



**Bali Process**  
Government &  
Business Forum

**THE NUSA DUA FORUM**  
**PROGRESS SINCE PERTH**  
6 - 7 AUGUST 2018



# EXECUTIVE SUMMARY

*“The combined Government and Business Forum seeks to bring together senior leaders to find powerful solutions to end one of the greatest human scourges the world has ever seen – modern slavery.”*

The Bali Process Government and Business Forum was successfully held on 24-25 August 2017 in Perth, co-chaired by Foreign Ministers H.E. Retno Marsudi and Hon Julie Bishop MP, Datuk Eddy Sariaatmadja (Chairman Emtex) and Mr Andrew Forrest AO (Chairman Fortescue Metals Group). The combined Government and Business Forum seeks to bring together senior leaders to find powerful solutions to end one of the greatest human scourges the world has ever seen – modern slavery.

Since the inaugural Forum, extensive consultations have been held with business across the region in preparation for this year's 2018 Nusa Dua Forum. The intention behind the consultations was to engage business with the key themes set out in the official Work Plan. Through multiple workshops, roundtables and calls (the details of which can be found in this report), the Secretariat was able to identify common patterns and key themes. The Expert Panel, consisting of civil society groups, international organisations, consultants, and academics across the region, played a crucial role in formulating the way forward. The Acknowledge, Act and Advance Recommendations (AAA Recommendations) seek to provide a roadmap forward for action by both Government and Business.

Momentum on this issue has grown over the past year with more governments actively legislating or openly discussing supply chains legislation (Australia and Hong Kong), and businesses actively leading on the issue, demonstrated by the world's first modern slavery statements in a number of implementing countries. Other business leaders have spearheaded media campaigns and hosted key seminars with top business leaders and ministers. Leaders are finding creative, innovative and bold solutions tailored to their sector, networks of influence and region.

Significant progress has happened since Perth, but there is a long way to go. Business and government should continue to work together by: *acknowledging* the scale of the problem, *acting* to strengthen and implement policy and legal frameworks, and *advancing* efforts over the long term, so that modern slavery can be eliminated.

# THE PERTH FORUM

## BACKGROUND & PERTH FORUM, 2017

The inaugural Bali Process Government and Business Forum (GABF) was launched on August 24-25 in Perth, Western Australia, co-chaired by Foreign Ministers H.E. Retno Marsudi and Hon Julie Bishop MP, Datuk Eddy Sariaatmadja (Chairman, Emtex) and Mr Andrew Forrest AO (Chairman, Fortescue Metals Group).

The Government and Business Forum is a track of the Bali Process on People Smuggling, Trafficking in Persons and Related Transnational Crime, a ministerial conference established in 2002 as a regional forum for policy dialogue, information sharing and practical cooperation. The forum was established as Ministers recognised the need to engage constructively with private industry in a genuine partnership.

At the Perth Forum, around 40 business leaders representing 29 member states (with a combined personal net worth and company turnover of US\$660 billion), along with representatives of 37 governments and four international organisations were in attendance. Delegates gave statements from the floor which shed light on some of the challenges faced in their countries and organisations, alongside discussing opportunities for collaboration.

### TESTIMONY

The forum heard an emotional testimony from Mr Moe Turaga, a victim of debt bondage, who came to Australia as a 17-year-old from Fiji and was forced to work on a vineyard in Victoria for two years without pay, while having his passport withheld.

*"I am marked by slavery forever,"  
Mr Turaga said.*

*"The scars on my back, from when I  
fell into barbed wire and received no  
medical care, are a regular reminder  
of this traumatic time in my life."*



Photo: Inaugural Bali Process Government and Business Forum



# The Pledge

## THE PERTH PLEDGE

Thirty-one businesses, 26 government leaders and one international organisation endorsed and signed the Perth Pledge below:

*We the undersigned believe each person is a free human being.*

*Modern slavery, in the form of human trafficking and forced labour, fails to respect the fundamental truth that all people have the right to freedom and dignity.*

*From government and business, we the undersigned pledge ourselves to use our influence and power within the Indo-Pacific region and globally to work together for the freedom of all those who are enslaved and trafficked, so that their future may be restored. We pledge to work together to achieve this human moral imperative.*

## THE EVENTS

In addition to the official launch, the two-day schedule of events featured a public forum and a closed-door business-only forum.

### **Building Ethical Supply Chains in Asia to Fight Modern Slavery**

*Hosted by the USAsia Centre, University of Western Australia*

Australian Foreign Minister Hon Ms Julie Bishop MP delivered a keynote address introducing the new Government and Business Forum. The Minister emphasised the important role that the private sector plays in identifying risks of modern slavery and labour exploitation within supply chains. Alongside the keynote, Professor Gordon Flake moderated a panel of international experts from Walmart, JD.com, Thai Union and adidas for a discussion about the challenges of modern slavery and the solutions businesses and communities can pursue.



