, Burberry, and Scatec Solar



#### Asks:

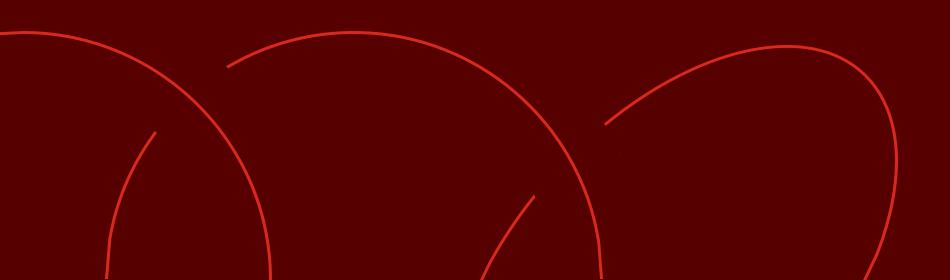
- -mapping of supply chains, in and outside of China
- -disengage suppliers connected with forced labor
- disclose efforts







# **Escalation and Voting**



# Voting: part of engagement/escalation process

#### How Storebrand votes

Voting a complement to our engagement activities

Vote in alignment with Sustainable Investment Policy

2022: votes at AGMs 1348, representing 68,6% of invested capital

### 2023: votes at 1999 AGMs, representing 90% of invested capital

Increasingly involved in filing/co-filing of shareholder resolutions as an escalation of engagement

#### Aim to vote at all;

- 1000 largest holdings
- 100 largest NWD and SWD companies
- All companies with active engagements = escalation
- All ESG specific resolutions and shareholder resolutions





<sup>\*</sup>Pre-declaration of votes 5 day in advance

## Voting on Social and Human Rights issues

#### **Environmental and social topics**

Proposal category	ESG Pillar	No. of proposals voted	No. of proposals voted in alignment with management recommendations	% voted in alignment with management recommendations
Environmental - Management Climate-Related Proposal	Е	11	9	82 %
Environmental - Reporting on Climate Transition Plan	Е	8	6	75 %
Environmental - Toxic Emissions	Е	2	2	100 %
Environmental - Community -Environment Impact	Е	3	1	33 %
Environmental - Report on Climate Change	Е	22	0	0 %
Environmental - GHG Emissions	Е	22	0	0 %
Environmental - Climate Change Action	Е	6	4	67 %
Environmental - Restrict Spending on Climate Change-Related Analysis or Actions	Е	3	3	100 %
Environmental - Proposals Requesting Non-Binding Advisory Vote On Climate Action Plan	Е	7	0	0 %
Environmental - Recycling	Е	8	0	0%
Environmental - Miscellaneous Proposal - Environmental	E	2	2	100 %
Environmental - Disclosure of Fossil Fuel Financing	Е	11	0	0 %
Environmental - Restriction of Fossil Fuel Financing	E	17	14	82 %
E&S Blended - Approve/Amend Corporate Social Responsibility Charter/Policy	E, S	2	2	100 %
E&S Blended - Accept/Approve Corporate Social Responsibility Report	E, S	24	23	96%
E&S Blended - Establish Environmental/Social Issue Board Committee	E, S	1	0	0%
E&S Blended - Link Executive Pay to Social Criteria	E, S	4	0	0 %
E&S Blended - Genetically Modified Organisms (GMO)	E, S	1	1	100 %
E&S Blended - Product Toxicity and Safety	E, S	5	1	20 %
E&S Blended - Miscellaneous - Environmental & Social Counterproposal	E, S	34	34	100 %
E&S Blended - Miscellaneous Proposal - Environmental & Social	E, S	6	3	50 %
E&S Blended - Climate Change Lobbying	Е	7	0	0 %
Social - Approve Charitable Donations	S	16	11	69 %
Social - Approve Political Donations	S	57	57	100 %
Social - Black Economic Empowerment(BEE)Transactions (South Africa)	s	1	1	100 %
Social - Board Diversity	S	4	0	0 %
Social - Human Rights Risk Assessment	S	14	0	0 %
Social - Improve Human Rights Standards or Policies	s	15	1	7%

