# ASI Standards Committee Teleconference

01-02 April 2020



### Antitrust Compliance Policy

Attendees are kindly reminded that ASI is committed to complying with all relevant antitrust and competition laws and regulations and, to that end, has adopted a Competition Policy, compliance with which is a condition of continued ASI participation.

Failure to abide by these laws can have extremely serious consequences for ASI and its participants, including heavy fines and, in some jurisdictions, imprisonment for individuals.

You are therefore asked to have due regard to this Policy today and in respect of all other ASI activities.





### Acknowledgement of Indigenous People

ASI acknowledges Indigenous Peoples and their connections to their traditional lands where we and our members operate. We aim to respect cultural heritage, customs and beliefs of all Indigenous people and we pay our respects to elders past, present and emerging.





## ASI Ways of Working



ASI is a multi- stakeholder organisation. Dialogue is at the heart of everything we do. It is critical to ensure that the organisation delivers on its mission. We welcome all participants and value the diversity of backgrounds, views and opinions represented in this meeting. We recognise that we have different opinions; that is the heart of healthy debate and leads to better outcomes. To ensure our meetings are successful, we need to express our views and hear the views of others in a respectful and professional way, protecting the dignity and safety of all participants and enabling full participation from all attendees.



# Agenda

	Торіс	Lead
1	<ul> <li>a. Welcome</li> <li>b. Introduction &amp; Apologies</li> <li>c. Objectives</li> <li>d. Documents Circulated</li> <li>e. Previous Minutes</li> <li>f. Log of Actions</li> </ul>	Chair
2	Chain of Custody Terms of Reference (Decision)	ASI
3	<ul> <li>Governance (for discussion)</li> <li>a. Standards Committee Training</li> <li>b. Consensus Decision Making</li> <li>c. Code of Conduct</li> <li>d. Conflict of Interest</li> </ul>	ASI
4	Standard Revision Terms of Reference (for discussion)	ASI
5	<ul><li>a. Agreed upon actions for Committee members</li><li>b. Agreed upon actions for the Secretariat</li><li>c. Reflections</li></ul>	Chair

### 1a,b Welcome, Introduction & Apologies

a) Welcome

b) Co-Chairs: Rosa Garcia Pineiro (Alcoa), Kendyl Salcito (Nomogaia)

Attendees: Abu Karimu (Settle Ghana), Alexander Leutwiler (Nespresso), Anthony Schoedel (Arconic), Catherine Athenes (Constellium), Gina Castelain (IPAF), Gesa Jauck (Trimet), Hugo Rainery (WCS), Jessica Sanderson (Novelis), Louis Biswane (KLIM), Jostein Soreide (Hydro), Justus Kammueller (WWF), Marcel Pfitzer (Daimler), Maria Lee (WOCAN), Neill Wilkins (IHRB), Nicholas Barla (IPAF), Samir Whitaker (FFI), Steinnum Steinson (Nordural), Stephan Rohrmus (Schueco), Tina Bjornestal (Tetrapak).

ASI: Cameron Jones, Camille La Dornat, Kamal Ahmed, Krista West, Marieke van der Mijn

Apologies: Annemarie Goedmakers (Chimpo), Guilia Carbone (IUCN), Michael Frosch (BMW)

Alternatives: Nicole Funk (BMW) for Michael Frosch (BMW)

**Invitees**: Mark Annandale (University of Sunshine Coast, IPAF Support)



## 1a,b Welcome, Introduction & Apologies

Roundtable Introductions

- 1. Your name
- 2. Your Organization
- 3. Your Position within your organization
- 4. Your top skill, expertise, perspective that you bring to this group (humility not required)
- 5. What you are most hoping to gain in terms of skills, knowledge or perspective from participating in this group