### **Bali Process Business-only Forum**

*Hosted by Ernst & Young*

This closed-door forum gave business leaders the opportunity to discuss openly the opportunities and challenges businesses face in implementing best practice models within their own companies. Delegates discussed the format for engagement with the public sector on this issue, and officially endorsed the proposed Work Plan 2017/2018.



## **In the Media**

The Forum attracted international attention – it is estimated that the event reached 4.9 million people across 18 countries in at least five languages.





01



02



03

01. Inaugural Bali Process Government and Business Forum  
 02. Building Ethical Supply Chains in Asia to Fight Modern Slavery  
 03. Bali Process Business-only Forum

# 2018 PREPARATION

## FOR THE NUSA DUA FORUM

Building upon the 2017 Consultations, the Perth Forum and the 2017/18 Work Plan, the Secretariat has conducted further rounds of consultations with business, government and knowledge partners across the Indo-Pacific region.

### WORKING GROUP CONSULTATIONS

After the Perth Forum, the Secretariat convened an initial series of update and strategy calls with business leaders from October to December 2017. Convening approximately eight key update calls with approximately 70 attendees across the calls (and numerous direct calls), core leaders were asked to review the initiatives outlined in the Work Plan, indicate preferred focus areas, and how to leverage policy into practical action within their countries. A core group of leaders also discussed the strategy for consultations moving forward, such as how to coordinate with existing work in the region and scalability of the work, bearing in mind the agreed Perth Principles as set out in the Work Plan.



1. In early 2018, the first workshop was held for the businesses located in the Gulf Region. The Dubai workshop was kindly hosted by Aman Foundation during February 2018. A total of 27 attendees (including via phone) participated, comprising of 7 businesses from across Afghanistan, Indonesia, Iraq, Pakistan, Jordan and Sri Lanka, together with government representatives and civil society support from Plenitude Partners and the Freedom Fund. Discussions focused on how business leaders could improve awareness and engagement in the region, such as through issuing of modern slavery statements and a video campaign focused on businesses (translated into local languages).



2. The Secretariat team participated in roundtables convened by the Consumer Goods Forum and Institute for Human Rights and Business in Kuala Lumpur and Bangkok in March 2018. These roundtables focused on how business and governments can drive responsible recruitment in the region and facilitate discussions between brands, suppliers and recruitment agencies to openly discuss challenges and opportunities for collaboration. The Bali Process Government and Business Forum was featured as a unique mechanism for dialogue between the private and public sector in the region, and several Global Business Partners such as Walmart, adidas, Thai Union and Ikea attended the roundtables.





3. The second workshop was hosted by the Legatum Institute in London during April 2018. The Secretariat invited a range of the Global Business Partners that are major multi-national corporates with significant operations in the Indo-Pacific. A total of 16 attendees, including adidas, Thai Union, Nestle, IKEA, Unilever, Twining's, JLL and Walmart as well as Australian and UK government representatives participated in this workshop. The focus of this workshop was to draw upon the expertise of the Global Business Partners that are leading examples of global best practice to inform the policy recommendations submitted by business to government. Participants shared their feedback on incentives and drivers for global business, the need for consistent legislation across the region and the importance of contextualising the issues to be relevant for the Indo-Pacific region (not from a US/UK/EU perspective).



4. Finally, the Pacific region workshop was hosted by the Freedom Hub (an NGO meeting space whose profits go 100 percent towards supporting victims of modern slavery) in Sydney during May 2018. With 22 attendees including Woolworths, South32, Qantas, Icebreaker, Sunrice, Samoa Chamber of Commerce and Industry, Nautilus Minerals, Surangel & Sons and Qualao Consulting the range of countries represented included Australia, Indonesia, New Zealand, Palau, Papua New Guinea, Samoa, Tonga and Vanuatu. Several Pacific Islands Governments also attended, including from Papua New Guinea, Tonga, Indonesia and Australia. With such a varied range of participants, this workshop focused on the need to educate migrant workers in the region about their rights and how to access decent work, how to create “safe harbours” for business, the gaps in legislative frameworks, and what support business and government need from each other to achieve these ambitious goals.

The common themes that emerged across all series of calls, workshops and roundtables included:



Importance of localisation of the issues; there is no one size fits all.



Transparent, honest and frank discussions are needed, and to encourage such a discussion there must be safe harbours for business.



Need for efficient information sharing and avoiding duplication of resources and initiatives.



How to best capitalise on the growing momentum in the region and widespread interest in the Bali Process and focus on the unique selling point of the Bali Process Government and Business Forum, which is the engagement between senior government and business leaders.



01



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04



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- 01. Singapore working group
- 02. Gulf region working group
- 03. London working group
- 04. Pacific working group
- 05. Indonesian Palm Oil leaders

## EXPERT PANEL

In 2018, the Expert Panel continued to play an important role by critically reviewing and analysing the recommendations prepared by the Secretariat following the consultations with business and government. The Secretariat team met in person with several of the Knowledge Partners and corresponded with the remainder over phone and email regularly since the Perth Forum. Initial drafts of the AAA Recommendations were set out for review in May 2018.

