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Resilient nations.*

**EXPERT SEMINAR ON BUSINESS INTEGRITY IN
EASTERN EUROPE AND CENTRAL ASIA**
25-26 January 2017, Kyiv, Ukraine

ROUNDTABLE ON BUSINESS INTEGRITY IN UKRAINE
27 January 2017, Kyiv, Ukraine

DRAFT AGENDA

Organised by the Business Ombudsman of Ukraine, EBRD, UNDP and OECD.

Hosted by the Ministry of Economic Development and Trade of Ukraine.

Background

Corruption remains a serious obstacle for economic growth, social cohesion and political stability in Eastern Europe and Central Asia. While anti-corruption legislation was improved in many countries, its enforcement is often weak and priority is traditionally given to prevention and combatting corruption involving public officials. So far, much less attention has been given to corruption involving business. Awareness about business integrity is low both in the public and in the private sector.

To help the governments and the private sector in the region learn about business integrity, the ACN developed a study "Business Integrity in Eastern Europe and Central Asia" that analyses measures that are taken by the governments, companies and business associations in the region to promote business integrity, identifies good practices and proposes regional recommendations on further reforms.

To boost the knowledge about business integrity risks and solution across the countries in Eastern Europe and Central Asia and to promote business integrity actions by the private and the public sector, the EBRD and the OECD Anti-Corruption Network for Eastern Europe and Central Asia (ACN) developed a joint project. The project that is planned for 2016-2019 will involve a series of capacity building activities on the regional and country level, monitoring of progress in implementing recommendations and identification and promotion of new good practices.

The project will be launched at this expert seminar organised by the EBRD and OECD/ACN together with the UNDP and the Business Ombudsman of Ukraine. The Ministry of Economic Development and Trade of Ukraine kindly agreed to host the event. The National Agency for Prevention of Corruption of Ukraine and many business associations from Ukraine and from other ACN countries are also invited.

Objectives

The regional expert seminar will pursue the following objectives:

- 1) to disseminate the ACN study "Business Integrity in Eastern Europe and Central Asia" and to promote the implementation of its recommendations;
- 2) to discuss several recommendations at a technical level in order to build awareness and capacity for their implementation in the countries, including:
 - a. mechanisms to report corruption by companies and the role of business ombudsman offices;
 - b. promoting compliance programmes in state owned enterprises (SoEs), multi-national enterprises (MNEs) and small and medium size enterprises (SMEs), possibly with the focus on the role of the management structures and procurement;
- 3) to discuss the next steps of the project, including subjects for follow-up regional trainings, possible country activities and methodology for the monitoring.

In addition to the regional seminar, a Ukrainian round table will be organised back-to-back to discuss how to promote the implementation of the business integrity recommendations in this country.

Important Information

To encourage an open discussion, the press are not allowed to attend the meeting. The organisers will not produce any reports that will attribute statements to individual participants, and will only publish general information about the meeting, its themes and outcomes.

Participants

The joint EBRD-OECD project on Business Integrity is open for all ACN countries including *Albania, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Bulgaria, Croatia, Estonia, the Former Yugoslav Republic of Macedonia, Georgia, Kazakhstan, Kyrgyzstan, Latvia, Lithuania, Moldova, Mongolia, Montenegro, Romania, Russia, Serbia, Slovenia, Tajikistan, Turkmenistan, Ukraine and Uzbekistan*. Participation is also open for OECD member countries and for partner organisations, including civil society and business organisations, multilateral development banks and international organisations.

The seminar will bring together senior practitioners from the ACN public bodies dealing with business integrity; representatives of business associations engaged in promoting business integrity among their members, and representatives of companies promoting compliance and integrity measures in their operations. In addition, speakers from OECD countries, as well from international organisations will also be invited. It is expected that the regional expert seminar will bring together around 100 participants from 24 countries and several international organisations.

The round table on Ukraine will be open to the Ukrainian participants and their international counterparts only.

