CMSI Consultation Response

Respondent Details

NAME
Louise Beaton

COUNTRY
Australia

PERMISSION
Yes, CMSI can disclose my feedback, name, and organisation.

STAKEHOLDER
Supplier / business partner

ORGANISATION
WSP Australia

COMMENTS & QUESTIONS BY DOCUMENT

Document:
Governance

14. What happens next?

COMMENT:

No comment provided.

QUESTION 1
The governance principles that guided the development of the governance model are inclusive, effective, credible, impact-driven, pragmatic and efficient. From your perspective, does the proposed governance model meet expectations for consistency with these principles?
Response: No Response

QUESTION 2
Does the proposed governance model ensure no single group is able to unduly influence decisions?
Response: unsure

No comment provided.

Document:
Assurance

Appendices

COMMENT:

No comment provided.

From your perspective, does the Assurance process meet your expectations of a robust, credible, replicable and transparent approach?

Response: No Response

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Document:
Standard
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General comment on Performance Area

COMMENT:

Performance indicators have only been established for health and safety. The standard will benefit identifying some KPI's. Also needs to provide guidance on the type of evidence to be provided.

Performance Area 1: Corporate Requirements

SECTION: 1.2 Sustainability Reporting

COMMENT:

Requirement generally should include reporting on facility level data.

SECTION: 1.4 Risk Assessment

COMMENT:

The requirement would benefit from differentiating between risk management (risks of an impact to the business) and risk of impacts to the community and the environment.

SECTION: 1.5 Crisis Management and Communications, Foundational Practice

COMMENT:

Foundational Practice: Credible crisis management scenarios should identify who would potentially be affected.

Potentially impacted communities should be aware of and have opportunity to provide input into Corporate Crisis Response Plans. This would provide alignment with GISTM for sites with tailings and water storage facilities.

For Good/Foundational Practice: Crisis simulation exercise should be conducted at least once a year.

SECTION: Applicability

COMMENT:

Accountabilities and decision making for sustainability should be required for corporate and facility level and assured where relevant at exploration sites.

SECTION: Glossary and Interpretive Guidance

COMMENT:

Rights-holders: The definition should also identify groups such as land connected or itinerant people. An example of this might be Romani people.

Performance Area 10: Emergency Preparedness and Response

COMMENT:

Overlap/duplication with Practice Area Governance: Crisis Management and stakeholder engagement.

Suggest that there should be clarity on what is considered a corporate risk and what is a risk to the community with crisis and emergency management.

Performance Area 12: Stakeholder Engagement

SECTION: 12.1 Stakeholder Identification and Engagement, Leading Practice

COMMENT:

Provide training to stakeholders and rightsholders to empower them to advocate for themselves.

Performance Area 13: Community Impacts and Benefits

SECTION: 13.1 Identify and Address Community Impacts, Foundational Practice

COMMENT:

If a SIA has never been done for the facility / or done more than 10 years ago, develop an independent SIA.

Put in place Social Impact Management Plans or Social Performance Management Plans

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SECTION: 13.1 Identify and Address Community Impacts, Good Practice

COMMENT:

Independently review SIMP or SPMP every 4 years.

Prepare Social Transition Plan at least 10 years prior closure.

Align pre-feasibility and feasibility studies.

SECTION: 13.1 Identify and Address Community Impacts, Leading Practice

COMMENT:

Management of Cumulative Impacts. Work with government and other industries to manage and address cumulative impacts.

Performance Area 14: Indigenous Peoples

SECTION: Glossary and Interpretive Guidance

COMMENT:

Definition of critical cultural heritage may not be aligned with what the community defines as critical cultural heritage. The definition should not be limited by the language - suggest remove "critical".

Performance Area 15: Cultural Heritage

SECTION: 15.1 Cultural Heritage Identification and Management, Foundational Practice

COMMENT:

Conduct cultural Heritage Impact Assessment and establish Cultural Heritage Management Plan.

SECTION: 15.1 Cultural Heritage Identification and Management, Good Practice, 4

COMMENT:

Suggest that attention should be paid to language used here, for example use of "in agreement" in place of "in collaboration".

COMMENT:

Suggest that there should be agreement with Indigenous peoples, but not always through formal agreement if relevant stakeholders are not present.

Suggest aligning with ICOMOS Principles

SECTION: 15.1 Cultural Heritage Identification and Management

COMMENT:

Overall, consider inclusion of mine closure and reconnection with cultural heritage. Acknowledging that mine infrastructure can become industrial heritage over time.

Performance Area 17: Grievance Management

SECTION: 17.1 Grievance Mechanism for Stakeholders and Rights, Holders, Good Practice

COMMENT:

Move point 6 from Good Practice to Foundational Practice.