### Key themes discussed:

- Deepening understanding on how forced labour, human trafficking, child labour and modern slavery are often tied to issues of bribery, corruption and organised criminal activity, which diminishes the attractiveness of markets for trade, generates insecurity, and undermines sustainable growth.
- Importance of elevating and aligning policy recommendations to other national and regional and international forums, including ASEAN, G20 and OECD.
- Crucial juncture to establish sustainable governance and future milestones for the Bali Process Government and Business Forum.
- How to create safe harbours for business to encourage transparency and openness to share information.
- Crucial role of enforcement, both of existing and emerging laws, by government, using a risk- based enforcement approach, starting with the highest risks.
- Importance of adopting the “Employer Pays” principle, and related ethical recruitment standards, by mandating this legally to provide clarity and consistency for business.
- Addressing the problem of short-termism approaches built into business models when trying to tackle these deep rooted and complex issues.
- Identifying the drivers for change that will incentivise business, is crucial.
- Need for greater sharing of existing knowledge by way of sharing information between business and business, and business and government.
- Developing a comprehensive mapping exercise of laws and regulations, and initiatives in the region.



The Secretariat acknowledges and thanks the following members of the Expert Panel, who together represent a diverse range of civil society groups, international organisations, consultants and academics across the region.

**Business & Human Rights  
Resource Centre**

Phil Bloomer

**Global Reporting Initiative**

Alyson Slater

**Institute for Human Rights  
& Business**

Neill Wilkins

**Issara Institute**

Lisa Rende Taylor

**Know the Chain**

Kilian Moote

**Responsible Business Alliance**

Bob Mitchell

**Verité**

Shawn MacDonald

**Minderoo Foundation**

Fiona David

**Asia Pacific Forum**

Kieren Fitzpatrick

**Global Compact Network Australia**

Vanessa Zimmerman

**World Business Council for Sustainable  
Development**

James Gomme

**International Labour Organisation**

Nilim Baruah

**International Organisation of Employers**

Peter Hall

**International Organisation for Migration**

Philip Hunter

**NYU Centre for Human Rights**

David Segall

**Coventry University**

Katharine Jones

**Wesley Wilson**

Melissa Stewart

Ruth Pojman

Miaw Tiang Tang

## **PRO BONO SUPPORT - HERBERT SMITH FREEHILLS**

Herbert Smith Freehills, an international top tier law firm, has provided extensive pro bono support to the Secretariat by preparing legal analysis of legal frameworks across the Indo-Pacific region. The research provided focused on analysing the international, regional and human rights laws and regulations in place on governments and businesses to address risks of modern slavery and related exploitation. Particular focus was on emerging laws focusing on supply chain transparency laws and ethical recruitment of migrant workers, and status of ratification of key international treaties and conventions.

# AAA RECOMMENDATIONS BUSINESS PROGRESS REPORT

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# OVERVIEW

## AAA RECOMMENDATIONS

The Acknowledge, Act and Advance Recommendations (AAA Recommendations) set out a pathway for both business and government to contribute to the eradication of these transnational crimes. Implementation of the AAA Recommendations will increase momentum toward achieving Target 8.7 of the 2030 Agenda for Sustainable Development, which calls for immediate and effective measures to be taken to eradicate forced labour, end modern slavery and human trafficking and eliminate the worst forms of child labour.

To contribute effectively to the eradication of these transnational crimes, business and government need to acknowledge the scale of the problem, act to strengthen and implement policy and legal frameworks and advance efforts over the long term. This should include clear and consistent standards for ethical recruitment and treatment of workers, supply chain transparency and redress mechanisms.



**ACKNOWLEDGE** encourages deeper understanding by business and government of the scale of, and challenges associated with these transnational crimes. These crimes also undermine economic growth by contributing to inefficient labour markets, depressing wage rates and causing significant social costs. Consumer and investor choice is also increasingly driven by ethical considerations.



**ACT** encourages businesses to implement ethical business practices and governments to strengthen policy and legislative frameworks. Clear and consistent policies and legislation also offer an attractive investment destination for business. Consistency across jurisdictions will encourage business to act.



**ADVANCE** recognises that the GABF is at a pivotal stage of development. The GABF's Business Co-Chairs and Secretariat will develop a governance framework that ensures the ongoing sustainability and effectiveness of the Forum.

The AAA Recommendations recognise that businesses and countries represented within the GABF come from diverse backgrounds and therefore, the recommendations need to be implemented according to specific contexts and capacities.



## **ACKNOWLEDGE**

### *RECOGNISE AND COMMIT*

Business and government acknowledge the need to contribute to the eradication of these transnational crimes from public and private supply chains across the Indo-Pacific region.

The GABF provides a platform for leaders to promote understanding of the damage these crimes cause, including the negative impacts on victims and economic growth.

The GABF will focus on raising awareness of these issues, identifying roadblocks, sharing resources, and implementing practical solutions across the region.

