



Compliance with Supply Chain Due Diligence Act

The purpose of the German Supply Chain Due Diligence Act [*Lieferkettensorgfaltspflichtengesetz, LkSG*] is to ensure compliance with due diligence obligations regarding human rights and the environment along the company's own supply chain.

Who does it apply to?

- as of January 2023, to companies > 3,000 employees
- as of January 2024, to companies > 1,000 employees
- also smaller companies, as contracting authorities are making the award of contracts dependent on LkSG compliance
- all companies that have their head office, principal place of business, administrative headquarters or registered office or a branch office in Germany, irrespective of their legal form

What needs to be done?

I. Risk analysis of company's own business and at direct suppliers

II. Introduction of risk management system

III. Designation of a responsible person

IV. Drafting of policy statement

V. Development and implementation of preventative measures

VI. Development of remedial measures

VII. Establishment of complaint procedure

VIII. Due diligence at indirect and direct suppliers

IX. Documentation and reporting

Our services

We offer you a flexible modular approach with the following modules:

Risk analysis

Aim

- Identification, evaluation and prioritisation of specific risks relating to human rights and the environment along the company's own supply chain based on the type and scope of business activity, potential breaches, possibility of exerting influence and possible contribution towards the cause

Scope

- regularly for the company's own business and direct suppliers
- as required, in case of a changed or extended risk situation in the supply chain

Process

- Risk mapping
- Identification, evaluation and prioritisation
- Risk report
- Communication to decision-makers

Risk management system

Aim

- Development of recommendations to remedy deficits
- Development of preventive measures and remedial concepts
- Optional: design of a roadmap to define measures, goals and responsibilities for LkSG compliance in the company

Scope

- Primarily own business
- Prevention and remedy regarding suppliers

Process

- Analysis of internal guidelines and processes
- Stakeholder interviews
- Workshop with presentation of results and concept proposal
- Communication to decision-makers

Development of LkSG DD set of rules

Aim

- Development of a set of rules for human rights due diligence management in accordance with the requirements of the LkSG
- Development of so-called supplier checks/code (requirements for supplier selection and contractual relationships)
- Drafting of a policy statement

Scope

- Own business, direct suppliers

Process

- Determination and consideration of the operating and value chain
- Review of internal structures and processes
- Communication to decision-makers

Training on LkSG

Aim

- Information and clarification of the legal requirements of the LkSG
- Answering of questions

Scope

- Management, Purchasing, Sales, HR, Compliance, Legal
- On request, also for suppliers

Process

- Workshops

Our law firm

The Oppenhoff team has extensive legal and practical expertise in legal compliance consulting, including CSR compliance. Oppenhoff regularly advises companies on the German Supply Chain Due Diligence Act.

Oppenhoff is one of the leading independent law firms in Germany with offices in Cologne, Frankfurt am Main and Hamburg and a strong team of over 100 lawyers, more than half of them partners.

Your contacts



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