#### **Environmental and social topics (continues)**

Proposal category	ESG Pillar	No. of proposals voted	No. of proposals voted in alignment with management recommendations	% voted in alignment with management recommendations
Social - Operations in High Risk Countries	s	16	13	81 %
Social - Data Security, Privacy, and Internet Issues	s	5	0	0 %
Social - Racial Equity and/or Civil Rights Audit	s	12	0	0 %
Social - Miscellaneous Proposal - Social	s	22	0	0 %
Social - Political Spending Congruency	s	10	0	0 %
Social - Report on Pay Disparity	s	1	1	100 %
Social - Prepare Tobacco-Related Report	s	2	2	100 %
Social - Avoid Support of Abortion-Related Activities	s	1	1	100 %
Social - Facility Safety	s	3	0	0 %
Social - Weapons - Related	s	2	0	0 %
Social - Review Drug Pricing or Distribution	s	9	0	0 %
Social - Prepare Report on Health Care Reform	s	6	1	17 %
Social - Charitable Contributions	s	2	2	100 %
Social - Political Contributions Disclosure	s	14	4	29 %
Social - Political Lobbying Disclosure	s	15	0	0 %
Social - Political Activities and Action	s	1	1	100 %
Social - Report on EEO	s	8	0	0 %
Social - Labor Issues - Discrimination and Miscellaneous	s	11	2	18 %
Social - Gender Pay Gap	s	11	0	0 %
Social - Workplace Sexual Harassment	s	1	0	0 %
Social - Animal Welfare	s	9	4	44 %
Social - Animal Testing	s	1	1	100 %
Social - Animal Slaughter Methods	s	1	1	100 %
Total		476	208	44 %



### Co-filing Human rights resolutions examples

Meta: 3 resolutions

- Dual shareholder class structure
- HR DD on Metaverse
- Content moderation (hate speech)

Amazon: 2 resolutions

Labour rights and freedom of

Association





#### Observation list – Escalation

#### Storebrand asks Eolus Vind AB to:

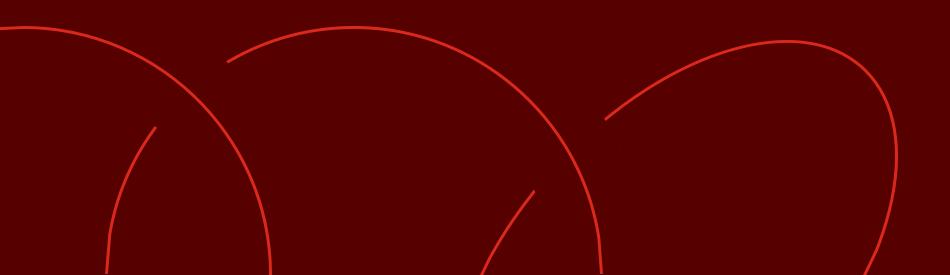
- 1) Carry out a new and proper consultation process, with Jillen-Njaarke reindeer herding district, to seek their Free, Prior and Informed Consent (FPIC) about the wind park's continued operation, including mitigating measures that should be taken to allow unhindered access to winter grazing area number 5.
- 2) Adopt a policy on respect for indigenous peoples' rights, to be applied in all the company's projects henceforth.







# Exclusions



### Firmwide exclusion criteria – applicable for all funds





<sup>\*</sup> Companies may be excluded on the basis of several criteria

<sup>\*\*</sup> For conduct-based exclusions, we have separated the analysis from the decision making. Decisions on exclusion and inclusion are done by a council of group level directors and are presented in an anonymous format to preserve the objectivity in the process. For product-based exclusions, given their binary nature — most of these are automated. In addition, the funds adhere to extended exclusion criteria.

<sup>\*\*\*</sup> Investment Office is comprised of, inter alia, SAM ŒO, all Investment Directors from SAM, and Head of Risk and Ownership (R&O). A decision for exclusion is presented by R&O Team based on previous precedence. Investment Office can send case further for final decision to Investment Committee.

#### Can lead to exclusion depending on response from company (ex.)

#### Ongoing serious or systematic violations of:

- Worker and Labour Rights
- Indigenous Peoples rights
- Human rights in conflict: Ukraine, Myanmar, oPt, W.Sahara
- Product safety
- Gender discrimination and sexual harassment



# EX. 24 + companies currently excluded for Human Rights violations linked to OpT

Alstom

Bank Hapoalim

Bank Leumi

Cemex

**Elbit Systems** 

Heidelberg Cement AG

Israel Discount Bank

Mizrahi Tefahot Bank

**Motorola Solutions** 

General Electric

Israel Chemicals

Shapir Engineering & Industry Ltd.