### **KEY OUTCOMES**

- Acknowledge and understand the risk
- Commit to taking practical action

### **RECOMMENDATIONS**

#### **Government to:**

1. Raise awareness with businesses, consumers and workers.
2. Develop policy guides on supply chain transparency, ethical recruitment and worker-protection and redress frameworks, through existing Bali Process mechanisms.

#### **Business to:**

1. Deepen understanding within their own organisations and supply chains, through dedicated resources, training and capability development.
2. Conduct ongoing risk assessments and take steps to manage risk in accordance with best practice.





## **PROGRESS REPORT** *DEEPEN UNDERSTANDING*

During working group consultations, business delegates discussed the need for greater public awareness on issues surrounding modern slavery and bonded labour in supply chains. Currently, many businesses and consumers in Indo-Pacific are either not aware or reluctant to address these issues.

The Secretariat commissioned the production of a short video to outline the issue in a compelling way and to make it clear why business should act.

### **This video aims to:**

- present both the moral and economic case to act and is designed to trigger a conversation;
- improve Indo-Pacific corporate awareness of risks of modern slavery and relevancy to the private sector; and
- encourage private sector engagement with government to discuss solutions.

The video will be distributed by businesses across different sectors to increase the understanding of the role they can play in engaging with the work of the Forum to determine methods of combatting modern slavery.

### **The video is available in 6 languages.**

**English**

**Urdu**

**Sinhala**

**Bahasa Indonesia**

**Tamil**

**Dari**

### **This video has already reached over 12,500+ people on social media.**

We encourage continued sharing of the video within your networks via WhatsApp, Twitter, Facebook, Youtube and Instagram to promote the message.





## PROGRESS REPORT

### RAISING AWARENESS

Business Leaders, the Business Co-chairs, governments and the Secretariat have been actively raising awareness of the issues of forced labour, human trafficking, modern slavery and child labour across the world from workshops and seminars to high profile speaking engagements. There has been considerable interest from civil society, media, governments and businesses about the unique platform of the Bali Process Government and Business Forum and the profile of this Forum has been raised considerably since Perth Forum in August 2017.

The timeline below is just a selection of examples of engagement, by Bali Process business leaders or expert panel members across the region addressing issues including ethical recruitment, safeguards for victims and supply chain transparency.

*"If anyone feels like they are isolated, we will fail.  
We have to stand shoulder to shoulder. If one company  
fails because we don't stay together, we will all fail."*

— Andrew Forrest, Chairman Fortescue Metals Group

AUGUST 2017

#### PERTH FORUM

**Inaugural** Bali Process  
Government & Business Forum  
**42** Indo-Pacific countries  
**4** United Nations Organisations  
**34** Businesses  
**100** Official delegates



SEPTEMBER 2017

#### UN GENERAL ASSEMBLY WEEK, NEW YORK

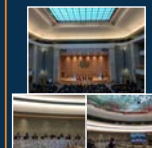
Concordia Summit  
**2,600** participants



NOVEMBER 2017

#### UN BUSINESS & HUMAN RIGHTS FORUM, GENEVA

**2,000** attendees



#### PALAU UPDATES

Local task force created  
**2** human trafficking cases filed



JANUARY 2018

#### NZ BUSINESS LEADER LAUNCH TRANSPARENCY REPORT



icebreaker



OCTOBER 2017



**AUSTRALIAN BUSINESS  
LEADER WESFARMERS**  
launch modern slavery statement  
and sustainability report

DECEMBER 2017



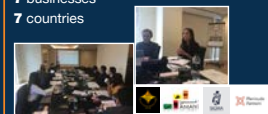
#### BUSINESS BULLETIN NO.1

**158** recipients  
**42** countries  
**574** opens

FEBRUARY 2018

#### GULF REGION WORKING GROUP, DUBAI

**27** attendees  
**7** businesses  
**7** countries



#### INDONESIAN PALM OIL LEADERS, JAKARTA



At the recent 2018 Commonwealth Summit in London, Business Co-chair Andrew Forrest met with various Presidents, Ministers and leaders from across the world requesting their leadership and support to address these issues in their countries.

Most of these were not members of the Bali Process member states but their leadership shows a growing trend globally of prominent and influential leaders, united across countries and beyond politics, to end modern slavery.

Commonwealth commitments at the Commonwealth Summit 2018 included those from:

