Section IV: Past Experience

Question 18:

Please indicate by marking the appropriate boxes if you have had any experience with the following scenarios related to the time **after** credit, cover or other support has been approved:		You became aware or have reason to believe that					
		an exporter/applicant was under charge in a national court for bribery, and…	an exporter/applicant had been convicted in a national court or had been subject to equivalent national administrative measures for bribery, and…	bribery may be involved in the transaction (e.g. press reports from a reputable source, information provided by participants in the transaction), and…	of credible evidence that bribery was involved in the award of the export contract for a transaction, and…	It was proven that bribery was involved in the award of the export contract for a transaction, and…	Elaboration for "other" answers and/or any additional comments/ clarifications:
Australia	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Austria	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Belgium	you notified law enforcement authorities.						No relevant experience.
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Canada	you notified law enforcement authorities.						It is EDC procedure to deny access to official support until such time as EDC is satisfied that systems have been implemented to deter further bribery and that corrective measures have been taken by the relevant company.
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.	X	X		X	X	
	other						

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in Officially Supported Export Credits - Responses as of 31 December 2009

Section IV: Past Experience

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		an exporter/applicant was under charge in a national court for bribery, and…	an exporter/applicant had been convicted in a national court or had been subject to equivalent national administrative measures for bribery, and…	bribery may be involved in the transaction (e.g. press reports from a reputable source, information provided by participants in the transaction), and…	of credible evidence that bribery was involved in the award of the export contract for a transaction, and…	It was proven that bribery was involved in the award of the export contract for a transaction, and…	Elaboration for "other" answers and/or any additional comments/ clarifications:
Czech Republic (EGAP)	you notified law enforcement authorities.						No experience
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Czech Republic (CEB)	you notified law enforcement authorities.						No experience
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Denmark	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Finland	you notified law enforcement authorities.			X			For other measure, we undertook due diligence with exporter.
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other			X			
France	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						

Section IV: Past Experience

Question 18:

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		an exporter/applicant was under charge in a national court for bribery, and…	an exporter/applicant had been convicted in a national court or had been subject to equivalent national administrative measures for bribery, and…	bribery may be involved in the transaction (e.g. press reports from a reputable source, information provided by participants in the transaction), and…	of credible evidence that bribery was involved in the award of the export contract for a transaction, and…	It was proven that bribery was involved in the award of the export contract for a transaction, and…	Elaboration for "other" answers and/or any additional comments/ clarifications:
Germany	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Greece	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Hungary (MEHIB)	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Hungary (Eximbank)	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Italy	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						

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		an exporter/applicant was under charge in a national court for bribery, and…	an exporter/applicant had been convicted in a national court or had been subject to equivalent national administrative measures for bribery, and…	bribery may be involved in the transaction (e.g. press reports from a reputable source, information provided by participants in the transaction), and…	of credible evidence that bribery was involved in the award of the export contract for a transaction, and…	It was proven that bribery was involved in the award of the export contract for a transaction, and…	Elaboration for "other" answers and/or any additional comments/ clarifications:
Japan (JBIC)	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Japan (NEXI)	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Korea (Eximbank)	you notified law enforcement authorities.						No experience
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Korea (KEIC)	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Luxembourg	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						

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Mexico	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Netherlands	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
New Zealand	you notified law enforcement authorities.						The NZECO has had no such experience.
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Norway	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Poland	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						

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Please indicate by marking the appropriate boxes if you have had any experience with the following scenarios related to the time **after** credit, cover or other support has been approved:		You became aware or have reason to believe that					
		an exporter/applicant was under charge in a national court for bribery, and…	an exporter/applicant had been convicted in a national court or had been subject to equivalent national administrative measures for bribery, and…	bribery may be involved in the transaction (e.g. press reports from a reputable source, information provided by participants in the transaction), and…	of credible evidence that bribery was involved in the award of the export contract for a transaction, and…	It was proven that bribery was involved in the award of the export contract for a transaction, and…	Elaboration for "other" answers and/or any additional comments/ clarifications:
Portugal	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						No experience
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Slovak Republic	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						No experience
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Spain	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Sweden	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
Switzerland	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						"Other" means "... you started an enhanced due diligence"
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other			X			

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Turkey	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
United Kingdom	you notified law enforcement authorities.			X	X		
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						
United States (EXIM)	you notified law enforcement authorities.			X	X		
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.			X	X		
	you sought recourse for claims that had already been paid.			X	X		
	denied access to official support for a specified period of time.					X	
	other						
United States (USDA)	you notified law enforcement authorities.						
	you interrupted loan disbursements.						
	you invalidated export credit cover.						
	you did not indemnify a claim.						
	you sought recourse for disbursed loan amounts.						
	you sought recourse for claims that had already been paid.						
	denied access to official support for a specified period of time.						
	other						

Section IV: Past Experience

Question 18 (continued):

Please describe the circumstances of the actual incidents noted in the preceding table. Please also provide information on any actions that were taken as a result of situations not listed in the table.	
Australia	The only experience EFIC has had that relates to this matter are instances in the past where exporters have been asked to clarify or explain the inconsistencies between the declaration and payments of agents' commissions. These issues were resolved and hence, no further action was required from EFIC.
Austria	
Belgium	
Canada	
Czech Republic (EGAP)	
Czech Republic (CEB)	
Denmark	
Finland	Press reports and a documentary programme on television gave us a reason to believe that bribery might be involved in a mixed credit transaction. The Ministry for Foreign Affairs informed the Finnish investigative authorities and the latter requested executive assistance from the target country authorities. No proof of credible evidence was ever received and, therefore, the only action that has been taken was enhanced due diligence with the exporter.
France	
Germany	
Greece	
Hungary (MEHIB)	
Hungary (Eximbank)	
Italy	
Japan (JBIC)	
Japan (NEXI)	
Korea (Eximbank)	
Korea (KEIC)	
Luxembourg	
Mexico	
Netherlands	

Section IV: Past Experience

Question 18 (continued):

Please describe the circumstances of the actual incidents noted in the preceding table. Please also provide information on any actions that were taken as a result of situations not listed in the table.	
New Zealand	
Norway	
Poland	
Portugal	
Slovak Republic	
Spain	
Sweden	
Switzerland	The law enforcement authorities are currently investigating allegations. During this time, further information will very likely not be available. At this time, we do not have any claims from the client. We are in the process of undertaking enhanced due diligence. The reason the first box ("…you notified law enforcement authorities") cannot be ticked is that we became aware of the case through the press when the law enforcement authorities had already become active. We are unable to give any further details at the moment as the investigation is ongoing and the information on the transactions covered by us is commercially confidential.
Turkey	
United Kingdom	
United States (EXIM)	
United States (USDA)	