## 1c,d Objectives & Documents Circulated

### c) Objectives

- 1. Introductions of new Standard Committee Members
- 2. Adopt minutes of the previous meeting
- 3. Close open action items
- 4. Adopt Terms of Reference for Chain of Custody Working Group
- 5. Review and discuss ASI Governance Handbook
  - a. Training Requirements
  - b. Consensus Decision Making
  - c. Code of Conduct
  - d. Conflict of Interest
- 6. Review and discuss Standard Revision Terms of Reference

### d) Documents Circulated

- 1. ASI SC Teleconference 01Apr20
- 2. ASI SC Teleconference Minutes 24Feb20
- 3. CoCWG Terms of Reference ver2
- 4. ASI Governance Handbook ver2
- 5. Standards Revision Terms of Reference
- 6. Revision Workplan Planning Document 13Mar20
- 7. ASI Standards Setting Procedure
- Summary of Post 2017 Launch Log of Suggestions and Comments 17Mar20
- 9. Action Log

## 1g COVID-19 Update

- ASI has cancelled all planned meetings through to July, including the in-person meetings in Cambridge (end of March/early April in the UK), the AGM (May for China) and IPAF (end of June/July)
- The ASI Board adopted an Interim Policy regarding Audits, Audit-related travel and coronavirus on March 6<sup>th</sup> which allows flexibility in auditing during this global pandemic. It can be found at the ASI website here: <u>https://aluminiumstewardship.org/asi-board-adopts-interim-policy-regarding-audits-audit-related-traveland-coronavirus/
  </u>
- The policy was updated March 23th and Version 2, which provides further guidance on how audits can proceed during the current global restrictions, is available at the ASI website.
- There was a discussion on how the current crisis could potentially inform the Standards Revision.



### 1e,f Previous Minutes & Log of Actions

#### d) Previous meeting minutes draft

Resolved to accept version 1 of the minutes of previous teleconference 18 February 2020.

- Minutes will be published on the ASI website.
- e) Log of Meeting Actions

#	Meeting	Subject	Action	Assigned to:	Due Date	Status
159	18Feb20	CoCWG	Incorporate OECD Due Diligence and Women's Empowerment Principles within the Existing TOR. Include additional objective for responsibilities of downstream entities related to recycling and claims.	Secretariat	01Apr20	Addressed this meeting – see agenda item 2
158	18Feb20	Code of Conduct	Additional examples on what is meant by "Make public statements criticizing decisions made when ASI's due process was followed." as an example of not 'Accept and Respect' from Item B9 in the Code of Conduct.	Secretariat	01Apr20	Addressed this meeting – see agenda item 3c

### 2 Adopt CoCWG TOR

It was Resolved by this Committee at the SC Teleconference 06 August 2019 teleconference to convene a Chain of Custody Workgroup. A draft TOR were presented and comments were invited.

> SC Teleconference 06 August 2019

CoCWG 21 November 2019 meeting

The TOR was reviewed by the CoCWG at the 21 November 2019 meeting and an additional objective was added. The revised TOR were presented to the Standards Committee at the 18 February 2020 teleconference. No concerns with the additional objective were raised, however two additional items were raised by members of the Standards Committee:

> Standards Committee 18 February 2020 teleconference.



### 2 Adopt CoCWG TOR

#### • Draft ASI CoC Working Group TOR 20Jan20

Additional items were raised by members of the Standards Committee and potential response:

- a) It was suggested to look at adding the OECD Due Diligence Guidance, UNGPs and Women's Empowerment Principles within the existing ToR.
  - Recommend adding this to the log for review in the Standards Revisions
- b) It was recommended to provide clarity on what kind of responsibility companies at the end of the value chain have, especially in relation to the claims they make and recycling. It was agreed that the Secretariat draft some language around this and bring it forward to the next Standards Committee meeting.
  - ➢ This relates to ensuring claims are considered during Chain of Custody discussions and this is already included in Objective 1 of the TOR. Consider this as addressed.

Resolved to accept version 2 of the Chain of Custody Working Group Terms of Reference.