**President of South Africa**

Cyril Ramaphosa

**Barbados Minister for Foreign Affairs**

the Hon Maxine P.O McClean

**President of Rwanda**

Paul Kagame

**Prime Minister of Tuval**

the Hon Enele Sosene Sopoaga PC

**UK Foreign Minister**

the Hon Boris Johnson

**President of Sri Lanka**

Maithripala Sirisena

**President of Botswana**

Mokgweetsi Masisi

MARCH 2018

**IHRB / CGF RECRUITMENT  
REGIONAL ROUNDTABLE,  
KUALA LUMPUR & BANGKOK**

160 regional governments, brands,  
suppliers & recruiters across two events



**NZ BUSINESS LEADER HOSTS  
HUMAN TRAFFICKING FORUM**

35 businesses and government officials



MAY 2018

**JORDAN, IRAQ & SRI LANKA  
BUSINESS LEADERS**

launch world first modern slavery statements

Ingot Brokers  
Khudairi Group  
Capital Maharaja

**PACIFIC REGION WORKING GROUP, SYDNEY**

22 attendees  
10 businesses  
8 countries



**BUSINESS BULLETIN NO.2**

274 recipients  
32 countries  
584 opens



**WEBSITE LAUNCH  
& VIDEO CAMPAIGN**

6 languages



JULY 2018

**PNG BUSINESS SEMINAR,  
PORT MORESBY**



**AUSTRALIAN BUSINESS  
WOOLWORTHS GROUP**

launch responsible sourcing  
programme



AUGUST 2018

**2ND BALI PROCESS  
GOVERNMENT & BUSINESS  
FORUM, NUSA DUA**

APRIL 2018

**AFGHANISTAN  
BUSINESS LEADER**

Bayat Group launch  
modern slavery statement



**COMMONWEALTH LEADERS  
SUMMIT, LONDON**

7 heads of government commit  
to take action



**GLOBAL BRANDS  
WORKING GROUP, LONDON**

16 attendees  
8 businesses  
8 countries



JUNE 2018

**BALI PROCESS SENIOR OFFICIALS  
MEETING, SYDNEY**



**AUSTRALIAN MODERN SLAVERY  
BILL READ INTO PARLIAMENT**



**GLOBAL FORUM ON RESPONSIBLE  
RECRUITMENT, SINGAPORE**

200 participants

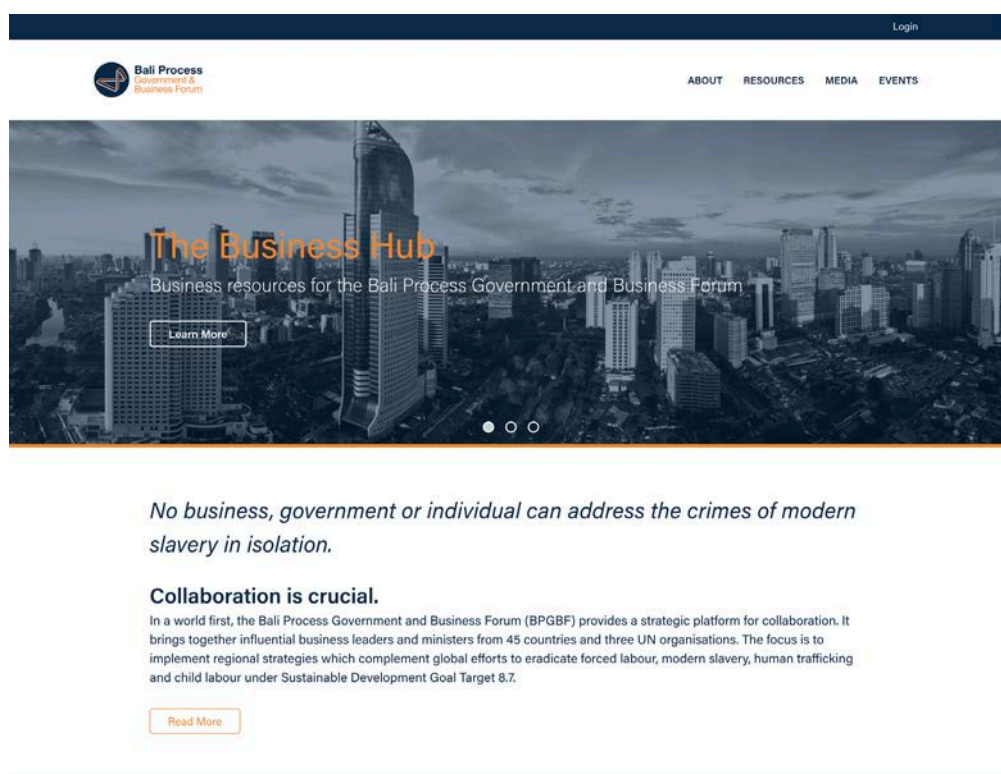




## PROGRESS REPORT

### INFORM AND EDUCATE – ONLINE RESOURCES

In May 2018, the Secretariat launched an online central hub that holds information and resources for businesses and other stakeholders [www.baliprocessbusiness.org](http://www.baliprocessbusiness.org), to supplement the main Bali Process on People Smuggling, Trafficking in Persons and Related Transnational Crime website at [www.baliprocess.net](http://www.baliprocess.net).



The Business Bulletin newsletter was started in December 2017, providing regular updates from the Secretariat on the working groups, key events, news alerts and other practical resources for businesses tackling the issues of modern slavery.

	Recipients	Countries Reached	Opens
<b>Bulletin 1</b>	158	42	574
<b>Bulletin 2 (Save the Date)</b>	106	23	158
<b>Bulletin 3</b>	274	32	584

The new website and Bulletin newsletter were designed by the Secretariat to provide tools, resources and support for leaders and stakeholders participating, or interested to participate, in the Bali Process Government and Business Forum.





