

# Freescale Regulatory and Governmental Affairs

## An Organizational Overview and Key Issues

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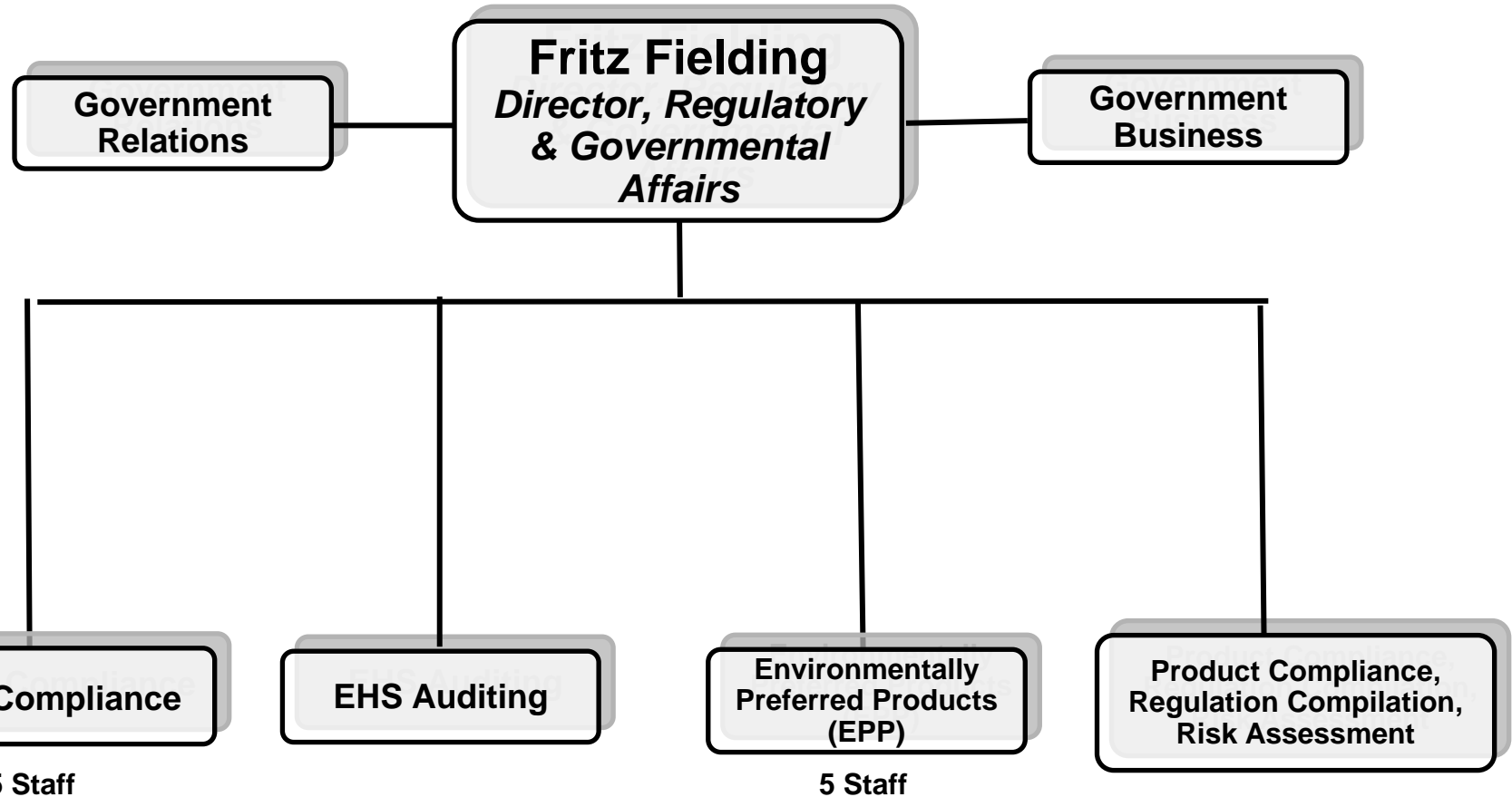
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# Freescale Law Department



- **Trade Compliance**

- **Export Compliance – two objectives**
  - > Nothing goes to bad people, places, or end uses
  - > No controlled commodities / technology are transferred without proper authority
- **Import Compliance**
  - > Making sure declarations are accurate in all critical details
- **Requires processes to:**
  - > Classify commodities / technology
  - > Audit import declarations
  - > Audit exports
  - > Screen commodity and technology recipients
- **C-TPAT**

- **Product compliance**

- FCC, CE, other

- **Regulatory compilation and risk assessment**

- International regulatory review
- Network of compliance overseers

- Government Relations
  - Objectives:
    - > Regulatory influence, government funding
  - Methods
    - > Staff, consultants, trade associations
- Government Business
  - Compliance challenges—principally a U.S. issue.
    - > Government contract regulations
      - Cost accounting
      - Social policy
      - Buy America
      - Specialty Metals
    - > Technology Security

- Environmentally Preferred Products
  - Regulatory Drivers
    - > Current: EU-RoHS/WEEE/ELV
    - > Emerging: China RoHS/WEEE, California RoHS, Korea, Japan....
  - Product Compliance – Challenges
    - > Vague regulatory definitions
    - > Product type management, e.g. RoHS vs. non-RoHS
    - > Inventory obsolescence
    - > Registration and recycling schemes
    - > Analytical testing feasibility and data quality
    - > Inconsistency in regulations, e.g. EU RoHS vs. China RoHS
    - > China: Analytical testing, product “safe use period”, exemptions

- EHS Auditing
  - Audit Scope
    - > Country / region specific regulatory requirements
    - > Internal policies and procedures (management systems)
    - > EHS risks
  - Challenges
    - > Bridging regulatory knowledge gaps
    - > Cultural and language differences
    - > Audit consistency
    - > Development of standards, guidelines or best practices
    - > Prescriptive vs. risk-based regulations

- EHS Auditing – Meeting the Challenges
  - Regulatory knowledge gaps
    - > Global regulations database
    - > Regulatory tracking services (EIATrack, Allen/Overy website)
  - Cultural / language differences
    - > Freescale regional audit support
    - > Country-specific 3rd party audit support
  - Audit consistency
    - > Auditor checklists (leading questions)
    - > Consistent audit team leadership
  - Audit criteria
    - > Country-specific regulations, Freescale standards, US law
  - Prescriptive regulations vs risk assessments
    - > Review efficacy of site specific risk assessments
    - > Some government guidance on risk assessment methods / content
    - > Managing internal policy debate

