

### Specific Instances Considered by the Dutch National Contact Point to Date

<b>NCP concerned</b>	<b>Issue dealt with</b>	<b>Date of Notification</b>	<b>Host Country</b>	<b>Guidelines Chapter</b>	<b>Status</b>	<b>Final Statement</b>	<b>Comments</b>
Netherlands	Adidas' outsourcing of footballs in India	July 2001	India	II. General Policies IV. Employment and Industrial Relations	Concluded	Yes, December 2002	A resolution was negotiated and a joint statement was issued by the NCP, Adidas and the India Committee of the Netherlands on 12 December 2002 <a href="http://www.oecd.org/dataoecd/33/43/2489243.pdf">www.oecd.org/dataoecd/33/43/2489243.pdf</a>
Netherlands	Dutch trading company selling footballs from India	July 2001	India	II. General Policies IV. Employment and Industrial Relations	Concluded	No investment nexus	After the explanation of the CIME on investment nexus it was decided that the issue did not merit further examination under the NCP.
Netherlands	IHC Caland's (now: SBM Offshore) activities in Myanmar to contribute to abolition of forced labour and address human rights issues	July 2001	Myanmar	IV. Employment and Industrial Relations	Concluded	Yes	After several tripartite meetings parties could agree on common activities and a joint statement. Parties visited the ambassador of Myanmar in London. Statement can be found on <a href="http://www.oesorichtlijnen.nl">www.oesorichtlijnen.nl</a> (English version)
Netherlands	Closure of an affiliate of a Finnish company in the Netherlands	December 2001	Netherlands	IV. Employment and Industrial Relations	Concluded	No	Labour unions withdraw their instance after successful negotiations of a social plan.
Netherlands	Labour unions requested the attention of the NCP due to a link of government aid to Dutch labour unions to help labour unions in Guatemala	March 2002	Guatemala/ Korea	IV. Employment and Industrial Relations	Concluded	Not by Dutch NCP	The specific instance was about a Korean company, the Korean NCP was already dealing with the instance. The Dutch NCP concluded by deciding that it did not merit further examination under the Dutch NCP.
Netherlands	Labour unions requested the attention of the NCP on a closure of a French affiliate in the U.S.A.	July 2002	United States	IV. Employment and Industrial Relations	Concluded	Not by Dutch NCP	The link that the labour unions made was the fact that another affiliate of this French company in the Netherlands could use the supply chain paragraph to address labour issues. The Dutch NCP concluded by deciding that the specific instance was not of concern of the Dutch NCP and did not merit further examination.

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Netherlands	Treatment of employees of an affiliate of an American company in the process of the financial closure of a company	August 2002	Netherlands	IV. Employment and Industrial Relations	Concluded	Yes	As the Dutch affiliate went bankrupt and the management went elsewhere, neither a tripartite meeting nor a joint statement could be realised. The NCP decided to draw a conclusion, based on the information gathered from bilateral consultations and courts' rulings.
Netherlands (consulting with Chile)	On the effects of fish farming	August 2002	Chile	V. Environment	Concluded	Not by Dutch NCP	The specific instance was dealt with by the Chilean NCP. The Dutch NCP acted merely as a mediator between the Dutch NGO and the Chilean NCP.
Netherlands	Chemie Pharmacie Holland BV and its activities in the DRC.	July 2003	Democratic Republic of Congo	II.10. Supply chain IV. Employment and Industrial Relations	Concluded	Yes, May 2004	Despite the lack of an investment nexus, the NCP decided to publicise a statement on lessons learned.
Netherlands	Closure of an affiliate of an American company in the Netherlands	September 2003	Netherlands	IV. Employment and Industrial Relations	Concluded	No	Labour unions withdraw their instance after successful negotiations of a social plan.
Netherlands	Travel agencies organising tours to Myanmar.	2003-2004	Netherlands	IV. Employment and Industrial Relations	Concluded	Yes, April 2004	Despite lacking investment nexus, NCP decided to make statement about discouraging policy on travel to Myanmar.
Netherlands	Through supply chain provision address an employment issue between an American company and its trade union	August 2004 - April 2005	United States	IV. Employment and Industrial Relations	Concluded	Not by Dutch NCP	The link that the labour unions made was that a Dutch company, though its American affiliate, could use the supply chain recommendation to address labour issues. The Dutch NCP discussed the matter with the Dutch company involved. Shortly thereafter the underlying issue between the American company and its trade union was solved.

