



Global Compact  
Network Australia

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# 2020 Australian Dialogue on Bribery and Corruption

## Maintaining Integrity in Times of Crisis

21–22 October 2020

The 2020 Australian Dialogue on Bribery and Corruption is convened by the Global Compact Network Australia in collaboration with Allens. For the fifth consecutive year, Australia's multi-sector, multi-stakeholder National Dialogue, brings together leaders and experts to progress the agenda against corruption and bribery. This year's Dialogue will focus on **Maintaining Integrity in Times of Crisis**.

The global pandemic and accompanying economic crisis pose numerous challenges for governments, businesses and civil society. Corruption can both arise and be enhanced during times of crisis and can severely undermine human rights. However, the integration of a risk culture and a rights-based approach to organisational activities provides significant opportunities to break down silos and nurture an organisational culture that empowers employees and promotes ethical and responsible practices.

Discussions across the Dialogue will explore the intersection between corruption and human rights and draw in the complexities with navigating a global pandemic like COVID-19. It will be an opportunity for participants to understand how governance, risk, compliance and sustainability experts can work together to tackle these complex issues and stay ahead within this rapidly changing landscape.

Leaders and government representatives will discuss the adjustments needed to strengthen anti-bribery and corruption systems and the questions we should be asking as we apply a human rights lens in times of crisis. This will include the opportunity to see firsthand the new Bribery Prevention Hub that will form a crucial tool for organisations to navigate the complexities of bribery and corruption.

The Dialogue aims to equip participants with the necessary tools to respond and act to the challenges and opportunities to maintain integrity in times of crisis. To meet these aims, participants are asked to adopt an approach of respectful engagement that builds understanding, capacity and cross-sector relationships and collaboration.

**The event will be held under the Chatham House rule.**



## Day 1 Agenda

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10:00am – 10:05am	<b>Welcome, Acknowledgement of Country and Dialogue Overview</b> <b>Kylie Porter</b> , Executive Director, Global Compact Network Australia
10:05am – 10:35am	<b>Opening Keynote Address: Global State of Play – Foreign Bribery Risk in the Wake of COVID-19</b>  Major economic disruptions precipitated by the global coronavirus (COVID-19) pandemic, in addition to human suffering globally, are creating conditions for foreign bribery to flourish. Moreover, the COVID-19 pandemic has highlighted the intersection between bribery and corruption, human rights and labour rights. This keynote address explores the growing momentum to link anti-corruption and human rights agendas. It examines how co-addressing these agendas can strengthen human and labour rights, environmental protections, and promote democracy and the rule of law, while delivering financial and reputational benefits.  <b>Anita Ramasastry</b> , Chair, UN Working Group on Business and Human Rights, Henry M. Jackson Professor of Law, University of Washington  <i>Introduction:</i> <b>Rachel Nicolson</b> , Director and Chair, Bribery Prevention and Governance, Global Compact Network Australia. Partner – Disputes and Investigations, Allens
10:35am – 10:45am	<b>Spotlight on Australia: How Global and Local Trends are Impacting Australian Businesses</b>  <b>Rachel Nicolson</b> , Director and Chair, Bribery Prevention and Governance, Global Compact Network Australia. Partner – Disputes and Investigations, Allens
10:45am – 10:50am	<b>Short Break</b>
10:50am – 11:40am	<b>Mitigating Corruption Risk in the Immediate Aftermath of a Crisis</b>  Crises, like COVID-19, bring about heightened corruption risks for businesses. The immediate response to these crises and the global and local measures that mitigate these risks become fundamental indicators for the success of a business’s crisis management plan. Drawing on a rights-based approach, this session will discuss some of the immediate responses put in place by businesses to mitigate risk, including adjustments that strengthen anti-bribery and corruption systems and promote integrity.  <b>Panellists:</b>  <b>Alex Palmer</b> , Senior Corporate Counsel and Group Manager – Legal Governance Compliance, Newcrest Mining  <b>John Versantvoort</b> , Head, Office of Anticorruption and Integrity (OAI), Asian Development Bank  <b>Facilitator: Justine Nolan</b> , Professor, Faculty of Law, UNSW Sydney. Visiting Professorial Scholar, Stern Centre for Business and Human Rights, New York University
11:40am – 11:55am	<b>Morning Tea Networking Break</b>  Meet other participants at the Dialogue in a networking breakout session.