### **3a Standards Committee Training**

- Section 12d of the ASI Governance Handbook v2
  - Several members have not completed the training and have been notified by email as such. Please ensure you complete the training as soon as possible.



### **3b Consensus Decision Making**

• Section 8 of the ASI Governance Handbook v2

Wherever possible, ASI decisions should be made by consensus. Consensus is defined as general agreement, through:

- ✓ Positive indication of acceptance of the proposed decision; or
- ✓ The absence of sustained opposition to the proposed decision by any one or more participants.

Therefore, consensus can be achieved even where there is not unanimity.



### **3b Consensus Decision Making**

• Section 8 of the ASI Governance Handbook v2

A key indicator of whether or not a consensus has been reached is that **everyone agrees they can live with the final proposal;** that is, after every effort has been made to meet any outstanding interests.

Thus, consensus requires that one or more participants frame a proposal after listening carefully to everyone's interests.

Interests:

- are not the same as positions or demands
- demands and positions are what people say they must have
- interests are the underlying needs or reasons that explain why they take the positions that they do.



### 3b Consensus Decision Making: aims of process

• Section 8 of the ASI Governance Handbook v2

Ensure all participants in a decision-making process are invited to express their views. Allow sufficient time to discuss and debate ideas, and consider divergent perspectives, before making decisions.

Allocate additional time and/or information to help facilitate a consensus outcome where needed and possible.



### **3b Consensus Decision Making: evolution**

• Section 8 of the ASI Governance Handbook v2

At the beginning discussion may seem divergent Information gathering sets the foundation, weeding out some ideas. Ideas begin to converge and proposals developed If the group supports a proposal a decision can be sought and ideally reached



### 3b Consensus Decision Making: eveyone together

• Section 8 of the ASI Governance Handbook v2

Be willing to work towards the solution that's best for everyone, not just what's best for you.	Help to create a respectful and trusting atmosphere.	Explain your own position clearly.
Listen actively to what people are trying to say.	Think before you speak, listen before you object.	Don't be afraid of disagreement.



### 3b Consensus Decision Making: decision stage

#### • Section 8 of the ASI Governance Handbook v2

#### •Agreement with the proposal.

•**Reservations:** You are willing to let the proposal go ahead, but want to make the group aware you aren't happy with it or that it could be further improved. You may wish to make sure your concerns have been formally acknowledged, for example in meeting minutes.

•Standing aside: You want to object or abstain, but not block the proposal. You might stand aside because you disagree with the proposal, or you might like the decision but be unable to formally support it because of competing pressures.

•Block: A block expresses a fundamental objection. It isn't "I don't really like it," or "I liked the other idea better." It means that you cannot live with the proposal. The group can either start work on a new proposal, or look for amendments to overcome the objection. In an ideal consensus process, a block wouldn't happen since any major concerns about a proposal should be addressed before the decision stage. However, sometimes people aren't able to express their concerns clearly enough, or aren't heard by the group. In such situations the block acts as a safeguard to ensure that decisions are supported by everyone. Being able to block is an integral part of consensus, but it comes with a big responsibility. A block at a late stage is disruptive, and it should therefore only be used if serious concerns are unresolved.



### **3b Consensus Decision Making: vote**

• Section 8 of the ASI Governance Handbook v2

In the event that consensus ultimately cannot be reached on a decision, and sufficient time and opportunity for deliberation has been allowed, a vote may need to be taken. For issues where views are known to be polarised, this is usually a step of last resort and may be where:

- a decision is time sensitive, and/or
- differences will or may not be resolved by allowing further time and/or information than has already been given during the consensus-building process, and/or
- there has been insufficient participation in the consensus-building process to determine whether a broad consensus exists.