## **PROGRESS REPORT**

### *SRI LANKA - CAPITAL MAHARAJA*

After the Perth Forum, business leader Mr Chevaan Daniel, Executive Group Director of the Capital Maharaja Group, met with the Sri Lankan President HE Maithripala Sirisena and discussed how they could work together to address modern slavery in Sri Lanka. The highlight of the discussion was Sri Lanka's migrant workers. He also facilitated several TV & radio broadcasts on the topic of slavery as first steps to improve awareness of the issues locally.

During May 2018, the Capital Maharaja Organisation released the first modern slavery statement in Sri Lanka, outlining the steps that the organisation is, and will continue to take, to address the risks of modern slavery within its own operations and supply chains.



## **ACT**

### *STRENGTHEN AND IMPLEMENT*

Governments can strengthen domestic policies and legislation to encourage ethical recruitment practices, transparency across supply chains, and provide support and redress mechanisms for victims.

Businesses can implement ethical policies and business practices, address risks in supply chains and share best practice with other businesses.

Business and government can collaborate on the development of national policies and legislation.

### **KEY OUTCOMES**

- Strengthen, implement and enforce policies and legislation
- Ethical business policies and practices

### **RECOMMENDATIONS**

#### **Government to:**

1. Strengthen, amend, or repeal where necessary, policy and legislation, to encourage supply chain transparency, ethical recruitment, protection for victims and access to redress mechanisms. Implement and enforce clear policies and legislation that encourage business to act, prioritising the highest risks.
2. Improve transparency and ethical recruitment practices within public procurement supply chains.
3. Ratify relevant international conventions and protocols.

#### **Business to:**

1. Improve supply chain transparency.
2. Implement ethical and transparent recruitment practices.
3. Strengthen internal codes of conduct, contractual terms, procedures and policies that offer safeguards and avenues for redress for workers impacted by forced labour and related transnational crimes.



## **PROGRESS REPORT**

### *SUPPLY CHAIN TRANSPARENCY*

#### **AUSTRALIA – MODERN SLAVERY ACT**

Australia has taken important strides forwards since the last Forum.

Many may recall that in August 2017, the Australian Government announced, and Minister Bishop endorsed at the Perth Forum, the Government's intention to introduce a proposal for modern slavery reporting requirements by large corporates doing business in Australia.

A series of further consultations were completed, cumulating in the announcement of a Federal government funding of \$36 million over four years to create a new "Anti-Slavery Business Engagement" unit and the introduction of Australia's Modern Slavery Bill into Parliament in June 2018. It is expected the federal bill will be passed into law by the end of 2018.

Meanwhile in the state of New South Wales, state legislation was entered into force in June 2018, creating the NSW Modern Slavery Act which has some overlaps with the federal legislation. This law also targets all large corporates doing business (but with a lower financial threshold and proposed penalties than the federal act), and created the statutory state officer to oversee implementation of the Act within New South Wales.

#### **HONG KONG – MODERN SLAVERY ACT**

Legislative Council member Dennis Kwok sent a draft Modern Slavery Bill in January 2017 for consideration by the Hong Kong Government, with similar provisions to the UK Modern Slavery Act and proposed Australian Modern Slavery Act. Amongst other new criminal offences being introduced and defined, it also introduces the requirement for annual reporting by large corporations on steps taken to address the risks of slavery in organisations and supply chains. Current indication from the Hong Kong Government suggests there is no support for amending legislation at this stage, despite Hong Kong having been put on Tier 2 Watch List by the Trafficking in Persons Report issued by the US State Department. The Government did not comment on the reporting requirement by corporates during their discussions of the draft bill.

Dennis Kwok has been a tremendous supporter of the Bali Process Government and Business Forum, speaking on his draft bill at the recent Global Forum on Responsible Recruitment in Singapore, alongside other Bali Process Business Leaders.



## PROGRESS REPORT

### WORLD FIRST MODERN SLAVERY STATEMENTS

Whilst legislation has been moving with relative speed and momentum is growing across the world, in parallel, Bali Process Business Leaders have quietly demonstrated business support, particularly in regions where legislation will not be feasible for many years to come. Four of our Bali Process Business Leaders are showing tremendous courage and leadership within their own organisations and networks, by publishing the first ever modern slavery statements in their home countries of Afghanistan, Iraq, Jordan and Sri Lanka.