Paz Oil

Orbia

Bezeq

**Enlight Renewable** 

Ashtrom Group

Electra Ltd.

Shikun and Binui Ltd.

Shapir engineering

Elco Itd

Danya Cebus

CAF

IBM

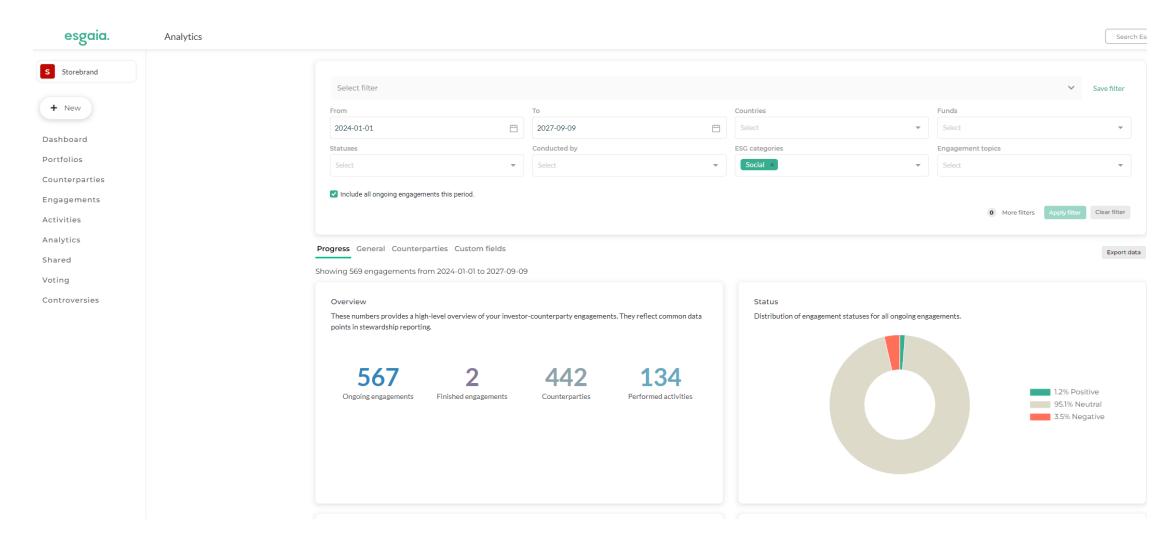
NB: Additional companies have been formally excluded but have fallen out of investment universe – therefor not on STBs public exclusion list. Moreover, many companies from various lists (UN, Who Profits, Fagforbundet, ect.) may not be formally and publicly excluded – this can be because we have no investments, the companies are not in our investment universe, we have on-going engagement with the company, or we do not assess them to be in breach of our HR exclusion criteria.



