



sustainable@noon Rules



Participants on mute



Camera off



Questions via chat



Session recorded



Host: Daniel Delfosse Swiss Medtech



Expert: Holger Hoffmann-Riem Go for Impact

Pdf and recording available on homepage: https://www.swiss-medtech.ch/



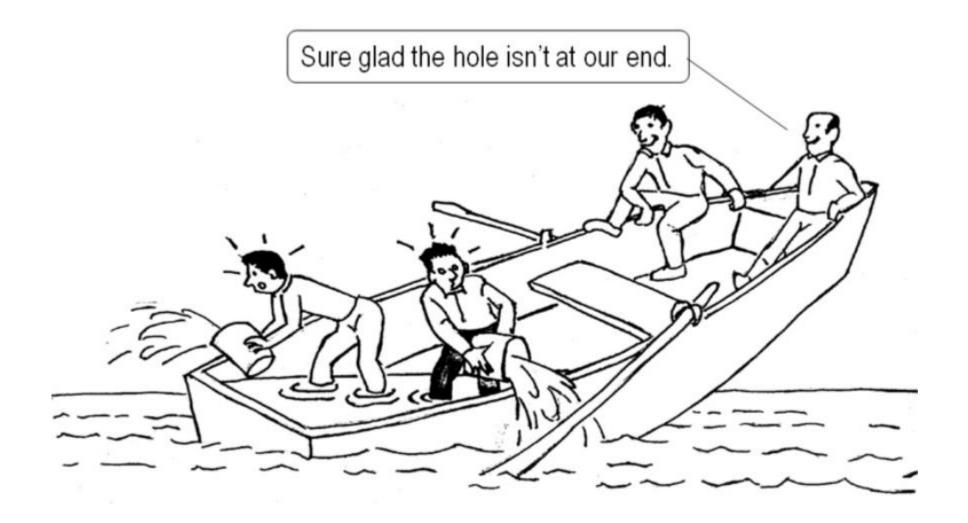
Aims of the Webinar

You know that

- 1. your company needs to address the issue of **sustainability**
- 2. drawing up a carbon footprint is a first step in this direction
- 3. preparing a carbon footprint is **not rocket science**



Moral Basis for Sustainability





Legal Basis for Sustainability (UNO)





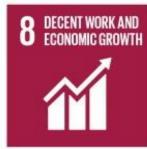








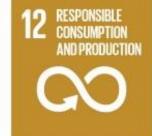
























Legal Basis for Sustainability (EU)

- The Green Deal
- Fit for 55

<u>https://www.consilium.europa.eu/de/policies/green-deal/fit-for-55-the-eu-plan-for-a-green-transition/</u>

A European Green Deal

Striving to be the first climate-neutral continent



European and Swiss regulations

Accelerating policy actions and increasing disclosure requirements



Paris Agreement

Keeping global temperature rise below 2°C above preindustrial levels with impact on portfolio management to engage in a carbon neutrality trajectory



NFRD 2018

Large corporate entities are required to disclose social, environmental and employee related information using non-standardised methodologies



SFDR

Financial market players are required to disclose ESG integration in investment and risk management on how it considers principal adverse impact 2022

Taxonomy Regulation

Classification system
establishing minimum
criteria that economic
activities should comply with
in order to be considered as
environmentally sustainable



Art.964bis

Large corporate entities are required to report regularly on non-financial issues in the areas of environmental, social and employee concerns



AIFMD and UCITS

AIF and UCITS managers need to consider sustainability factors and risks in organisational procedures, risk policies and investment due diligence



MiFID II, IDD, SII

Financial services companies are expected to integrate ESG preferences, climate change risk in their prudential oversight framework and disclosures 2023

Climate Benchmark

Measures to enhance the ESG transparency of benchmark methodologies and ESG disclosure requirements aligned with the Paris Agreement



CSRD

Revision to the NFRD to increase applicability and granularity of Non Financial reporting, introduction of assurance requirements and double materiality



FINMA & TCFD

Swiss banks and insurance companies are required to publish climate-related disclosures regarding governance, strategy, risk management and metrics