11:55am –  
12:05pm

## **Bribery Prevention Hub Launch**

Australian companies operating internationally are faced with a myriad of bribery and corruption laws that can sit in contrast to local customs, expectations, and competitive pressure to bribe. Knowing how to address the risks of corruption while succeeding in business internationally can be challenging, particularly for small and medium-sized enterprises (SMEs).

The Bribery Prevention Network brings together business, civil society and government with the shared goal of supporting Australian business to prevent, detect and address bribery and corruption and promote a culture of compliance.

Today, the Bribery Prevention Network officially launches its free, online Bribery Prevention Hub providing accessible, relevant and reliable resources, curated by Australia's leading antibribery experts to support Australian businesses to manage bribery and corruption risks in both domestic and international markets.

This session will include a demonstration of the Bribery Prevention Hub via a 60 second video.

### **Speakers:**

**Greg Hinds**, Superintendent, Crime Strategy, Australian Federal Police

**Sophie McMurray**, Business Manager for Scott Saunders (GM, Financial Crime), Westpac Group

12:05pm –  
12:55pm

## **Strengthening Corporate Risk Culture in the Wake of Crises**

The Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry and recent AUSTRAC enforcement actions revealed the critical importance of culture in mitigating exposure to heightened risks. The global pandemic is again highlighting the need for business to address how organisations identify and manage risk ("risk culture"). Embedding the need for a culture of integrity into the ASX Corporate Governance Principles has also given rise to an enhanced focus on culture by regulators, employees, investors and other stakeholders that instil and reinforce a culture of lawful, ethical and responsible behaviour.

This session will discuss whether cultural shifts have emerged over the last year and whether the emphasis on organisational culture has enabled businesses to more effectively identify and respond to corruption risks.

### **Panellists:**

**Sean Hughes**, Commissioner, Australian Securities and Investment Commission

**Ming Long AM**, Non-Executive Director, Chair of AMP Capital Funds Management Limited; Non-Executive Director, QBE Insurance; Deputy Chair, Diversity Council Australia; Non-Executive Director and Chair Chartered Accountants Australia and New Zealand; Non-Executive Director, CEDA; Cultural Advisory Committee, University of Sydney; and Convenor, Male Champions of Change

**Willem Punt**, Bribery and Corruption Lead, ANZ

**Facilitator: Dean Mitchell**, Partner – Forensic, KPMG Australia

12:55pm – 1:00pm

## **Closing and Thank You**

**Kylie Porter**, Executive Director, Global Compact Network Australia



## Day 2 Agenda

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10:00am –  
10:10am

### **Welcome, Acknowledgement of Country and Workshop Overview**

**Rachel Nicolson**, Director and Chair, Bribery Prevention and Governance, Global Compact Network Australia. Partner – Disputes and Investigations, Allens

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10:10am –  
10:20am

### **A Look Inside the Bribery Prevention Hub**

The Bribery Prevention Network is officially launching its free, online Bribery Prevention Hub at the 2020 Australian Dialogue on Bribery and Corruption. The Hub supports Australian businesses, particularly for small and medium-sized enterprises (SMEs) operating internationally, to prevent, detect and address bribery and corruption risks. As such, it is an important tool for organisations to navigate the complexities of bribery and corruption.

This brief demonstration of the Bribery Prevention Hub aims to orientate users to the site and showcase relevant and reliable resources that have been curated by Australia's leading anti-bribery experts.

This session will include a demonstration of the Hub via a 60 second video.

#### **Speakers:**

**Serena Lillywhite**, Chief Executive Officer, Transparency International Australia

**Sophie McMurray**, Business Manager for Scott Saunders (GM, Financial Crime), Westpac Group

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10:20am –  
10:40am

### **Workshop and Case Study Introduction**

A *hypothetical* case study will be presented, highlighting the intersectionality between bribery and corruption and human rights incidents. This case study forms the basis of the workshop, giving participants practical insights into why it is important to develop a holistic approach to compliance that addresses corruption, bribery and human rights.

#### **Speakers:**

**Kylie Porter**, Executive Director, Global Compact Network Australia

**Rachel Nicolson**, Director and Chair, Bribery Prevention and Governance, Global Compact Network Australia. Partner – Disputes and Investigations, Allens

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10:40am –  
11:40am

### **Workshop Part I: Maintaining Integrity Through a Holistic Compliance Framework**

Drawing on the hypothetical case study, part one of the workshop will include a discussion between experts on human rights and anti-bribery and corruption on the key emerging themes, the interconnectedness of these themes and red flags. This will be followed by breakout sessions, led by specialists, on how businesses can apply a holistic compliance program to co-address bribery and human rights related risks.