# 4. Track and Communicate

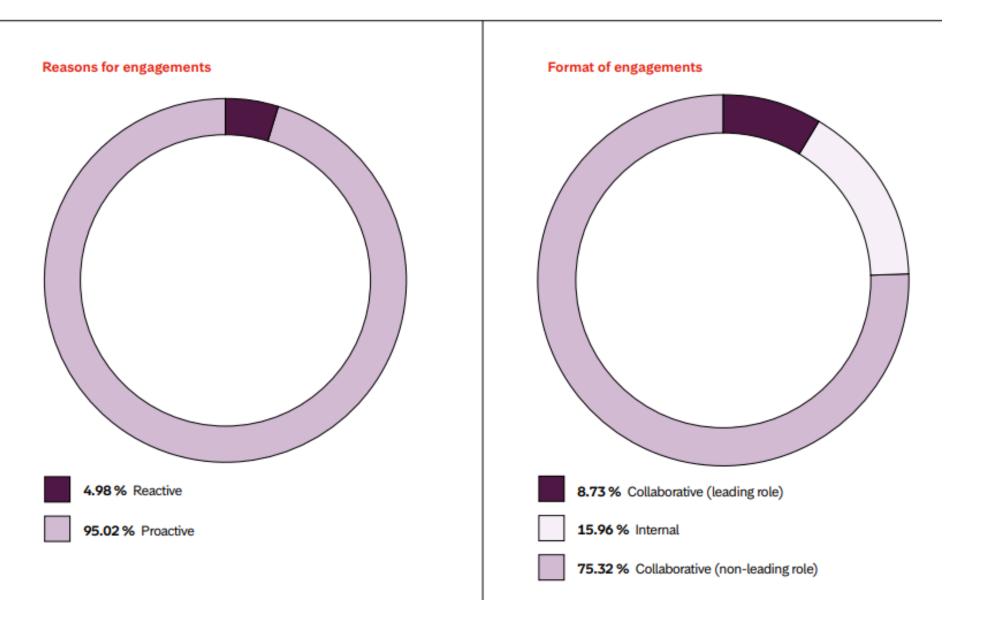


### Internal tracking of engagement progress





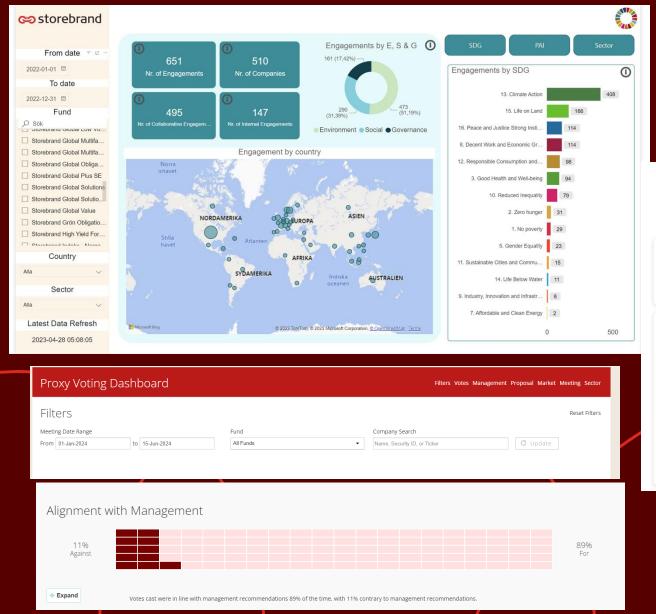
#### Why and how we engaged







#### Public engagement & voting data – transparency



#### Our engagement in numbers

## Storebrand Exclusion List Q1 2024

Exclusion category:	
Conduct-based exclusion - Environment	20
Conduct-based exclusion - Corruption and Financial Crime	9
Conduct-based exclusion - Human Rights and International Law	60
Tobacco	27
Controversial weapons	40
Climate - Coal	114
Climate - Oil sands	5
Climate - Lobbying	4
Arctic drilling	0
Deep-sea mining	1
Marine/riverine tailings disposal	4
Deforestation	14
Cannabis	0
State-controlled companies	15
Total number of companies	298*

- SK Inc.
- · Southern Copper Corp.
- . Tokyo Electric Power Co. Holdings, Inc.
- Vale SA
- · Vedanta Ltd.
- Volkswagen AG
- . Zijin Mining Group Co., Ltd.

#### Conduct-based exclusion - Corruption and Financial Crime

- · China Railway Group Ltd.
- Gerdau SA
- JBS SA
- Korea Electric Power Corp.
- Leonardo SpA
- · Olympus Corp.
- · Teva Pharmaceutical Industries Ltd.
- Wirecard AG
- ZTE Corp.

#### Conduct-based exclusion - Human Rights and International Law

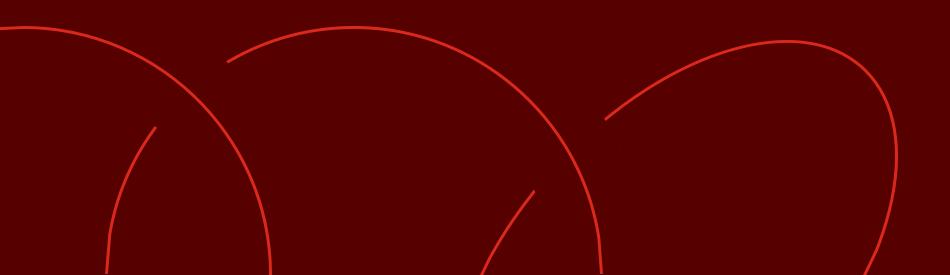
- Activision Blizzard, Inc.
- Alstom SA
- · AviChina Industry & Technology Co., Ltd.
- Bank Hapoalim BM
- . Bank Leumi Le-Israel Ltd.
- Bayer AG
- . Bezeq The Israeli Telecommunication Corp. Ltd.
- Bharat Electronics Ltd.
- CEMEX SAB de CV
- Centrais Elétricas Brasileiras SA
- China Petroleum & Chemical Corp.
- Cognyte Software Ltd.
- Construcciones y Auxiliar de Ferrocarriles SA
- Daewoo International Corp
- Delek Group Ltd
- . Dongfeng Motor Group Co., Ltd.







