

CMSI Consultation Response

Respondent Details

NAME

Anonymous

COUNTRY

Canada

PERMISSION

Yes, CMSI can disclose my anonymous feedback.

STAKEHOLDER

Industry (upstream)

ORGANISATION

Anonymous

COMMENTS & QUESTIONS BY DOCUMENT

Document:
Governance

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: 3: Meets expectations

QUESTION 2

Does the proposed governance model ensure no single group is able to unduly influence decisions?

Response: yes

Document:
Assurance

2. Roles and Responsibilities

COMMENT:

“Provide a comprehensive list of stakeholders and rights holders, including workers (employees and contractors) to inform the interview selection process.” The list should be limited to the position or function for confidentiality and security reasons and the working schedule should not be modified in respect with union agreement and/or working schedule.

COMMENT:

The secretariat should support the Assurance provider, if required, and perform quality control on the due diligence and media scan.

SECTION: Roles and Responsibilities

COMMENT:

"...the dates of the planned assurance as soon as the Assurance Provider is selected". The phrasing "as soon as" should be modified to reflect a defined time frame; e.g., "within 30 days following the selection of the Assurance Provider".

4. Consolidated Standard External Assurance Process

SECTION: Continual Improvement Plan

COMMENT:

Section 4.5.1: "Facilities that no longer wish to use the Assurance Process must notify the Secretariat before that date and they will no longer be eligible to make a Consolidated Standard claim under the Consolidated Standard Reporting and Claims Policy." It would be helpful if the secretariat could send a reminder 30 days before the 3-year anniversary date.

COMMENT:

Will there be guidance for new facilities beginning the reporting process? When would they be expected to complete their first assessment? Would it be similar to TSM with a ramp-up to full implementation in year 3?

SECTION: Planning

COMMENT:

How will a "sufficient number of Indigenous rights holders" be determined?

QUESTION 1

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

Response: 3: Meets expectations

Document:
Standard

Introduction

SECTION: 4) Implementation of the Consolidated Standard

COMMENT:

Item 4) b. states: "There are important Performance Areas and individual requirements throughout the Standard, however, which require implementation at the pre-operational phase of a mine life (including Performance Area 4: New Projects, Expansions and Resettlement,

Performance Area 12: Stakeholder Engagement, Performance Area 14: Indigenous Peoples, etc.)."

Given that only operational mines will be expected to report against the standard, the reference to pre-operational requirements does not seem to fit. It may make sense to adjust this wording to "recommend that there may be individual requirements that would be beneficial to implement at the pre-operational phase of a mine".

Performance Area 1: Corporate Requirements

SECTION: 1.2 Sustainability Reporting, Good Practice, 1

COMMENT:

Clarify what "in line with" means -is this in accordance, guided, etc? This is important because for some jurisdictions, reporting is still voluntary.

SECTION: 1.2 Sustainability Reporting, Leading Practice, 2

COMMENT:

Complete independent assurance on the annual sustainability report -Clarify what this means. What aspects are assured? All metrics? Certain metrics? While the definition states that the scope should be determined in collaboration with the independent auditor, it should be for the company to decide which metrics to assure given there are resourcing and cost considerations.

SECTION: 1.3 Transparency of Mineral Revenues, Good Practice, 3

COMMENT:

Could add the following clarification to the end of this sentence: "if not already made public on a government website".

SECTION: 1.3 Transparency of Mineral Revenues, Leading Practice

COMMENT:

Include material payments to governments in the independent assurance of sustainability or financial disclosures. - This could be better worded so it is clearer. E.g. Is the requirement to independently assure material payments or is this around disclosing this in certain documents?

SECTION: 1.5 Crisis Management and Communications, Good Practice, 3

COMMENT:

Define what is meant by a "full crisis simulation exercise".

