

## **CHECKLIST**

### **For reporting according to Regulation (EU) 1233/2011**

#### **I. Reporting country information**

Reporting Country	The Netherlands
Submission Date	1-08-2014
Reporting Institution (Government Department, ECA)	Atradius Dutch State Business

#### **II. Reporting country legal and policy information**

Mandate/Legal status of ECA	<p>The legal mandate of the State of the Netherlands for its activities in the field of export finance is in Article 3, paragraph 1 of the Law on Financial Allowances by the Ministry of Finance (Kaderwet financiële verstrekkingen Financiën).</p> <p>In a non-authorized English translation, this paragraph reads: "In accordance with the Minister of Economic Affairs the Minister of Finance can enter into insurance agreements with Dutch businesses or issue guarantees to Dutch businesses in order to cover risks related to the foreign trade and service transactions of those businesses."</p>
Officially supported export credit programs (in the sense of Article 5 of the OECD Arrangement) during reporting period	<ul style="list-style-type: none"><li>• Supplier Credit Cover</li><li>• Direct guarantee</li><li>• Buyer Credit Cover</li><li>• Manufacturing Risk Cover</li><li>• Constructional Works Cover</li><li>• Project Finance</li><li>• Credit Confirmation Risk Cover</li><li>• Confiscation Risk Cover</li><li>• Financial Lease Cover</li><li>• Operational Lease Cover</li><li>• Export Credit Guarantee (for funding)</li><li>• Bond cover</li><li>• Counter guarantee</li></ul>
Annual reports available on reporting year	<p>Annual Reports available at:</p> <p><b><u><a href="http://www.atradiusdutchstatebusiness.nl/dsb/en/publications/jaaroverzichten/index.html">http://www.atradiusdutchstatebusiness.nl/dsb/en/publications/jaaroverzichten/index.html</a></u></b></p>

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### III. Information on the reporting Member State's Export Credit policies:

General presentation of the reporting MS' policies on export credits, including all information that can help the Commission in carrying out its evaluation regarding the compliance of the Export Credit Agencies with EU objectives and obligations <sup>1</sup> (in the sense of Article 3, Annex 1 of EU Regulation1233/2011)	<p>With its policies on export credits the Dutch State has the following long term objectives:</p> <ul style="list-style-type: none"> <li>• Promote Dutch exports by offering effective possibilities to insure export credits;</li> <li>• Avoid competing with the private export credit insurance market;</li> <li>• Promote a level playing field for Dutch exporters in the field of export credit insurance;</li> <li>• Make sure the activities break even in conformity with the Arrangement</li> <li>• Maintain a solid Corporate Social Responsibility in business, on environmental- and social due diligence, anti-bribery measures and sustainable lending.</li> </ul>
<p>Special information on the following policies:</p> <p><i>1) Environment:</i></p> <p>a) Do you apply the OECD Recommendation on Common Approaches to the Environment and Officially Supported Export Credits? (its successor instrument the OECD Recommendation on Common Approaches on Officially Supported Export Credits and Environmental and Social Due Diligence?)</p> <p>b) any other relevant information</p>	<p>a) Yes, the Netherlands applies the OECD Common Approaches. All transactions being screened for possible negative environmental and/or social effects, after which a review will take place if transactions are above Eur 10mln or in or near sensitive areas. All projects are benchmarked against IFC performance standards.</p> <p>b) Beyond the scope of the Common, Atradius Dutch State Business reviews all transactions in a sensitive sector and all cash-based transactions. The risk assessment is a part of the standard environmental and social review procedure of Atradius Dutch State Business.</p>
<p><i>2) Human rights:</i></p> <p>a) Do you apply the Human Rights related aspects of the Recommendation on Common Approaches, on Officially Supported Export Credits and Environmental and</p>	<p>a) Yes. Atradius Dutch State Business applies the Human Rights related aspects of the Common Approaches which includes the assessment of adverse project related human rights impacts against the reference standards that the Common</p>

<sup>1</sup> EP side suggested to use such a phrase (to ensure that it is not forgotten that the Regulation's official reference is to "EU objectives and obligations")

<p>Social Due Diligence?</p> <p>b) Any other relevant information?</p>	<p>Approaches refer to.</p> <p>b) The Netherlands has supported the inclusion of human rights as part of the environmental and social assessment process in the Common Approaches for granting support to export transactions. Atradius Dutch State Business already benchmarks the environmental and social (including human rights) effects of projects against the IFC performance standards for some time. Further consideration is currently given to the implementation of the common approaches, including the development of due diligence tools and coherence with human rights policies (notably the implementation of the UN Guiding Principles on Business and Human Rights).</p>
<p>3) <i>Anti-Bribery measures:</i></p> <p>a) Do you apply the OECD Recommendation on Bribery and Officially Supported Export Credits?</p> <p>b) Any other relevant information?</p>	<p>a) Yes. The Dutch Government will under no circumstances become involved in transactions in which bribery has taken place, bribery being interpreted for this purpose in the broadest terms. Atradius Dutch State Business will reject an application if there is serious concern that the applicant or his agent has engaged or will engage in bribery according to the Criminal code, or has been an accessory to bribery within the contract concerned.</p> <p>b) In the application form, Atradius Dutch State Business therefore asks information on all aspects of the OECD Recommendation on Bribery and Officially Supported Export Credits (including on the transaction and past violations of the Criminal Code). Furthermore Atradius Dutch State Business asks information on agents commission (amount, name of the agent, work done for the commission paid) and has a limit to the agents commission being allowed under standard circumstances.</p>
<p>4) <i>Sustainable Lending Practices:</i></p> <p>a) Do you apply the OECD Principles and Guidelines to Promote Sustainable Lending Practices in the Provision of Official Export Credits to Low Income Countries?</p> <p>b) Any other relevant information?</p>	<p>Yes. The Netherlands supports and promotes responsible lending to low income countries to prevent these countries from getting into a situation of unsustainable debt. We therefore support the measures taken to implement the requirements for lending to these countries by the World Bank and IMF, including implement the concessionality requirements of these institutions.</p>