## 5. Challenges



Social

## 'We need green energy, but there is an Indigenous people's rights threshold you can't cross'

- 1.Data and information gaps on human rights risks
  - coverage, quality, methodology = varies across the ESG data providers
  - do not cover certain conflicts and human rights risk areas
  - clients screening against specific data providers
- 2.Green transition vs. respect for human rights
- 3.SFDR Regulation
  - PAI 10 Breaches of OECD MNE Guidelines/UNGPS
- 4. CSDDD
  - Asset managers not in scope of regulation however required to disclose and report on human rights risks (SFDR PAIs)





## Patricia Nicolau

Environmental, Social/Human Rights Advisor, FMO





# HUMAN RIGHTS IN FMO DECISION MAKING



#### **HUMAN RIGHTS | OECD Guidelines for Multinational Enterprises**



Enterprises should carry out human rights due diligence to identify, prevent, mitigate, and account for how they address their impacts on human rights. This involves proactive due diligence, preventing or mitigating adverse impacts, ensuring remediation when necessary, and maintaining transparency and accountability in their practices.

Due diligence should be a continuous process involving:

- ➤ Identifying actual and potential human rights risks.
- ➤ Integrating and acting on the findings to prevent or mitigate risks.
- ➤ Tracking the effectiveness of measures taken.
- Communicating how impacts are being addressed to stakeholders.

## **HUMAN RIGHTS | Our journey**



2013	2016	2017	2018	2019
we commited to upholding the UNGPs	we signed the Dutch Banking Sector Agreement	launch of our Human Rights (HR) Position Statement	development and testing of direct human rights toolkit	development and testing of indirect human rights toolkit
	Denkwerk No.	presented implementation plan to civil society	issued our 1st human rights report	Integrated our 2 <sup>nd</sup> human rights report in our annual report
			HUMAN RIGHTS An integral part of our investment approach Human rights progras roport	
			Cotalus 2017 - Suprandur 2018	

### **HUMAN RIGHTS | Our journey**



2020	2021	2022	2023	2024
Issued the 2 <sup>nd</sup> integrated human rights report in our annual report	Issued the 3 <sup>rd</sup> integrated human rights report (annual report)	Issued the 4 <sup>th</sup> integrated human rights report in annual report	EDFI alignment on human rights guide and toolkit	working on: - Remedy - Responsible exits
ANNUAL REPORT  200 200  Columns  Column		launch of FMO website on Human Rights  The Implementation of our human rights commitment -	issued our 5 <sup>th</sup> Integrated human rights report	- ICM policy update
		FMO	launch of FMO Supply Chain toolkit with human rights lens	
Launched the human rights defenders protocol			Supply Chain Risk Assessment and Management Toolkit (alliancebioversityciat.org)	<u>O</u>

#### **OUR SALIENT HUMAN RIGHTS ISSUES**





I Right to life



IV Right to an adequate standard of living



Il Right to decent work



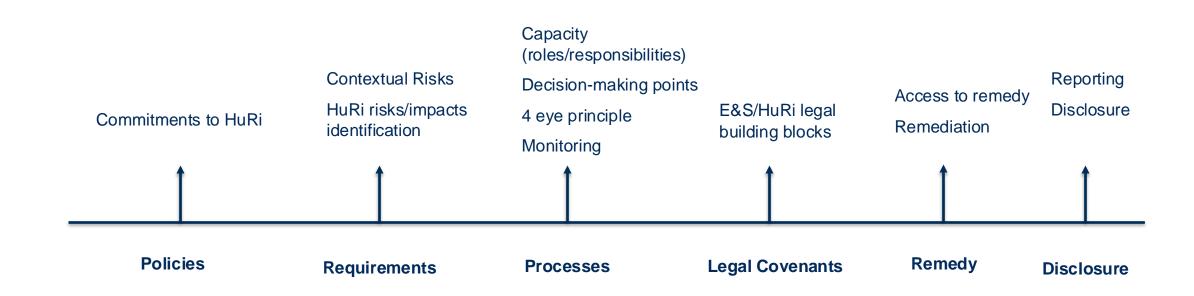
III Rights of vulnerable people



V Right to not being subject to cruel and inhumane or degrading treatment

#### **E&S AND HUMAN RIGHTS | KEY AREAS**





#### **HUMAN RIGHTS | FMO policies**



#### Firm Commitment:

- Implement the United Nations Guiding Principles on Business and Human Rights (UNGPs) & OECD guidelines
- Human Rights Position Statement