• Appendix I of the ASI Governance Handbook v2

Part A	Part A: Applicable to all participants in ASI Governance		
#	AIM	COMMITMENT	
1	Work for the net benefit of all stakeholders	<ul> <li>We recognise that ASI has been established for the net benefit of all stakeholders to the aluminium value chain, over and above the interests of any individual, company or organisation.</li> <li>We are prepared to accept consensus decisions that seek to balance the interests of all stakeholders.</li> </ul>	
2	Respect others	<ul> <li>We commit to:</li> <li>Treating all persons with respect and fairness, and without prejudice based on human differences.</li> <li>Respecting others who may have different opinions or experiences on a topic to our own.</li> <li>Making the effort to hear and understand the views of all, regardless of background or language proficiency.</li> </ul>	



• Appendix I of the ASI Governance Handbook v2

Part A	Part A: Applicable to all participants in ASI Governance		
#	AIM	COMMITMENT	
3	Uphold a	We commit to:	
	professional meeting	<ul> <li>Attending meetings fully briefed and prepared.</li> </ul>	
	culture	• Where attending electronically, ensuring that electronic access is working prior to the commencement of the meeting.	
		<ul> <li>Advising ASI in advance if a proxy form is to be submitted or an alternative representative nominated.</li> </ul>	
		Being on time.	
		Turning mobile phones off.	
		<ul> <li>Following an agreed agenda.</li> </ul>	
		• Respecting others and their opinions by allowing one person to speak at a time.	
		<ul> <li>Accepting group decisions and not returning to 'closed agenda items' unless</li> </ul>	
		new, relevant subject matter emerges.	



• Appendix I of the ASI Governance Handbook v2

Part A:	Part A: Applicable to all participants in ASI Governance		
#	AIM	COMMITMENT	
5	Behave legally	We will:	
	and ethically	<ul> <li>Act in good faith and with due care and diligence.</li> <li>Comply with applicable laws and ASI policies, including with the ASI Anti-Trust Compliance Policy.</li> <li>Promote a culture of fair and ethical behaviour.</li> </ul>	
		<ul> <li>Refrain from debate and discussion that is disrespectful, threatening (mental or physical), unprofessional or offensive to other participants.</li> <li>Refrain from disseminating false or misleading information, or from withholding information necessary to a full, fair, and complete consideration of the issues.</li> </ul>	
6	Support the Code of	We will actively encourage and accept:	
	Conduct in action	<ul> <li>Compliance with this Code at all times, from ourselves and others.</li> <li>Prompt reporting of unethical behaviour, breaches of the law and any other matters detrimental to ASI.</li> <li>Rapid initiation of action to address poor, unacceptable or inappropriate behaviours and breaches of this Code.</li> </ul>	

• Appendix I of the ASI Governance Handbook v2

Part B: Also applicable to participants in the ASI Standards Committee and Working Groups established to support ASI standards development and revision processes

#	AIM	COMMITMENT	
7	Participate actively in standards development	<ul> <li>We acknowledge the responsibility and privilege to participate in developing voluntary standards.</li> <li>We agree to our roles and responsibilities as they are defined in the ASI Governance Handbook and will actively participate to fulfil these.</li> <li>Where we are unable to do so, we will advise ASI promptly to ensure there is a balance of interests in standards development.</li> </ul>	
8	Agree to clear purpose and workplans	<ul> <li>We commit to the timely and efficient development and revision of ASI Standards and related documents, through clearly documented objectives, agendas and workplans.</li> </ul>	



• Appendix I of the ASI Governance Handbook v2

AIM

Uphold the

consensus

process

Part B: Also applicable to participants in the ASI Standards Committee and Working Groups established to support ASI standards development and revision processes

### We will:

COMMITMENT

- Uphold the key principles of standards development (ISO, 2019): consensus, transparency, openness, impartiality, effectiveness, relevance, coherence and the development dimension.
- Embrace the concepts of compromise and consensus building in the development of ASI standards.
- Not harass, threaten or coerce any participant in an effort to persuade or sway voting processes. This does not preclude professional, respectful debate and exchange of views, that contain information and/or present perspectives intended to persuade other participants to lend their support or opposition to issues or proposals, in order to ultimately achieve consensus.
- Accept and respect the consensus decisions of the Committee or Working Group, and of the ASI Board, including those which required a voting process.

