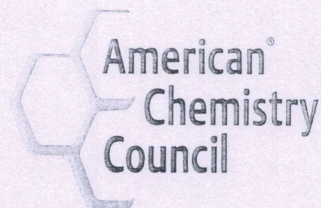


ICC  
Indian Chemical Council



American<sup>®</sup>  
Chemistry  
Council

**MEMORANDUM OF UNDERSTANDING  
BETWEEN  
INDIAN CHEMICAL COUNCIL  
AND  
AMERICAN CHEMISTRY COUNCIL**

The Indian Chemical Council (ICC) and the American Chemistry Council (ACC) are trade associations representing the leading companies engaged in the chemical industry in India and the United States, respectively.

This Memorandum of Understanding (MOU) establishes collaboration between ICC and ACC to enhance the Responsible Care<sup>®</sup> program for the ICC, its members and their stakeholders. Moreover, this MOU also sets out to establish collaboration and cooperation between ICC and ACC in support of ICC's communications and outreach activities.

This agreement shall be in effect from the date of the signatures of the parties and continue through 31 December 2021. The MOU may be modified or amended by written agreement between the parties, and such amendments shall become part of, and shall be attached to, this memorandum. This memorandum may be terminated by either party for any reason upon 30 days written notice to the other.

**Background**

Responsible Care is the global chemical industry's signature environment, health and safety performance improvement initiative. Participating national or regional trade associations agree to conform to the International Council of Chemical Associations' (ICCA) Responsible Care Fundamental Features and established timelines for implementation.

Since 1988, ACC members and Responsible Care Partners have implemented Responsible Care in their organizations. The results of this activity have included improved performance, safer handling of products in the supply chain and recognition of the industry's efforts by governments, non-governmental organizations and members of the public. As part of its commitment to spreading the ethic of Responsible Care, ACC regularly engages in outreach to diverse organizations to assist them in their development and implementation of performance improvement programs.



ICC member companies have been implementing Responsible Care® since 1993. ICC members fully implementing Responsible Care have seen improved performance, safer handling of products in the supply chain and recognition of their efforts by governments, non-governmental organizations and members of the public. As a result of discussions between ACC and ICC, both organizations have agreed to renew their agreement by which ACC can provide assistance to ICC to further enhance its Responsible Care program and exchange information and knowledge to enhance ICC's communications capabilities.

## **Goals**

In entering this agreement, ICC and ACC agree to the following goals:

- Continue development and implementation of key Responsible Care program elements, as defined by ICC and consistent with the ICCA Fundamental Features, which build upon existing program requirements.
- Enhance Responsible Care "infrastructures" within ICC and its participating member companies to grow the initiative, support implementation of the initiative and mutual assistance activities.
- Promote value-added benefits provided by Responsible Care to ICC members and other stakeholders.
- Establishment of a robust security element to ICC's Responsible Care program designed to address facility, supply chain, cyber issues and audit programs.
- Enhance ICC communications capabilities to support further expansion and recognition of Responsible Care in India.
- Each party recognizes that ICC has responsibility for determining the appropriateness of its Responsible Care program within India.

To achieve these goals, ICC and ACC have reached agreement on sharing information and allocation of resources to further develop Responsible Care in India.

## **ACC Commitment**

In support of this agreement, ACC shall:

- Make available a member of its staff as reasonably required to provide support for ICC in the further development of its Responsible Care program. In addition to the primary staff contact designated by ACC, other members of ACC's Responsible Care staff will be available to support specific activities as needed. The staff members will reflect areas of expertise necessary at any given stage of the program's development.
  - ACC staff members will travel to India for in-person consultation, as requested by ICC for reasonable relevant purpose and with reasonable prior notice.



- ACC staff members will provide, if needed, up to two additional days, per month, on average, of remote support from the ACC offices through the end of 2021.
- Members of the ACC staff will be available to assist in ICC projects, and other activities as agreed by both parties.
- Support ICC's Responsible Care Committee to:
  - Meet industry expectations for Responsible Care in India;
  - Implement the Responsible Care Security Code for use by ICC members;
  - Revise the Pollution Prevention, Employee Safety and CAER Codes and develop associated guidance materials;
  - Enhance KPI collection and reporting processes;
  - Develop Responsible Care workshops;
  - Develop communications tools to maintain and enhance awareness of Responsible Care among ICC members, supply chain partners and other industry stakeholders;
  - Raise awareness of ICC's Responsible Care and Nicer Globe initiatives among ACC member companies with operations in India; and
  - Identify external resources available to support ICC's Responsible Care implementation activities.
- Provide periodic communications awareness training for ICC staff and member companies in support of Responsible Care and other initiatives.
- Make available existing ACC Responsible Care training and implementation materials for use and/or modification by ICC and its members.

### **ICC Commitment**

In support of this agreement, ICC shall:

- Designate a member of the Responsible Care Committee and/or ICC staff member to work primarily with the identified ACC staff member. The ICC contact will:
  - Provide local day-to-day support of Responsible Care activities;
  - Take the lead on specific Responsible Care tasks as agreed upon with the ACC representative;
  - Serve as direct liaison with ICC companies and their designated Responsible Care contacts;
  - Lead the enhancements of Responsible Care elements; creation of supporting document; and the development of additional implementation aids;
  - Develop Responsible Care workshops and other implementation forums.



- Implement the following activities:
  - Execute adoption and implementation of the Security Code by 2019;
  - Introduce revised Responsible Care Codes and integrate into existing audit program;
  - Enhance product safety/stewardship outreach to member companies and their supply chains in support of safe chemicals management;
  - Expand KPI collection and reporting processes;
  - Increase the number of Responsible Care logo holders substantially from 52 by the end of 2021;
  - Increase the number of Nicer Globe participating companies substantially from 30 by the end of 2021.

### **Funding**

ACC will pay for its staff travel costs in support of this agreement.

### **Periodic Review**

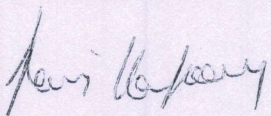
ICC and ACC agree to review this MOU annually to determine its effectiveness and value, as well as discuss other ways of achieving improvements through collaborative efforts.

### **Mutual Indemnification**

ICC agrees to indemnify ACC, its officers and employees against all claims, liabilities, costs or damages (including reasonable attorneys' fees) arising out of the performance of this MOU that are the result of ICC's negligence or willful misconduct. ACC agrees to indemnify ICC, its officers and employees against all claims, liabilities, costs or damages (including reasonable attorneys' fees) arising out of the performance of this MOU that are the result of ACC's negligence or willful misconduct.

### **Primary Contacts**

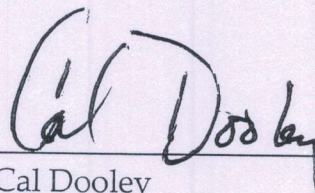
Primary contacts for the implementation of this agreement are Daniel Roczniak for ACC and R.R. Gokhale for ICC.



Ravi Kapoor  
President

Indian Chemical Council

Date 19-4-2018



Cal Dooley  
President & CEO

American Chemistry Council

Date