

Indigenous Rights & Investors

A Canadian Perspective

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Agenda

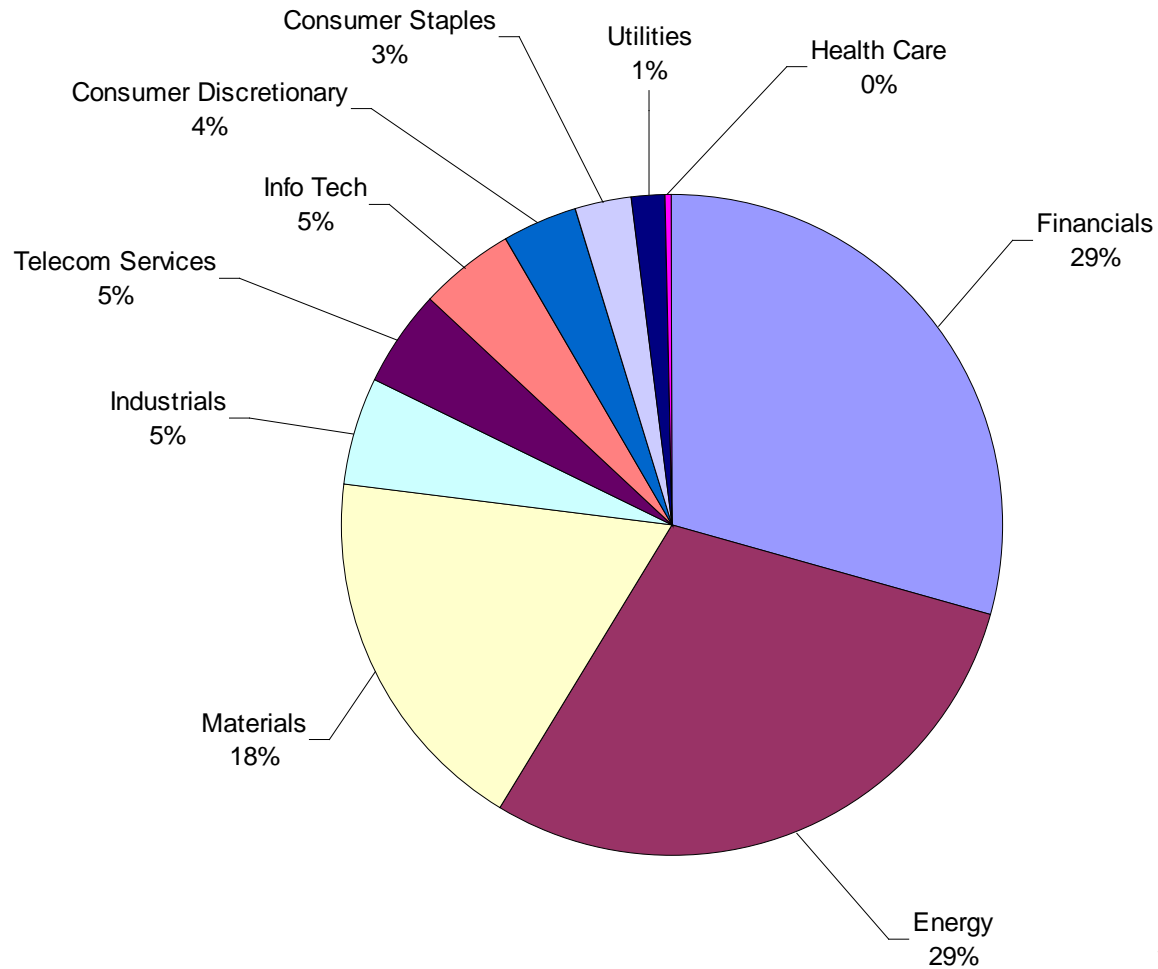
1. Why are Investors Concerned about Indigenous Rights
2. Highlights of our work on Indigenous Rights
3. Next Steps

Why is Ethical Funds Concerned?



We Are Exposed

TSX Composite Sector Breakdown – as at 01/06/09



Trends in the Regulatory Environment

- ⑩ UN Declaration on the Rights of Indigenous Peoples adopted in September 2007 by 144 states in favour
- ⑩ ILO 169 on Indigenous and Tribal Peoples ratified by 20 countries with implications for industry
- ⑩ In Canada, we are seeing more challenges to projects within the environmental assessment process (North Kemess Mine, Ur Energy Inc.)

Trends in the Legal Landscape

- ⑩ First Nations in Canada are utilizing litigation more frequently to exert their rights
- ⑩ Government has the duty to consult and accommodate where rights of First Nations are impacted
- ⑩ Government is not adequately doing this leaving the gap to be filled by the private sector

One Approach to Indigenous People's Rights



Multiple Strategies Employed

- ⑩ Research Efforts via multi-stakeholder roundtable and white paper
- ⑩ Canadian Boreal Initiative involvement
- ⑩ Shareholder Action

Shareholder Action Success

- ⑩ Enbridge - Proposal requesting cost/benefit analysis of FPIC policy received 32% support
- ⑩ Oil Sands engagement - asking all companies with oil sands projects how they engage with First Nations
- ⑩ Barrick Gold - Proposal requesting independent assessment of community engagement policies and practices received 16.4%
- ⑩ Bank dialogues - one major bank in Canada has adopted policy on FPIC

Next Steps: Strength in Numbers



UN PRI Collaborative Engagement

- ⑩ Assess interest in collaboration via Clearinghouse
- ⑩ Ethical Funds and Batirente will act as leads for the collaborative engagement initiative
- ⑩ Determine criteria for choosing companies to engage
- ⑩ Determine demand-set for those companies possibly based on WRI Principles for Effective Community Engagement
- ⑩ Emphasis on policy of Free, Prior and Informed Consent

UN PRI Collaborative Engagement

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