• Appendix I of the ASI Governance Handbook v2

Part B: Also applicable to participants in the ASI Standards Committee and Working Groups established to support ASI standards development and revision processes

#		AIM	COMMITMENT	
10	)	Identify and	We will:	
		resolve issues	<ul> <li>Identify issues and disputes in a timely manner to ensure rapid resolution.</li> <li>Uphold any agreed dispute resolution processes and work to support their success.</li> </ul>	



### 3c Governance: Code of Conduct

• Item 7 Appendix 1 of the ASI Governance Handbook v2

Accept & Respect	NOT Accept & Respect
You can continue constructive engagement even though the decision is not that which you preferred.	Continue to raise the same issue when it has been resolved, unless new information has become available.
You can raise a complaint – formally or informally – if you felt ASI's due process wasn't followed in making a decision.	Complain publicly that due process was not followed without first raising the complaint with ASI to review, and address if appropriate.
You can choose to no longer participate in the process eg in the SC or WG if you are very unhappy with direction.	Make public statements criticizing decisions made when ASI's due process was followed.
Your organisation could even choose to leave ASI, if interests no longer seemed aligned. Note lack of interests aligning or being unhappy with a decision or direction is different than a lack of due process.	Place your own objectives above those of ASI as a whole. Pressure other stakeholders in the process, or within ASI's governance, to seek reversal of duly made decisions.



### 3c Governance: Code of Conduct

• Item 7 Appendix 1 of the ASI Governance Handbook v2

Make public statements criticizing decisions made when ASI's due process was followed.

- It's about participating in and respecting the process itself
- I'm not sure we can draw hard lines...this isn't an exercise in 'this far, but no further'
- Code of Conduct provides guardrails
- Board will determine whether actions in any circumstance don't uphold the Code of Conduct

The important thing for participants is to treat the process with respect. If you are not sure what that looks like in a given situation, then use the process in the Standard Committe or ASI's governance more generally to explore that.



### 3c Discussion

- 1. An example was provided whereby a member could respectfully raise a concern about a topic and the same topic was used with the same message being expressed disrespectfully. The underlying differences between the two was that the respectful example noted both the positive, as well as the negative (i.e. the concern), and the the negatives are presented as potential positive improvements that could be achieved going ahead.
- 2. There was a discussion that the role of CSO's is to push, that part of that is an inherent criticism of the status quo, and thus it is entirely possible and reasonable to expect that statements about ASI may be made over time. It was reiterated that the intent of the Code of Conduct was not to muzzle organizations who participated in ASI Governance Processes.
- 3. One member stated that they felt it was very useful to go through the governance model as it lays a framework for the work ahead.



### 3d Governance: Conflicts of Interest

• Section 9 and Appendix 3 of the ASI Governance Handbook v2

A person has a "conflict of interest" where some or all of the interests of that person are inconsistent with, or diverge from, some or all of the interests of ASI, such that there is a conflict, or a real possibility of a conflict, between the competing interest and the interests of ASI which may adversely affect the person's ability to act in good faith.



- Section 9 of the ASI Governance Handbook v2
- 1. An SC Member is a senior manager of a Member and is aware that a decision being made on the SC would give the Member an advantage in certification due to the structure of the company. The SC Member would have a conflict of interest that should be disclosed.
- 2. A member of a CSO is an elected SC Member. The CSO has a strong mandate that does not align with the direction of the discussions within the Standards Committee. The SC Member may have a conflict of duty that should be disclosed.
- An SC Member of ASI has a strongly held personal conviction, value or belief on an issue before the Standards Committee which might cause the SC Member to act or vote in a manner which is not in the best interests of ASI. This is a conflict of interest.