Logistics

The meeting venue of the regional seminar on 25-26 January will be provided through contribution of UNDP at **Hotel InterContinental at 2A Velyka Zhytomyrska Street**. It will be conducted in English with simultaneous interpretation into Russian.

Accommodation for the participants of the regional seminar will be organised at the same hotel. The OECD will provide funding for 1 or 2 participants from each ACN country and for the invited speakers. Funding will cover the costs of the return economic class tickets, hotel accommodation, airport transfers and meals during the meetings. No other fees or per diems will be paid out. The seminar is open to other participants as well if they cover their own expenses; self-paid participants will need to register in order to take part in the meeting. There is no registration or other fees to attend the meetings.

The Ukrainian round table on 27 January will be hosted by the **EBRD office at 46 Antonovycha Street**. It will be conducted in English with simultaneous interpretation into Ukrainian.

Contacts of co-organisers:

Business Ombudsman: Mrs. Tetyana Korotka, tetyana.korotka@boi.org.ua, tel. +38 044 2377421

EBRD: Mr. Gabriele Liotta, liottag@ebrd.com, tel. +44 2073386174

OECD/ACN: Mrs. Olga Savran, olga.savran@oecd.org, tel. +33 1 45241381

UNDP Ukraine, Mr. Ivan Presniakov, ivan.presniakov@undp.org

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■ Agenda:

Expert Seminar on Business Integrity in Eastern Europe and Central Asia

Wednesday, 25 January 2017

9:00 - 9:30 Registration and welcome coffee

9:30 - 10:00 Opening remarks by the organisers

Speakers	Sergiy Petukhov , Deputy Minister of Justice, Ukraine Janthomas Hiemstra , UNDP Country Director in Ukraine Lisa Rosen , Chief Compliance Officer, EBRD Algirdas Semeta , Business Ombudsman of Ukraine Olga Savran , ACN Manager, OECD
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10:00 - 11:00 Business Integrity in Eastern Europe and Central Asia

Chairs	Milica Delevic , Director, Governance and Political Affairs, EBRD Olga Savran , ACN Manager, OECD Presentation of the OECD Study "Business Integrity in Eastern Europe and Central Asia". Presentation of the joint OECD-EBRD programme on Business Integrity.
Speakers	Liudas Jurkonis , Earnst and Young Baltic/Lithuania: survey and trends Valts Kalnins , Think Tank Providus, Latvia: good practices and recommendations Discussion focus points: <ul style="list-style-type: none">• What can the joint OECD-EBRD programme do to help countries of Eastern Europe and Central Asia to promote business integrity?• How to monitor progress in business integrity reforms and in implementation of recommendations within the joint OECD-EBRD programme?

11:00 – 11:30 Coffee break

11:30 – 13:30 Integrity risks and Policies in State Owned Enterprises

Chair	Shelley Inglis , UNDP
Speakers	Mikhail Titarchuk , Deputy Minister of Economic Development and Trade of Ukraine: Role of governments in creating conducive conditions for business integrity in state owned enterprises. Yuriy Vitrenko , Group Chief Commercial Officer of Naftogaz, Ukraine: Improving integrity of an SOE, practical case of Naftogaz. Deividas Gabulas , Acting Head of the SOE Coordination Centre, Lithuania: Role of the governments in ensuring integrity of SOEs. Andrei Furdul , Director for Crime Prevention, Ministry of Justice, Romania: Business integrity as a priority of national anti-corruption policy. Melissa Khemani , EBRD Office of the Chief Compliance Officer: A survey of key integrity challenges confronting SOEs. Discussion focus points: <ul style="list-style-type: none">• What are the anti-corruption challenges and integrity risks specific for SOEs?• What can governments do to support business integrity within SOEs?

- How the corporate governance of an SOE can help business integrity efforts?
- What are other good practices to support integrity in SOEs?

