

March 28, 2003  
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Chairman  
Public Consultation Forum

At the Public Consultation Forum, which was first held in June 2002, the final draft of the Summary of Procedures (the “Procedures”) to Submit Objections Concerning JBIC Guidelines for Confirmation of Environmental and Social Considerations was presented today. I would like to express my deepest respect and gratitude for the cooperation from the participants.

Japan Bank for International Cooperation has expressed its recognition on the following points regarding the implementation of the Procedures. Public Consultation Forum shall take notes of these points.

- Japan Bank for International Cooperation is a government institution and shall accord adequate considerations to the sovereignty of the recipient country. The government of the recipient country implements the project in view of the benefits of the entire country and the expenses incurred and it is responsible for the project. In implementing the Procedures, the Examiner for Environmental Guidelines (hereinafter referred to as the “Examiner”) shall pay full respect to the efforts of the recipient country to implement the project and to solve any problem concerning the project so as not to unjustly intervene in the affairs of that country. Taking into account the public interests promoted by the completion and implementation of the project, the Examiner shall carefully prevent abuse of the Procedures that is aimed at unjustly affecting implementation of the project.
- It is a JBIC’s role to contribute to the promotion of Japanese exports and imports as well as Japanese economic activities overseas. The Procedures are the mechanism unique to JBIC and no other public financial institution in other countries has established this mechanism. In

utilizing the Procedures, therefore, it is important to pay special attention to secure an equal footing of a Japanese company with companies in other countries, especially in the area of information disclosure to the public. The information disclosure law of Japan stipulates immunity from disclosure in certain cases where rights of Japanese companies, their standing in competition, and their justifiable interests are involved. In carrying out the Procedures, the Examiner shall exercise precautions lest information that will be publicized contains any corporate information the disclosure of which is not required by statute.

- Japan Bank for International Cooperation Law authorizes its Governor to exercise power over the entire operation of JBIC, and even before the signing loan agreement, when, as an exceptional case, a serious breach of the Guidelines is pointed out by external party and if the Governor deems it necessary based on the report by the Operational Department and taking into account the size of the environmental and social impact the project could have, probability of the impact, and the benefit of the project, it is within the powers of the Governor to order the Examiner to engage in some activities including necessary investigations based on the applicable provisions of the Procedures.

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