Add as foundational practice:

Identify level of risk of grievances and scale to manage grievances relating to risks to human rights.

Mechanism should ensure adequate resourcing is available to management grievance.

Identify system to raise significant incidents quickly within company for response.

Performance Area 24: Closure

SECTION: 24.1 Closure Management, Foundational Practice, 1

COMMENT:

Foundational Practice: Requirement 1: Suggest that the wording says "a responsible transition to post-mining uses"

Foundational Practice:

Suggest inclusion of timing. Socio-economic transition plans to be developed at least 10 years prior closure.

SECTION: 24.1 Closure Management, Foundational Practice, 2

COMMENT:

Requirement 2: Suggest that wording says "Develop a closure and socio-economic transition plan…"

SECTION: Intent

COMMENT:

The intent for the Performance Area should include goal of transition to future land uses / rehabilitation or work towards future land uses and transition to post-mining land use.

Performance Area 3: Responsible Supply Chains

SECTION: 3.1 Responsible Supply Chain (applicable to all facilities), Foundational Practice

COMMENT:

Foundational or Good Practice:

Establish mechanisms to support the development of and enable fair participation of local business in the supply chain.

For example, establishing pay cycles which allow local business to enter the supply chain - in some cases this may mean monthly or more frequent pay cycles.

Performance Area 4: New Projects, Expansions and Resettlement

SECTION: 4.1 Risk and Impact Assessments of New Projects and Expansions, Good Practice

COMMENT:

Embed ESIA throughout design / feasibility of projects to inform decision making. ESIA should not be used only for planning and approvals processes., it should inform early decision about project scope.

Recommend SIAs are done every five years at a minimum.

Where jurisdictional requirements are lower than IFC PS, IFC PS should be applied for ESIA.

Document how engagement has influenced changes to project design

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SECTION: 4.2 Land Acquisition and Resettlement, Foundational Practice

COMMENT:

The Foundational Practice requirements are below minimum expectations for design of new/expansion of projects.

Incorporate stakeholder feedback into design process to avoid involuntary physical/or economic displacement wherever possible.

Where resettlement is unavoidable, appoint suitable qualified personnel to lead resettlement processes.

Where settlement is unavoidable, provide mental health and legal support to people involved in resettlement processes.

SECTION: Intent

COMMENT:

The intent statement should also include the downsizing of projects, or large workforce changes (over 30%) reduction/ increase.

Performance Area 5: Human Rights

SECTION: 5.1 Human Rights, Good Practice

COMMENT:

Should establish frequency for conducting HRIA (e.g. every 5 years at a minimum).

Performance Area 6: Child Labour and Modern Slavery

COMMENT:

Support alignment with ILO for all practice levels.

Performance Area 7: Rights of Workers

SECTION: 7.1 Workers' Rights Risk, Mitigation and Operational Performance, Good Practice

COMMENT:

Applicable to both PA 7 Rights of workers and PA 8 Diversity, Equity and Inclusion. Include specific mention of rights of Indigenous workers and right to participate in cultural ceremonies, support for discrimination.

Implement training regarding rights of Indigenous workers.

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Implement training regarding rights of Indigenous workers.

QUESTION 1
Does the scope, content, and narrative style of the consolidated standard meet your individual expectations and the collective industry expectation for responsible production practices?
Response: No Response

QUESTION 2
Do the requirements meet your expectations for being sufficiently clear to support consistent and practical implementation and to achieve necessary performance improvement?
Response: No Response

QUESTION 3
From your perspective, does the three-level performance structure (Foundational, Good, Leading) of the Consolidated Standard meet your expectations for providing an effective on ramp and clear articulation of good practice and effective path to continuous improvement?
Response: No Response

Document:
Claims

Disclaimer

COMMENT:

The foundational practice level is a basic level of practice, therefore to obtain a logo claim, facilities should be 100% compliant for the foundational practice level, rather than 80%.

Facilities achieving foundational level should demonstrate steps to meeting good and leading practice.

Some of the practices set for good or leading practice should be included in foundational practice.

COMMENT:

Will the CMSI provide equivalencies guidance? Prevents standard from becoming box-ticking exercise in the context of existing commodity-specific, industry, sustainability reporting and financing standards.

QUESTION 1
We would value perspectives on a few additional questions related to threshold of performance associated with achievement claims. Please click here/ see page 11 of Reporting and Claims Policy.
Response: No Response

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>
> Facilities achieving foundational level should demonstrate steps to meeting good and leading practice.
>
> Some of the practices set for good or leading practice should be included in foundational practice.