13:30 – 14:30 Lunch and family photo

14:30 – 15:30 Integrity Risks and Policies in the Private Sector

Chair

Francis Malige, Managing Director for Eastern Europe and Caucasus, EBRD

Speakers

Andy Hunder, President, AmCham Ukraine: Business integrity risks and solutions for the private sector, view of a business association.

Lesya Kurylko, Finance Director Ukraine, Oriflame Sweden: Integrity risks and solutions for a multi-national company.

Oleksandr Skopych, National Agency for Prevention of Corruption, and **Borys Malyshev**, UNDP Ukraine: Promoting compliance programmes in companies as a part of anti-corruption policy.

Uluk Kydyrbaev, Analytical Center BizExpert, Kyrgyz Republic: Business integrity risks and solutions, view of a business association.

Jean-Pierre Mean, Chair of the audit sub-committee of the ISO 37001 Working Group, Switzerland: Anti-corruption ISO, opportunities and limitations.

Discussion focus points:

- What are the integrity risks for private companies?
- How to build a compliance organisation that addresses business integrity risks?
- How does the quality of legislation and its implementation by the authorities affect the integrity risks for and compliance by the private sector?
- What governments can do to incentivise and support private sector in promoting business integrity?
- What can and cannot ISO 37001 do to help improve business integrity?

15:30-16:00 Coffee Break

16:00 – 17:30 Working Groups on Integrity Risks and Policies

Facilitator

Chiawen Kiew, EBRD Office of the Chief Compliance Officer

Objectives

Participants will split into five working groups organised by sub-regions and by languages (Baltics and Balkans in English, Ukraine in Ukrainian, Eastern Europe and Caucasus in English, and Central Asia in Russian). Each group will be assisted by one or two organisers.

Groups will bring together representatives of state bodies, state owned and private companies and business associations.

Group will be invited to identify key risk areas for business integrity (e.g. control structures, procurement, marketing and sales, etc.), and then to identify main approaches to address those risks in a form of a strategy or action plan.

Participants will be invited to nominate one representative who will present the results of their work to the plenary. International experts will be invited to comment on the reports from the groups and to provide their advice.

17:30 – 18:00 Closing Remarks

18:00 Welcoming Dinner hosted by UNDP

9:30 - 11:00 Reporting Corruption by Companies	
Chair	Juraj Strasser , Director Policy and Ethics, EBRD
Speakers	<p>Alice Berggrun Comas, Deputy Secretary for Transparency at the Presidency , Deputy Head of the High Level Reporting Mechanism, Colombia</p> <p>Gemma Aiolfi, Head of Compliance and Corporate Governance / Collective Action, Basel Institute on Governance, Switzerland; High Level Reporting Mechanism in Panama</p> <p>Algirdas Šemeta, Business Ombudsman of Ukraine; Addressing systemic challenges and improving investment climate</p> <p>André Marin, former Ontario Ombudsman, Canada</p> <p>Sevki Acuner, EBRD Director for Ukraine, Chairman of the Supervisory Board of the Ukraine Business Ombudsman Institution</p> <p>Discussion focus points:</p> <ul style="list-style-type: none"> • How do the Ontario Ombudsman, Ukraine Business Ombudsman and the Colombia High Level Reporting Mechanism correlate and which model works best in what circumstances? • Experience to date with each of these models, their structural variations and lessons learned. • How are companies reporting corruption protected under each model against potential retaliation? • Are there other effective models for reporting by companies? • Systemic changes that each model could deliver?
11:00 - 11:30 Coffee Break	
11:30 - 13:00 Promoting Company Compliance	
Chairs	Tetyana Korotka , Deputy Business Ombudsman
Speakers	<p>Mari-Liis Sööt, Ministry of Justice, Estonia: What can the government do to promote compliance by companies.</p> <p>Ivan Sakal, CFO, and Konstantin Furman, Head of Legal Department, Agrofusion, Ukraine: Compliance challenges and solutions for an SME.</p> <p>Pasquale Vetta, Head of Responsible and Sustainable Enterprise Department, ENI spa: Promoting compliance in a MNE operating in Ukraine.</p> <p>Cristina Buzasu, EBRD Civil Society Engagement Unit: Role of civil society in promoting business integrity and company compliance.</p> <p>Discussion focus points:</p> <ul style="list-style-type: none"> • What incentives can governments create for the private sector to develop and enforce effective compliance programmes? • What can governments do to introduce compliance programmes in the SOEs? • What are the private sector incentives for compliance? • What can MNEs and business associations do to promote compliance in the private sector?
13:00 – 14:00 Lunch	