5) Other policies	<p>Further more:</p> <ul style="list-style-type: none"> <li>• Atradius Dutch Business aligns it's policies with the OECD guidelines for multinational enterprises. Atradius Dutch State Business asks all of its customers to take note of these guidelines and endeavour to implement the guidelines in their businesses, and</li> <li>• Annually publishes a CSR report as integrated part of its annual report. Dialogue with stakeholders takes place on a regular basis.</li> <li>• As standard procedure assesses support for transactions against fundamental labour standards of the ILO Declaration on Fundamental Principles and Rights at Work, which was ratified by the Netherlands.</li> </ul>
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#### IV. Annual Activity Report data:

Explanatory note:

*"MS shall report, in accordance with their national legislative framework, on assets and liabilities, claims paid and recoveries, new commitments, exposures and premium charges."*

From Regulation 1233/2011, Annex 1.

Member States that have more than one ECA should do one single integrated report (reporting obligation is on the Member State as such, not the ECA). Where a MS offers at the same time different types of products (pure cover and direct lending), the reporting under chapter IV should however differentiate.

<b>A) In case of official support is provided in the form of export credit guarantee or insurance ("pure cover") in the sense of Art 5 a 1) OECD Arrangement:<sup>[1]</sup></b> <b>in Mio.</b>	
Overview of assets	n/a
Overview of liabilities	n/a
Aggregate nominal risk exposure <ul style="list-style-type: none"><li>01-01-2013</li><li>31-12-2013</li></ul>	EUR 16,707 EUR 14.319
a.) nominal risk exposure under insurance policies issued <ul style="list-style-type: none"><li>01-01-2013</li><li>31-12-2013</li></ul>	EUR 13,246 EUR 9,352
b.) nominal risk exposure under promises and notices of cover <ul style="list-style-type: none"><li>01-01-2013</li><li>31-12-2013</li></ul>	EUR 3,455 EUR 4,967
Premium Income	EUR 68.1
Recoveries	EUR 72.0
Claims paid	EUR 72.9

<b>B) In case official support is provided in the form of Official Financing Support in the sense of Article 5a2) OECD Arrangement:</b>	
Overview of assets	n/a
Overview of liabilities:	n/a
a) nominal value of officially supported loan portfolio <ul style="list-style-type: none"><li>01-01-2011</li><li>31-12-2011</li><li>01-01-2011</li><li>31-12-2011</li></ul>	n/a

b) total value of off balance commitments <ul style="list-style-type: none"> <li>• 01-01-2011</li> <li>• 31-12-2011</li> </ul>	n/a
Interest received	n/a
Annual profit/loss	n/a
<b>V. Contingent liabilities</b>	
Where contingent liabilities might arise from officially supported export credit activities, those activities shall be reported:	Not applicable

## VI. Evaluation and incorporation of environmental risks

### Evaluation and incorporation of environmental risks

Environmental risks:	<p>The procedures for environmental and social due diligence have been agreed in OECD '<i>Common Approaches</i>' for officially supported export credits. The screening procedure to identify which transactions should be classified and reviewed on environmental &amp; social impacts applies to all incoming applications.</p> <p>The review procedure on environmental and social aspects of the transaction and the project will take place in the following cases:</p> <ul style="list-style-type: none"> <li>- If the agreed contract price exceeds 10 million</li> <li>- If the agreed contract price is below 10 million but the contract concerns a sensitive sector, or a sensitive area.</li> <li>- In 2012 232 applications were received</li> <li>- All 232 applications underwent preliminary screening.</li> <li>- In 2012 100 policies were granted with a total volume of 5 billion.</li> <li>- This resulted in-depth environmental &amp; social review of 13 projects with a volume of 999 million euros assigned to environmental impact categories A and B.</li> </ul>
a) Number/exposure of transactions Category A	<p>Officially supported, environmentally relevant projects by categories and industrial sectors:  <b>2013: 5 Category A projects</b> (total order value of 1,6 billion euros):  2 Industry  2 Agriculture  1 Infrastructure</p>
b) Number/exposure of transactions Category B	<p>Officially supported, environmentally relevant projects by categories and industrial sectors:  <b>2013: 2 Category B projects</b> (total order value of 200 million euros):  2 Multi-sector</p>
How are environmental risks, which can carry other relevant risks, taken into account in the officially supported export credit activities?	<p>The Dutch government will only cover risks relating to export transactions and direct investments if the export or investment in question is not associated with bribery, or the breach of fundamental labour standards, and does not have unacceptable environmental and social impacts. To identify, assess and justify these risks an environmental and social review procedure and policy is in place in line with the OECD <i>Common Approaches</i>.</p> <p>Parallel to the environmental &amp; social review procedure the Dutch government always assesses the credit-worthiness of the foreign buyer and if necessary the guarantor, the market situation and</p>

	the country risk.
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