Respect human rights by explicitly and systematically addressing human rights in due diligence and across our investment process

#### **HUMAN RIGHTS | FMO REQUIREMENTS**





#### **E&S AND HUMAN RIGHTS | INVESTMENT PROCESS**



Site visit · Engage Specialist Consultant · Review of and respond to and/or Local Consultant monitoring reports, incident Further Contextual Risk reports and consultant. Assessment, incl. risks to Human monitoring reports Fit with FMO strategy? Rights (and Environmental) Client visits Defenders. Initial assessment against the Prepare contract(s), including Address with client any Exclusion List and the ESAP, E&S conditions and E&S. · FPIC or BCS Check implementation problems related Investment Criteria building blocks to E&S matters Land Governance Assessment Ongoing check of FPIC or BCS Ex-post disclosure FP: including summary of Annual Customer Credit Review above, draft ESAP and other E&S contract conditions Clearance Disburse-Client Appraisal Approval Contracting Monitoring **Ending** selection ment Principle E&S Rapid Screen: desk-based · Credit advice including Ensure Responsible identification of main E&S and E&S/Human Rights risks and Human Rights risk areas for further Verify the fulfilment of mitigants due diligence. conditions for Provide E&S input · Additional conditions if needed disbursement, ESAP into the Exit Memo Pre-CIP Contextual Risk Screening. and other E&S clauses. and Ending Notice Ex-ante disclosure. including early warning' screening for risk to Human Rights (and FP decision Environmental) Defenders · FPIC or BCS required? CIP: Including summary of the above and further DD approach

Sustainability Information System (SIS

#### **TOOLS & TRAINING** for direct and indirect investments



#### We developed human rights toolkits for both indirect and direct

- to ensure systematic and structured implementation of human rights assessment;
- toolkits are complementary to the IFC Performance Standards and for direct investments it includes guidance on broad community support, free prior and inform consent, land issues and contextual risk analysis.

#### We developed trainings on human rights

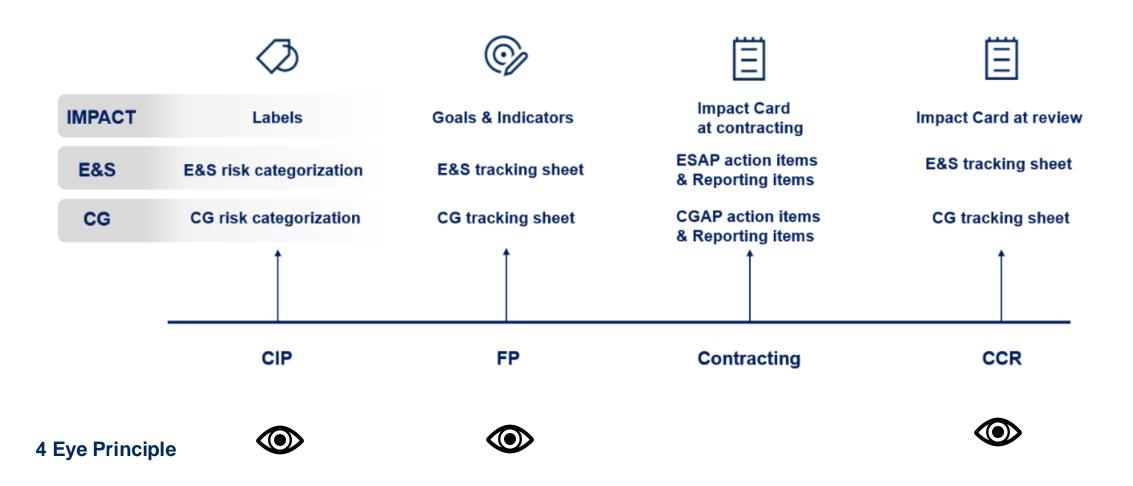
- FMO staff followed e-learnings on the foundations of human rights (mandatory)
- Environmental & Social officers receive training, job mentoring and coaching on human rights

#### We systematically include human rights in our due diligence

 We have incorporated human rights assessment and decisions at all levels of FMO's investment process including in our four-eye principle check.