We congratulate the leadership shown by:

Dr Eshan Bayat, Chair of the Bayat Group

*“We accept our responsibility to support transparency and honesty; to find and resolve problems, and to work with others to protect the rights of workers, particularly those who are most vulnerable to abuses such as modern slavery.” — Dr Eshan Bayat*

Mr Chevaan Daniels, Executive Director of the Capital Maharaja Organisation

*“We intend to not just be participants in a global effort against Modern Day Slavery, but champion this cause, alongside like-minded entities” — Chevaan Daniel*

Mr Mohammed Khudairi, Managing Partner of the Khudairi Group

*“We truly believe and stand for our corporate values and apply it every single day to our employees, co-workers, clients, shareholders, business partners and owners.” — Mohammed Khudairi*

Mrs Iman Mutlaq, Chief Executive Officer of Ingot Brokers

*“We should raise our voices to help those who can’t raise their voice. We stand with humanity”. — Iman Mutlaq*





Bali Process Businesses and Global Business Partners who have also previously published modern slavery statements, or commitments to address modern slavery within code of conducts and sustainability reports include:

- Fortescue Metals Group, Australia
- Wesfarmers Limited, Australia
- Tusaka Group, Bangladesh
- Mitsui, Australia
- Sime Darby, Malaysia
- Thai Union, Thailand
- Asda, United States (part of the Walmart Group)
- Adidas, Global Business Partner
- ASICS, Global Business Partner
- Unilever, Global Business Partner
- Nestle, Global Business Partner
- Woolworths, Global Business Partner
- South 32, Global Business Partner
- Qantas, Global Business Partner
- Ikea, Global Business Partner
- JLL, Global Business Partner
- Twinings, Global Business Partner



## **PROGRESS REPORT**

### *FORTESCUE METALS GROUP*

Fortescue Metals Group, founded by Andrew Forrest (Chairman), is a global leader in the iron ore industry, with mining assets in the Pilbara, Western Australia. Building upon its established human rights policy, code of conduct and policies, during FY18 Fortescue established an in-house Anti-Slavery Working Group and developed a modern slavery training program for its procurement team. Fortescue continued to collaborate with government, its peers and bodies including the Walk Free Foundation. In May 2018, Fortescue convened an information session, attended by over 30 key suppliers and peers, on recruitment and the pending Australian Modern Slavery Act with a guest speaker from the Institute of Human Rights and Business (Expert Panel member of the Bali Process Government and Business Forum). Fortescue was also an active participant in the Global Compact Network Australia's Modern Slavery Community of Practice.

During FY18 Fortescue contracted external expertise to undertake an independent Human Rights Assessment to identify key human rights issues, risks and impacts of its activities across all operations. Key issues identified included protecting the health and safety of employees and contractors, addressing modern slavery in the supply chain, protecting the rights of Indigenous people and communities near its operations. Fortescue is working to implement the recommendations of this assessment.

Fortescue has been an avid supporter of the introduction of an Australian Modern Slavery Act. During the year Fortescue participated in multiple discussions on the pending federal legislation including a roundtable consultation session between business and the Attorney-General's department on the proposed reporting requirements of the Act in October 2017. Fortescue published an interim Modern Slavery Statement in August 2018 in advance of the proposed legislation in Australia.



## **PROGRESS REPORT**

### *PALAU*

Palau business leader Mr Surangel Whipps, Jr. established a “Trafficking in Palau” resource and information centre locally, the first of its kind in the region. The centre aims to raise awareness on cleaning up supply chains both in Palau and the region.

Directly following the Perth Forum, Palau Vice-President Reynold Oilouch established a government taskforce and an office dedicated to combating human trafficking.

## **PROGRESS REPORT**

### *UNITED STATES - WALMART*

As part of a dialogue initiated in 2017, Walmart and the U.S. Department of State’s Office to Monitor and Combat Trafficking in Persons convened a meeting in Washington, D.C., to discuss how to further engage with governments on ethical recruitment efforts. Walmart was joined by representatives from the U.S. State Department, International Justice Mission, Verite, Responsible Business Alliance, International Organization for Migration and other key stakeholders. The group identified four work streams to explore further: (1) aligning on responsible recruitment principles, (2) reviewing current policies and laws around the world, (3) collecting case studies, and (4) recommending tactics to build capacity for responsible recruitment.

Walmart participated as business leaders alongside the Thai Government, Malaysian Government, the International Organization for Migration (IOM), The Consumer Goods Forum (CGF), the Institute for Human Rights and Business (IHRB) and its Leadership Group for Responsible Recruitment in March 2018. Walmart with representatives of the respective governments, multinational companies and partner organizations to initiate a dialogue on the roles of governments and the private sector in promoting ethical standards of international recruitment of migrant workers.

Walmart also helped develop the “Ethical Charter,” an industry-wide code of conduct which sets out key principles for responsible labor practices in global fresh produce and floral supply chains. The “Ethical Charter” which reflects Walmart’s own Standards for Suppliers and contains specific commitments on forced labor and responsible recruitment was officially launched by United Fresh and the Produce Marketing Association (PMA) in July 2018. Walmart serves as a co-chair of this collaborative effort.



## **ADVANCE**

### *CASE STUDIES FROM DIFFERENT COUNTRIES AND LEADERS*

#### **SUSTAIN AND PROGRESS**

The GABF Business Co-chairs will develop a governance framework to ensure ongoing sustainability and effectiveness of the GABF.

The GABF Business Co-chairs will look for opportunities to further the AAA Recommendations through collaborative work with stakeholders.