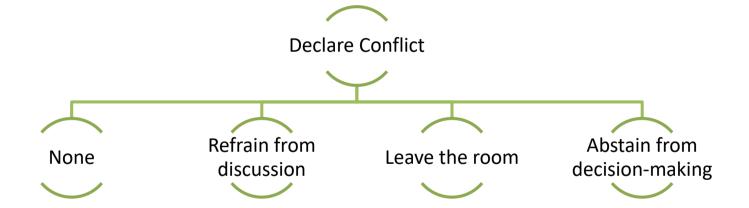


• Section 9 of the ASI Governance Handbook v2

- ✓ Standards Committee members play an important role on behalf of *all* ASI members.
- The purpose of being a Standards Committee member is not to advance the interests of only your own organisation without regard to the interests of others, but to seek net benefit for all stakeholders of ASI.
- ✓ It is recognized that the parties in ASI come to these discussions from a variety of backgrounds and perspectives and the intent is not to stifle the breadth and depth of the discussion, however it is integral that all relevant interests are disclosed and, if necessary, mitigated
- Conflicts can't always be avoided and aren't necessarily a problem if they are managed



- Section 9 of the ASI Governance Handbook v2
- Remedial actions are decided by the SC as a group
- Remedial actions are recorded in the minutes
- If necessary the ASI Secretariat can maintain a list of declared conflicts and actions that can be distributed prior to each meeting





• Section 9 of the ASI Governance Handbook v2



### If in doubt ask



### 3c Discussion

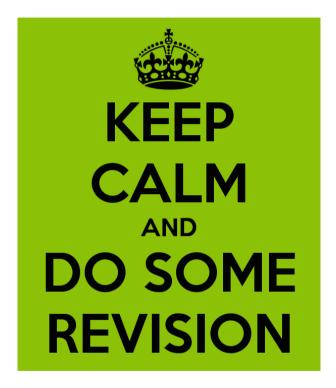
- 1. There was a discussion about how to pragmatically approach a conflict of interest, noting that by the nature of the diverse interests at the table and the collaborative approach, a conflict is inherent in the work done by the members of the Standards Committee. It was discussed that conflicts have to be considered on a case by case basis and that there will potentially be many discussions and learnings as this is implemented. It was raised that if anyone had a concern about either a conflict they may have or a potential conflict someone else in the Committee may have that those can be raised to either the Committee or to the Secretariat. It was discussed that ultimately if there are concerns they can be raised to the Board.
- 2. There was a discussion that there is a high level of trust amongst Committee members and the ASI has created a safe space for discussions. The intent of declaring conflicts isn't to limit the breadth of discussion but to formalize the process of transparency and candour.
- 3. The Secretariat said they could maintain a list of conflicts that were declared and share it in advance of each meeting with the other meeting materials.



## 4 Standard Revision Terms of Reference

ASI Standards Setting Procedure

- ASI is required to revise our Standard minimally every five years
- The cycle for this revision was set at four years due to unresolved issues around biodiversity and ecosystem services from the last round of revisions
- The process is governed by the ASI Standards Setting Procedure





- ASI Standards Setting Procedure
- ISEAL requires that we develop a Terms of Reference for the Standards Revision. Objectives are to:
  - Describe the steps in the process and identify opportunities for contributions
  - Describe the decision making processes
  - Outline the scope of the revision
  - Provide clear social, environmental and economic outcomes we are trying to achieve as a certification system
  - Delineate potential unintended effects of the certification system

Purpose is that everyone involved in the revision has a voice in defining the process and how to engage.

• ASI Standards Setting Procedure

ASI will consult on the Standard Revision Terms of Reference (TOR) for two months commencing early April.

Input will be reviewed by the Standards Committee and revisions made. All input received and the ASI response will be shared publicly on the ASI website, shared through the newsletter and emailed directly to commenters who choose not to receive the newsletter.