#### **E&S AND HUMAN RIGHTS | HURI OUTPUT**





#### **HUMAN RIGHTS | direct toolkit**



#### **CLEARANCE IN PRINCIPLE**

- Conduct contextual risk assessment
- Early-warning screening for risks to human rights defenders
- Assessment of Broad Community
   Support (BCS) / Free, Prior and
   Informed Consent (FPIC)
- · Human rights risks present

#### **FINANCIAL PROPOSAL**

Due diligence, on the ground

- Further assessment of contextual risk
- More systematic assessment of BSC and FPIC
- Further assessment of human rights defenders
- Environmental & social action plan with human rights mitigation actions lined to contract.

#### **MONITORING**

- Addressing problems with implementation of environmental & social /human rights due diligence and human rights emergencies
- For newly identified human rights risks set up corrective action plans



#### **HUMAN RIGHTS** | indirect toolkit



#### **CLEARANCE IN PRINCIPLE**

- Regional/ country focus
- Sector focus
- · Human rights risks present
- Critical voices facing risks of oppression

#### **FINANCIAL PROPOSAL**

- Better understanding of contextual risks and relation to Financial Institutions/ Fund manager and respective portfolio
- · Possible mitigants against these risks
- Gap between current status and where we want them to be

#### **MONITORING**

- Annual update of contextual human rights risks
- Newly identified human rights risks
- Environmental & social action plan implementation and compliance



"We really try to engage with the community and not only donate money but to be a part of those social projects"

Carolina Baltodano, Environmental and Social Coordinator at CMI Energía's wind farms in Cost Rica

#### **HUMAN RIGHTS | A complementary approach**



#### The IFC Performance Standards lens

- Materiality
- Looks at project impacts as impacts to people
- Impacts can be traded (offset/ compensated)

#### The human rights lens -

- Saliency
- Looks rights holders whose rights are infringed by project activities
- Human rights cannot be traded, offset, compensated, but can be prioritized
- Some vulnerable groups that are not as explicit (E.g. Child rights)

The human rights lens complements the IFC Performance Standards providing us with a more holistic, more integrated approach to project impacts & rightsholders.

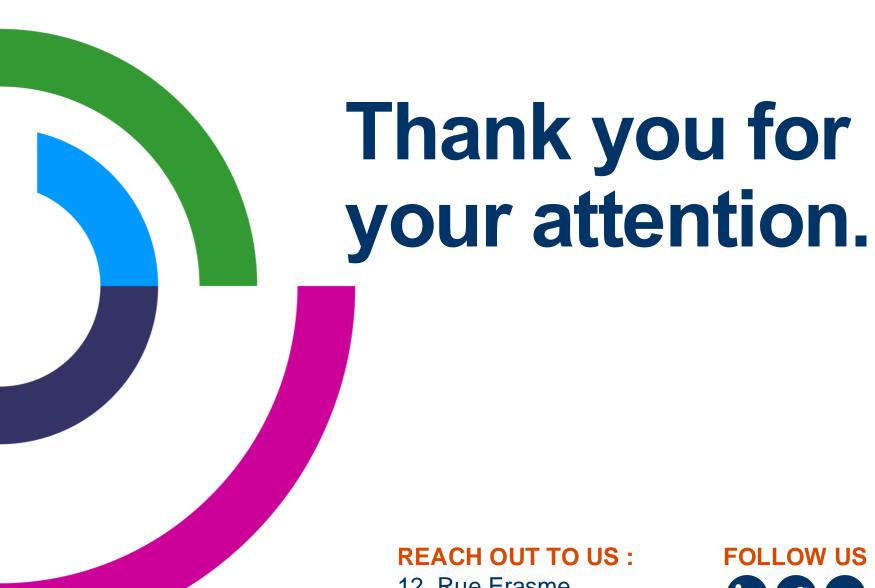
## Disclaimer

The content of this presentation has been produced for the LSFI Summit, organised on 18<sup>th</sup> September.

It does not constitute training or educational material. You should not rely on the information contained in this presentation as a basis for making any business, legal or other decision.

In addition, this presentation is confidential and for individual use only, therefore it can't be copied or reproduced. However, the content sources can be found throughout the slides and can be consulted for further information on the matter.





12, Rue Erasme L-1468 Luxembourg info@lsfi.lu • lsfi.lu









