

Dutch National Contact Point: Aspirations and Expectations Met?

Report of the NCP Peer Review Team 2010

Table of Contents

<u>Preface</u>	4
<u>Executive Summary</u>	6
<u>1. Introduction to the Dutch NCP and the review</u>	8
1.1. The NCP: structure and practice	
1.2. The peer review – participants, goals and methods	
<u>2. Recommendations</u>	11
2.1. <u>Structure of the Dutch NCP</u>	
2.1.1. The NCP members	
2.1.1.1. <i>Appointment of NCP members</i>	
2.1.1.2. <i>Qualifications of NCP members</i>	
2.1.1.3. <i>Decreased accessibility of NCP members</i>	
2.1.2. Composition and position of the NCP Secretariat	
2.1.3. No appeal mechanism	
2.1.4. Resources	
2.2. <u>The NCP's promotional activities</u>	14
2.2.1. General comments and recommendation	
2.2.2. The NCP Stakeholders meetings	
2.2.3. Role of key stakeholders	
2.2.4. Communication plan cycle and joint efforts in promotion	
2.3. <u>The NCP's handling of specific instances</u>	17
2.3.1. Initial assessment	
2.3.2. Investment nexus	
2.3.3. Parallel procedures	
2.3.4. Mediation and adjudication	
2.3.5. Confidentiality	
2.3.6. Scope of specific instance procedure	
2.3.7. Follow-up of final statements	
2.3.8. Timelines of procedural steps	
2.3.9. Cooperation with other NCPs	
2.3.10. Level of requirement for MNEs as regards their subsidiaries	

3. <u>Lessons learnt</u>	25
3.1. Importance of promotional activities	
3.2. Better protection of persons and organisations lodging complaints	
3.3. The NCP's approach on aspects of the NCP procedure	
3.4. Interpretation of the OECD Guidelines	
3.5. Independence / Relations with the government	
3.6. Peer reviewing as a means of peer learning	
4. <u>Information on how the review was conducted</u>	22
4.1. <u>Meetings of review team, timeline</u>	
4.2. <u>Review methods used</u>	
4.2.1. Descriptions and analyses by NCP Secretariat	
4.2.2. Questionnaire	
4.2.3. Individual interviews	
4.2.4. Group discussions	
4.3. <u>Stakeholders involved</u>	
4.4. <u>Additional background information</u>	
Annexes:	
1. Background of Dutch NCP (introductory document)	29
2. Government Decree	40
3. List of cases (with referral to website for final statements)	42
4. Executive summary of the DNCP Communication plans 2007 – 2010	45
5. NCP overview of expenses (general overview of June '07 – Dec. '09)	47
6. Questionnaire	49
7. Report of Harvard meeting	52
8. Overview of people involved in peer review	58
Website (www.oecdguidelines.nl):	
9. Annual communication plans	
10. Annual reports	
11. Final statements	