Once finalized the TOR will define the process and scope of the revision.



#### Standard Revision Terms of Reference, pg 1

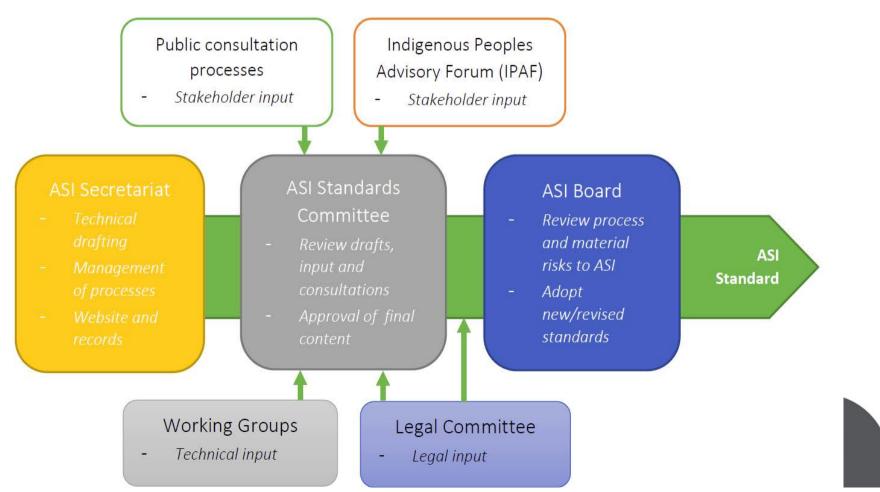
During 2020-2021, ASI will be conducting a **Standards Revision** to review all of the above 6 ASI Documents. The revision will provide the opportunity to clarify and improve ASI's certification program based on:

- implementation experience and identified improvement areas,
- stakeholder feedback and evolving expectations, and
- good practice approaches in certification programs and data governance.

The revised ASI Documents are anticipated to be finalised by December 2021.

This Terms of Reference sets out a public summary and consultation plan for the ASI Standards Revision. Comments from all interested stakeholders are invited so as to inform the revision process itself.

• Standard Revision Terms of Reference, pg 2



#### • Standard Revision Terms of Reference, pg 2

H 01 2020 Q2 2020 Q3 2020 Q4 2020 01 2021 O2 2021 Q3 2021 Q4 2021 Development of the Terms of Reference Terms of Reference 60 Days Consultation **Review of TOR** Consultation Feedback **Revision Documents** Preparations **Revision Documents** 60 days Consultation Round 1 **Review of Consultation** Round 1 Feedback **Revision Documents** 30 days Consultation Round 2 **Review of Consultation** Round 1 Feedback Committee approval, Target **Board Adoption** 

- Revision Workplan Working Document 13Mar20
  - Teleconferences are planned throughout 2020
  - The focus in Q1/Q2 is on Principles 1-4 in the Performance Standard and on the Assurance Manual
  - The focus in Q3/Q4 is on Principles 5-11 in the Performance Standard, the CoC Standard and the Claims Guide
  - Working groups and IPAF are working through topics now to feed into the discussions of the SC
  - ASI will take a decision on the in-person meeting planned for Q4 and if needed we will adjust the workplan



• Standard Revision Terms of Reference, pg 4



Sustainability criteria and implementation guidance



• Summary of Post 2017 Launch Log of Suggestions and Comments 17Mar20

There are nearly 200 topics logged for review in the revision. Some specific topics:

- Auditing level of effort relative to specific risk areas
- Greater guidelines for interviewing stakeholders
- How to address legacy issues
- How to address greenhouse gas
- Gender/women's rights
- Expansion of FPIC through to different phases of a project
- How to address freedom of association in regions where it is restricted
- Health and safety
- Role of traders in ASI certification system
- Pre-consumer scrap
- Market credits
- Mass balance system and risk of deficits



