

The main differences between the counter-proposal and the initiative

<i>National Council counter-proposal</i>	<i>Responsible Business Initiative</i>
<ul style="list-style-type: none"> • Only very large companies • Exceptions for companies with particularly high and particularly low risk • Mandatory due diligence is limited and only in relation to those binding provisions under international law which Switzerland has also ratified. Explicit exclusion of all duties to protect or responsibility for state maladministration • Liability limited to life, limb and property • Liability for natural persons (e.g. CEO, members of Board of Directors) excluded • Liability only for legally controlled subsidiaries • Exemption from liability via proof of due diligence OR via proof that no influence existed • Plaintiff only receives approval to file suit after compulsory arbitration procedure before the National Contact Point for the OECD Guidelines 	<ul style="list-style-type: none"> • Companies with over 250 employees and SMEs in risk sectors • Mandatory due diligence in accordance with international standards • Liability for human rights violations and environmental pollution • Liability for subsidiaries and for economically controlled companies (e.g. via exclusive purchase agreement) • Exemption from liability via proof of due diligence