



June 6, 2019

Accountability Counsel – USA  
Other Interested Civil Society Organizations and Practitioners

Re: Comments on DFC’s Application for Debt Financing (DFC-003)

Dear Interested Civil Society Organizations and Practitioners:

This letter presents the Overseas Private Investment Corporation’s (OPIC) response, on behalf of the U.S. International Development Finance Corporation (DFC), to comments of the Interested Civil Society Organizations and Practitioners (see Attachment A) pertaining to the OPIC Federal Register notice, titled “Submission for OMB Review; Comments Request” related to DFC’s Application for Political Risk Insurance (Form DFC-003), published on March 22, 2019.

In your letter of May 20, 2019, you requested that OPIC/DFC:

- 1) Edit Question 5 to provide the agency an understanding of how the potential investor will plan, monitor, and implement the project to avoid harm to the U.S. economy, employment, and project affected communities in consultation with project-affected communities, and how the project will provide access to remedy for project-affected communities in case of negative impacts.

**OPIC/DFC Response:** OPIC/DFC agrees and will make the requested edits.

- 2) Incorporating the Investor Representations from the OPIC-52<sup>1</sup>, and if so incorporated, make additional changes to the Investor Representations section.

**OPIC/DFC Response:** OPIC has evaluated the efficacy of asking applicants to provide such information in our forms vs. determining the answers via our extensive character risk due diligence utilizing independent information sources, which include IFI debarment lists. We have found that the independent due diligence process is more effective in uncovering information on these important topics than attempting to collect such information through the form. Therefore, adding this requirement is unnecessary.

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<sup>1</sup> Expiration 8/31/2021.

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OPIC appreciates your comments to the DFC-003 and your engagement on these important issues.

Sincerely,

A handwritten signature in black ink, appearing to read 'Genevieve Stubbs', with a stylized, overlapping script.

Genevieve Stubbs  
Senior Administrative Counsel  
Overseas Private Investment Corporation

## **Attachment A -- Interested Civil Society Organizations and Practitioners**

Abibiman Foundation – Ghana  
Accountability Counsel – United States  
Actions Paysages contre la Faim – Democratic Republic of Congo  
African Coalition for Corporate Accountability (ACCA) – South Africa  
Buliisa Initiative for Rural Development Organisation (BIRUDO) – Uganda  
Center for Biological Diversity – United States  
Center for International Environmental Law (CIEL) – United States  
Centre for Human Rights and Development – Mongolia  
COMPPART – Nigeria  
Conseil Régional des Organisations Non Gouvernementales de Développement – Democratic Republic of Congo  
Friends of the Earth U.S. -- United States  
Fundación Ambiente y Recursos Naturales – Argentina  
Gender Action – United States  
Greenpeace U.S. – United States  
International Accountability Project (IAP) – United States  
Lumière Synergie pour le Développement – Senegal  
Nash Vek Public Foundation – Kyrgyzstan  
Observatoire d'Etudes et d'Appui à la Responsabilité Sociale et Environnementale (OEARSE) – Democratic Republic of Congo  
Oyu Tolgoi Watch -- Mongolia  
Rivers without Boundaries Coalition – Mongolia  
Youth For Environmental Education and Development Foundation (YFEED Foundation) – Nepal  
Youth Group on Protection of Environment -- Tajikistan