• Standard Revision Terms of Reference, pg 8

#### Unintended effects

- Increased supply chain transparency (positive)
- Stakeholder learning about the nature of the aluminium supply chain (positive)
- New communities of practice develop around thematic areas (positive)
- ASI as a catalyst for impact outside of the standards, for example through IPAF (positive)
- Higher standards on some topics discourage uptake and therefore progress on a broader range of issues (negative)
- Voluntary 'no-go' or threshold type commitments by some companies leave the field open for poorer performing companies to go in (negative)
- Supply/demand for ASI Aluminium adversely disrupts supply chains or commodity markets (negative)
- Investments in certification are overly burdensome for some (negative)
- Expectations about commercial or other benefits of certification are not met (negative).



- What topics do we want to hear back from stakeholders on relative to this round of consultation on the TOR?
- □ Are there specific questions we should ask in this consultation?





#### Discussion

- 1. There was a question about who was included in the Standard Consultation. The Secretariat stated that there was a list of broad stakeholder groups who were targeted and that a stakeholder mapping had been completed to ensure that there was representation of all key stakeholder groups in the distribution list. ASI will be using their general distribution list for the consultations.
- One member asked whether the TOR explicitly said how stakeholder feedback would be captured. The 2. Secretariat agreed to verify and confirm that it was.
- 3. There was a question about whether the Standards Committee was the last body to approve the Standards as it was unclear in the diagram (on slide 40) if the Legal Committee was able to make changes that were not approved by the Standards Committee. It was clarified that the Standards Committee needed to approve the Standards Revision and that any items raised by the Legal Committee would be reviewed by the Standards Committee before the Standards being approved by the Board.
- There was a discussion on the items included in Unintended Effects (on slide 45) and that the no-go 4. reference in bullet six does not reflect accurately that ASI members can choose to go into a no-go area and just not certify it. A second item was raised that an additional unintended effect is that while the Standards may raise the bar on the practices of some companies, it may lower the bar for others who are already operating at a high standard. It was agree that the Standard Committee Member raising these items would propose new language following the meeting and that the TOR would be distributed Wednesday April 8<sup>th</sup> reflecting comments that came into the Secretariat.



#### Discussion

- 5. There was a question about whether ASI had an analysis of what sites were certified versus not, adjacent to no-go areas and whether ASI knew the plans of companies to certify their assets. It was explained that there are only a few sites certified to date and so it would be simple to see what was certified adjacent to a no-go area but that ASI does not have that data. Additionally, it was stated that ASI only requires one Facility to be certified by each Member and that we do not require Members to have (or disclose) a plan for certification.
- 6. One member requested a list of what companies and Facilities were certified. ASI agreed to provide a list at the next meeting.
- 7. There was a discussion about the distribution of the work between the Secretariat, the Working Groups, IPAF and the Standards Committee, noting that many of the topics were being discussed by the Working Groups and IPAF before coming to the Standards Committee.
- 8. There was a question specifically on LME alignment and the Secretariat responded that the intent is that ASI will align with LME requirements so that certified members don't need to demonstrate compliance twice.
- 9. A question was raised about other regulations, like the Loi de Vigilance in France and the Secretariat responded that we monitor these developments but that 'local' input from Standards Committee members was helpful and should be raised during the relevant discussions during the revision process.
- 10. One Standards Committee member suggested that during the consultation on the TOR it would be useful to ask about barriers to certification that responders are facing as this could be useful information for the Standards Committee to know as they proceed.

### 15a,b,c Agreed Upon Actions & Reflections

- a. Agree any final post-meeting actions and timeframes by Committee members
  - One member agreed to provide suggested revisions to the Unintended Effects section of the Standards Revision Terms of Reference.
- b. Agree actions by Secretariat
  - The Secretariat agreed to provide information on current certifications at the next meeting.
- c. Chairs and Secretariat thanks to all participants and close of meeting

Next Meeting – Teleconference April 22nd



# Thank you