* Foreseeable implementation date, not yet announced

Three objectives



Reorienting capital flows towards a more sustainable economy:

establishment of a new EU taxonomy, creation of the EU Green Bond Standard, development of sustainability benchmarks



Mainstreaming sustainability into risk management, clarifying insurance companies, banks and asset managers as well as institutional investors duties regarding sustainability



Fostering transparency and long-term, especially on the reporting of climate information

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Legal Basis for Sustainability (EU)

Important EU legislation with an impact on the medtech industry:

- **CSR** (Corporate Social Responsibility): Based on EU Directive 2014/95 (NFDR, Non-financial Reporting Directive), in revision
- CSRD (Corporate Sustainability Reporting Directive): Based on EU Directive 2013/34, in force since 05.01.2023, implementation within 18 months
- CSDDD (Corporate Sustainability Due Diligence Directive): in preparation
- SCG (Sustainable Corporate Governance): in preparation
- **RoHS** (Restriction of Hazardous Substances): In force as EU Regulation 2011/65 since 03.01.2013, regularly updated, last update 01.10.2022
- **REACH** (Registration, Evaluation, Authorisation and Restriction of Chemicals): In force as EU Regulation 1907/2006, last update 14.10.2022
- **WFD** (Waste Framework Directive): In force as EU Regulation 2008/98, last update 04.07.2018
- **PPWD** (Packaging and Packaging Waste Directive): In force as EU Regulation 94/62, last update 05.07.2018

Supply Chain: Export into EU

CSRD (Corporate Sustainability Reporting Directive)

- In force since 05.01.2022, implementation within 18 months, binding for financial year 2024
- Mandatory for companies with 250 or more employees
- Turnover from € 40 million
- From 2026 also for SMEs listed on EU stock market

Harmonised reporting requirements on climate issues

- Impact of business activities on people and the environment
- Impact of sustainability issues on the company
- → Pressure on suppliers and subcontractors
- → ALL Swiss manufacturers will need to know their carbon footprint!



Legal Basis for Sustainability (CH)

Indirect counter-proposal to the rejected Corporate Responsibility Initiative

→ New provisions in the **Swiss Civil Code** and in the **Ordinance on Due Diligence and Transparency**; in force since 01.01.2022, 1 year transition time for companies, application binding for the 2023 financial year

Indirect counter-proposal to the Glacier Initiative

- → Switzerland wants to reduce its CO2 emissions to net zero by 2050 according to the **Climate Protection Act**;
- → Referendum submitted, public vote on 18.06.2023







Legal Basis for Sustainability (CH)

Important Swiss legislation with an impact on the medtech industry:

- OR (Swiss Civil Code): Art. 964, in 2021 und 2022 significantly amended, in force
- **DDTrO** (Ordinance on Due Diligence and Transparency): in force since 01.01.2022
- ORRChem (Chemical Risk Reduction Ordinance): in force since 01.08.2005, last update 01.12.2022
- VBKB (Ordinance on Climate Disclosures): enforcement ordinance passed, will come into force on 01.01.2024
- <u>KIG</u> («Climate Protection Act», Federal law on climate protection goals, innovation and strengthening energy security): published 11.10.2022, public vote on referendum 18.06.2023



Supply Chain: Sales & Import into CH

VBKB (Ordinance on Climate Disclosures)

- Comes into force on 01.01.2024
- Mandatory for companies with 500 or more employees
- Turnover from CHF 40 million

Public reporting on climate issues

- Impact of business activities on the climate
- Reduction targets for direct & indirect greenhouse gas emissions
- Planned implementation



The Federal Council

Federal Council brings ordinance on mandatory climate disclosures for large companies into force as of 1 January 2024

https://www.admin.ch/gov/en/start/documentation/media-releases.msg-id-91859.html

- → Pressure on suppliers and subcontractors
- → ALL Swiss medtech companies will need to know their carbon footprint!



Take-home Message

Please do the following:

- 1. Inform your CEO that your company needs to address the issue of sustainability now
- 2. Make sure your company names a person responsible for sustainability
- 3. Start to draw up the **carbon footprint** of your company