#### **KEY OUTCOME**

- Sustainable and effective GABF

#### **RECOMMENDATIONS**

##### **Government to:**

1. Welcome the GABF as a permanent track of the Bali Process.
2. Conduct and share research on prevalence, trends and best practice.

##### **Business to:**

1. Establish a governance framework which ensures sustainability and effectiveness of the GABF.
2. Promote the business case for taking action, including through research and case studies.
3. Encourage other businesses to take action, including through engagement with the GABF.



## PROGRESS REPORT

### ENCOURAGE OTHER BUSINESS TO TAKE ACTION ACROSS INDO-PACIFIC

#### INDONESIA – PALM OIL

In a regional first, the Palm Oil industry leaders from Indonesia met with Business Co-Chair Eddy Sariaatmadja (Chairman of Emtek) and his representative Dino Djalal in Jakarta in February 2018.

Indonesia and Malaysia together produce 84 percent of the world's supply of palm oil, and employ over three million workers (Human Rights First).<sup>1</sup> Many of the workers within the palm oil sector are migrants from Indonesia. Leaders discussed issues of forced labour and child labour in the supply chain of the palm oil industry, and how they could work collaboratively to address these crimes as part of the Bali Process.

On a global level, in a radical demonstration of leadership, Unilever laid bare its entire palm oil supply chain, including all the suppliers and mills it sources from, to promote greater transparency. Transparency and traceability are vital first steps to address human rights issues in these complex supply chains. Unilever participated in one of the workshops this year for the Bali Process Government and Business Forum.

*“A lot of people think if you outsource your value chain, you can outsource your responsibilities. I don't think so.”*

*— CEO Paul Polman at a panel at the 2018 World Economic Forum in Davos.<sup>2</sup>*

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1 Cassidy Slater 2017, 'Slavery in the Palm Oil industry', 1 March, Human Rights First, Available from: <https://www.humanrightsfirst.org/blog/slavery-palm-oil-industry> [27 July 2018]., see also: Observatory of Economic Complexity 2016, 'Palm Oil', Available from: <https://atlas.media.mit.edu/en/profile/hs92/1511/> [27 July 2018].

2 Unilever 2018, 'Taking a radical step on palm oil supply chain transparency', 16 February, Available from: <https://www.unilever.com/news/news-and-features/Feature-article/2018/we-take-a-radical-step-on-palm-oil-supply-chain-transparency.html> [28 July 2018].





## **NEW ZEALAND - ICEBREAKER**

Rob Fyfe, Special Advisor to the CEO of VF Corporation and former CEO of Icebreaker and Air New Zealand, hosted in March 2018 an event with Hon Ian Lees-Galloway (Minister for Immigration) about harnessing the power of business to tackle modern slavery and human trafficking in New Zealand. This Forum brought together 35 representatives from business, industry bodies, unions and government to better understand the growing problem of modern slavery and human trafficking, explore what businesses are already doing, and discuss how business and government can work together more effectively to address these issues. Themes that developed included the need to build awareness (by information and data sharing on risks in supply chains), the need for regulation and accountability, how to promote and share best practices and the need for increased government leadership. A second seminar is being planned for after the Nusa Dua Forum, hosted by EY to discuss the implications of the proposed Australian Modern Slavery Act for New Zealand businesses.

## **PAPUA NEW GUINEA – BUSINESS ENGAGEMENT**

Papua New Guinea Business Leader, Mr Worthington-Eyre convened a meeting with the Port Moresby Chamber of Commerce in July 2018 with nine companies represented and 40 delegates. The purpose of the meeting was to begin the dialogue amongst business and community leaders to raise awareness that modern slavery and related exploitation occurs within Papua New Guinea and the region. Attendees discussed the importance of collaborating with the local government, and the opportunities to improve laws in Papua New Guinea to close the gaps. Mr Worthington-Eyre identified that one of the main issues is the exclusion of children from the opportunity to enter the education system, as many children are working in local agricultural businesses. Another emerging problem identified by attendees was that with the rates of increased urban migration, this had created situations for worker exploitation, particularly of younger and vulnerable people.



## **PROGRESS REPORT**

### *ESTABLISH A GOVERNANCE FRAMEWORK - COLLABORATIONS WITH RBA & CGF*

The Secretariat has been working with industry bodies such as the Consumers Goods Forum and the Responsible Business Alliance as an opportunity to accelerate change throughout their well established business networks in the region. Under an agreed memorandum of understanding with the Responsible Business Alliance, efforts will focus on how this partnership can develop, promote and implement the AAA Recommendations, support engagement with the RBA's multi-industry, multi-stakeholder Responsible Labor Initiative (RLI), stakeholder outreach, special projects and provide access to RLI tools and services, as appropriate.

**[WWW.BALIPROCESSBUSINESS.ORG](http://WWW.BALIPROCESSBUSINESS.ORG)**

[info@baliprocessbusiness.org](mailto:info@baliprocessbusiness.org)