14:00 – 15:30 Working Groups on Compliance

Facilitator **Chiawen Kiew**, EBRD Office of the Chief Compliance Officer

Objectives Participants will split into the same groups as the previous day.

One of the groups will be invited to develop an action plan to promote compliance programmes in state owned companies. The other group will be developing an action plan for promoting compliance programmes in private companies.

Two other groups will work on reporting mechanisms, including one of them on a business ombudsman model, and the other on the high level reporting mechanism.

Participants will nominate one representative to present the results of their work to the plenary. International experts will be invited to comment on the reports from the groups and to provide their advice.

15:30 - 16:30 Coffee Break

14:00 – 15:30 Next Steps

Co-chairs **Olga Savran**, ACN Manager, OECD and **Shelley Inglis**, UNDP

Discussion focus points:

- How to monitor the implementation recommendations of the "Business integrity in Eastern Europe and Central Asia" and recommendations from this seminar?
- What should be the subjects for the follow-up regional seminars to support the implementation of recommendations?
- What regional, country or sectoral projects and initiatives can be developed to support the implementation of the recommendations?

17:30 – 18:00 Closing Remarks

The co-organisers of the meeting will say a few closing remarks.
Participants will be invited to fill out evaluation forms.

18:00 Farewell aperitif hosted by the OECD

■ Agenda:

Roundtable on Business Integrity in Ukraine

Friday, 27 January 2017

9:30 - 10:00 Welcome coffee

10:00 - 11:00 Opening session	
Moderators	Juraj Strasser , EBRD and Olga Savran , OECD Welcome by: Sevki Acuner , Director, EBRD Ukraine Algirdas Šemeta , Business Ombudsman of Ukraine Marcus Bhand , Head of UNDP Ukraine Olga Savran , ACN Manager, OECD
11:00 - 12:00 Taking stock of business integrity efforts in Ukraine	
Speakers	Oleh Onyshchuk , Head of the Department on prevention and detection of corruption, National Agency on Corruption Prevention: Business integrity as a part of the National Anti-Corruption Strategy. Tetyana Kheruvimova , Inspector, Office of Business Ombudsman: Promoting business integrity among companies. Elaroslava Sakhno , Head of Compliance, EBA Olena Stepanova , AmCham Companies
Objectives	The objective of this session is to update each other about the ongoing and planned business integrity activities conducted by the government, the private sector and international partners in Ukraine. Following the kick-off updates by the participants listed below, all participants will be invited to share their information.
12:00 – 13:00 Developing a national business integrity deal	
Objectives	Discussion focus points: <ul style="list-style-type: none">• Communication and coordination• National business integrity commitments and their monitoring• Additional promotional activities and international assistance The objective of this session is to discuss how to strengthen business integrity work in Ukraine. Participants may discuss how to improve communication and coordination between various on-going activities. They may also discuss if it is realistic to develop any structured and institutionalised business integrity commitment or deal in Ukraine, and how to ensure continuous monitoring of its implementation. Participants can also discuss what kind of additional actions to promote business integrity can be developed by the government and the private sector actors, and how international partners can help.
13:00 Closing remarks	
	The co-organisers will summarise the discussions and propose next steps.
Farewell coffee and sandwiches	