Performance Area 12: Stakeholder Engagement

SECTION: 12.1 Stakeholder Identification and Engagement, Good Practice, 3

COMMENT:

Every 24 months would be less burden. maybe at least every 24 months or as appropriate or continuously update and review as new stakeholders emerge/issues emerge

Performance Area 14: Indigenous Peoples

SECTION: 14.1 Managing Engagement, Impacts and Opportunities with Indigenous Peoples, Foundational Practice, 4

COMMENT:

There could be 2 levels to this - a general/educational training for all those working for the facility direct/indirect then a second level for those who directly interact with community.

Performance Area 16: Artisanal and Small-Scale Mining

SECTION: 16.1 ASM Risk Assessment, Engagement and Reporting, Foundational Practice, 2

COMMENT:

If ASM is illegal or not legitime, we need to support training of the ASM miners on another jobs? training / education idem for item 3 of the good practice.

Performance Area 17: Grievance Management

SECTION: NA, Good Practice

COMMENT:

we communicate on the availability of the grievance mechanism but we will establish and implement the mechanism on the good practice level item 1?

Performance Area 18: Water Stewardship

COMMENT:

contact water -> need to define disturbed. Wood cutting without soils excavation is a short term impact and should not be consider as land disturbance. The mid-long term soil surface vegetation cover impacted (partially or completely destroy) is a land disturbance and contact water is related to this disturbed land.

Performance Area 19: Biodiversity, Ecosystem Services and Nature

SECTION: 19.1 Biodiversity and Ecosystem Services and Nature, Good Practice, 1

COMMENT:

employees and contractors are missing. They need to be part of the engagement.

SECTION: Glossary and Interpretive Guidance

COMMENT:

Net positive, no net loss, net gain, measurement system not defined. how do you do the evaluation / balance ?

Performance Area 20: Climate Action

SECTION: 20.1 Corporate Climate Change Strategy (Corporate Level), Good Practice, 1

COMMENT:

Additional guidance may be needed on what it means for a strategy to be consistent with the goals of Paris Agreement.

SECTION: 20.1 Corporate Climate Change Strategy (Corporate Level), Leading Practice, 6

COMMENT:

While many companies have publicly stated a commitment to net zero by 2050, it will be difficult to achieve (especially on Scope 3).

SECTION: 20.1 Corporate Climate Change Strategy (Corporate Level), Leading Practice, 7

COMMENT:

#7 (note: was not an option in the drop down list). Should the requirement be more specific around which scopes it applies to? E.g. if a Company only has a short-term Scope 1 or 2 target it may be easy to meet their targets versus combined Scope 1 and 2 or even Scope 3. Or do we introduce a new performance level for this?

Performance Area 22: Pollution Prevention

SECTION: 22.3 Non, GHG Air Emissions, Good Practice

COMMENT:

if applicable to the site. not applicable to all sites...

SECTION: 22.5 Cyanide, Good Practice, 1

COMMENT:

Applicable for new facilities. For existing facilities, they need to develop and implement all actions technically / economically achievable.

SECTION: 22.7 Noise, Vibration and Light pollution/nuisance, Foundational Practice, 2

COMMENT:

baseline of noise, vibration and light. Remove the pollution and nuisance at this moment because emission should be lower than the background level or regulation or ...

Performance Area 24: Closure

SECTION: 24.1 Closure Management, Leading Practice, 2

COMMENT:

This item seems to be nearly the same as the 2nd item under Good Practice. Perhaps more needs to be clarified to distinguish good from leading practice.

Performance Area 4: New Projects, Expansions and Resettlement

SECTION: 4.1 Risk and Impact Assessments of New Projects and Expansions, Foundational Practice, 2

COMMENT:

The foundational level requirements should be to complete studies in compliance with applicable jurisdictional regulations. Doing more than what is required should be a good practice.

SECTION: 4.2 Land Acquisition and Resettlement, Good Practice, 8

COMMENT:

What is the expected time scale of monitoring - operations? closure ? post closure ?

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: 3: Meets expectations

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: 3: Meets expectations

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: 3: Meets expectations

Document:
Claims

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