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Netherlands	Treatment of the employees of an Irish company in the Netherlands	October 2004	Netherlands	IV. Employment and Industrial Relations	Concluded	No	The NCP decided that the specific instance, raised by a Dutch labour union, did not merit further examination, because of the absence of a subsidiary of a multinational company from another OECD country in the Netherlands.
Netherlands	Introduction of a 40 hrs working week in an affiliate in the Netherlands of an American company	October 2004	Netherlands	IV. Employment and Industrial Relations	Concluded	No	Legal proceedings took care of labour union's concerns.
Netherlands	Treatment of employees and trade unions in a subsidiary of a Dutch company in Chile	July 2005	Chile	IV. Employment and Industrial Relations	Concluded	Not by Dutch NCP	Labour Union requested the Dutch NCP to inquire after the follow up of a Interim report of the ILO Committee on Freedom of Association on the complaint against the Government of Chile.
Netherlands	Storage facilities in the Philippines of Royal Dutch Shell: alleged improper influencing of local decision making processes and of violating environmental and safety regulations.	May 2006	Philippines	II. General Policies III. Disclosure V. Employment and industrial Relations VI. Combating Bribery	Closed	Yes, on 31 August 2009	The procedure had been halted for 1,5 years due to legal procedures in host country. NCP went on a fact finding mission in November 2008 but was not able to mediate successfully in 2009. Final statement published on 31 August, 2009.
Netherlands	Request by NCP of the USA to contact Dutch Gamma Holding, re an instance concerning trade union rights at an USA-based subsidiary.	July 2006	USA	IV. Employment and Industrial Relations	Closed	N.A.	Report of the meeting between Dutch NCP and the Dutch company was sent to the NCP of the USA. In April 2007 an agreement was reached between the parties.
Netherlands	Maltreatment of employees and de facto denial of union rights at a main garment supplier in India of Dutch denim manufacturer G-Star.	October 2006	India	II. General Policies IV. Employment and Industrial Relations	Withdrawn	Yes, only procedural on 15 April 2008	After a successful mediatory attempt beyond NCP-level between complainants and the Indian company directly, the specific instance was withdrawn on February 5, 2008.
Netherlands and United Kingdom	Abuse of local corporate law by a subsidiary of a Dutch/British Unilever, in order to dismiss employees without compensation.	October 2006	Pakistan	IV. Employment and Industrial Relations	Concluded	Yes	Case was brought to both the Dutch and UK NCP. The instance was decided admissible by the UK NCP in December 2008. Facilitating role by the Dutch NCP.

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Netherlands	Alleged violation of local land property law and environmental pollution (air, noise) by a Pakistani Joint Venture of Dutch SHV Holding NV at a newly build store in Karachi.	October 2008	Pakistan	II. General Policies V. Environment	Concluded	Yes	After admissibility the NCP met with the MNE, which turns out to have sold its share in the JV. No longer an investment nexus.
Netherlands, Ireland (lead), Norway, USA	Pipeline laying project of Shell Ireland E&P, Statoil and Marathon allegedly violating human rights and environmental standards	August 2008	Ireland	II. General Policies V. Environment	Pending	No	The SI was brought to both the Irish and the Dutch NCP, which accepted the SI jointly. All parties involved were heard in late April 09, new steps are under consideration.
Netherlands, Argentina (lead)	Alleged violation of environmental standards and ineffective local stakeholder involvement by subsidiary of Shell, Shell CAPSA.	June 2008	Argentina	II. General Policies V. Environment	Pending	No	The SI was merited further consideration in September 2008. Arg. NCP has spoken with both parties and has visited the site. Shell objects further proceedings due to parallel legal procedures.