#### **Speakers:**

**Rachel Nicolson**, Director and Chair, Bribery Prevention and Governance, Global Compact Network Australia. Partner – Disputes and Investigations, Allens

**Vanessa Zimmerman**, Director and Chair, Business and Human Rights, Global Compact Network Australia



**Facilitators:**

**Kylie Porter**, Executive Director, Global Compact Network Australia

**Vanessa Zimmerman**, Director and Chair, Business and Human Rights, Global Compact Network Australia

**Rachel Nicolson**, Director and Chair, Bribery Prevention and Governance, Global Compact Network Australia. Partner – Disputes and Investigations, Allens

**James Campbell**, Partner – Disputes and Investigations, Allens

**Dora Banyasz**, Counsel – Disputes and Investigations, Allens

**Emily Turnbull**, Senior Overseas Practitioner, Allens

**Andrew Wilcock**, Senior Associate, Allens

**Victoria Eastwood**, Senior Associate, Allens

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11:40am –  
11:55am

**Morning Tea Networking Break**

Meet other participants at the workshop in a networking breakout session.

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11:55am –  
12:55pm

**Workshop Part II: Maintaining Integrity Through a Holistic Compliance Framework**

This session begins with a discussion between experts on anti-bribery and corruption. It draws on key themes emerging from day one—regarding strengthening corporate culture in the longer term—to further unpack the case study. Break out sessions with specialists will offer participants an opportunity to explore long-term improvements to compliance culture within the context of the case study.

**Speakers:**

**James Campbell**, Partner – Disputes and Investigations, Allens

**Dora Banyasz**, Counsel – Disputes and Investigations, Allens

**Facilitators:**

**Kylie Porter**, Executive Director, Global Compact Network Australia

**Vanessa Zimmerman**, Director and Chair, Business and Human Rights, Global Compact Network Australia

**James Campbell**, Partner – Disputes and Investigations, Allens

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12:55pm – 1:00pm

**Closing and Thank You**

**Kylie Porter**, Executive Director, Global Compact Network Australia



## About the Global Compact Network Australia

As a special initiative of the UN Secretary-General, the United Nations Global Compact is a call to companies everywhere to align their operations and strategies with ten universal principles in the areas of human rights, labour, environment and anti-corruption. Launched in 2000, the mandate of the UN Global Compact is to guide and support the global business community in advancing UN goals and values through responsible corporate practices. With more than 11,000 companies and 3,000 non-business signatories based in over 160 countries, and more than 60 Local Networks, it is the largest corporate sustainability initiative in the world.

Locally, the Global Compact Network Australia (GCNA) brings together signatories to the UN Global Compact, including more than 30 ASX 100 companies and other major corporates, non-profits and universities, to advance the private sector's contribution to sustainable development through the universal framework provided by the UN-mandated Sustainable Development Goals (SDGs) and the Ten Principles. We lead, enable and connect business and stakeholders to create a sustainable future by supporting businesses to act responsibly and helping them find opportunities to drive positive business outcomes.

[www.unglobalcompact.org.au](http://www.unglobalcompact.org.au)

## About Allens

Allens is a leading international law firm with a long and proud heritage of shaping the future for our clients, our people and the communities in which we work.

From playing a pioneering role in the development of legislation and regulatory frameworks in the Asia region for almost 200 years, to acting on numerous 'firsts' across a range of industry and community issues, it is in our DNA to make a difference and help shape what our world looks like.

Over this time, we've grown in scale and reach, today offering clients a global network of 40 offices in 28 locations through our global alliance with Linklaters.

We are privileged to hold some of the world's longest ongoing client relationships, stretching back more than 170 years, and we're committed to bringing our talent, expertise and insights to continue solving their toughest problems and creating ways forward to help them thrive. New and exciting market entrants sit alongside these established companies in our client base, drawn to working with us through the innovative re-packaging of our services for the growing and fast paced start-up market.

[www.allens.com.au](http://www.allens.com.au)

## Note for Participants

**Engagement.** The Dialogue is convened as a safe space for all stakeholders, and participants are asked to adopt an approach of respectful engagement that builds understanding, capacity and cross-sector relationships and collaboration.