

**Insamlingsstiftelsen the Swedish Foundation in Support of Human Rights Watch
("HRW Sweden")
GIFT ACCEPTANCE POLICY**

HRW Sweden is an independent, nongovernmental organization, supported by contributions from private individuals and foundations worldwide. In order to maintain its independence, it does not accept funds from any government, directly or indirectly. It is associated with Human Rights Watch, Inc. ("HRW Inc."), a U.S. not-for-profit corporation that shares its object and purpose and whose global work it supports and disseminates in Sweden.

Purpose of Policy

The purpose of this policy is to govern the acceptance of gifts by HRW Sweden and provide guidance to HRW Sweden staff in determining which gifts may be accepted, which gifts should be declined and which gifts require review by the Gift Advisory Committee ("GAC") and board of HRW Sweden (the "Board"). This policy applies to all gifts received and accepted by HRW Sweden.

General Gift Acceptance Principles and Guidelines

1. HRW Sweden will not accept any gift that would be inconsistent with its mission and objectives or that of HRW Inc.
2. HRW Sweden generally will not accept a gift if the administrative burdens involved would be disproportionate to the net benefit after expenses of the gift, or if a disproportionate share of the gift's value would accrue to a for-profit intermediary.
3. HRW Sweden will comply with all applicable law in the solicitation and acceptance of gifts.
4. HRW Sweden follows a policy on corporate donations to avoid potential or perceived conflicts with its work. The policy on corporate donations is accessible at [\[link\]](#).
5. Unless otherwise determined, gifts of property and marketable securities will be sold and converted into cash upon acceptance or at the earliest available opportunity.
6. HRW Sweden generally will not assume any indebtedness in connection with a gift.
7. Unless an exception is determined by the GAC and Board to be appropriate and in the best interests of HRW Sweden, HRW Sweden may incur expenses related to its own due diligence and for the protection of its own interests, but generally will

- not assume the donor's expenses to substantiate his or her allowable tax deduction or cost basis, or for the donor's legal representation or other professional advice for the donor.
8. Unless an exception is recommended by the GAC to be appropriate and endorsed by the Board, the donor will be requested to provide for the payment of projected taxes and carrying costs until any donated property is liquidated.
 9. Appropriate insurance coverage will be obtained by HRW Sweden in cases of gifts that could expose HRW Sweden to liability as the owner of any donated property.
 10. Gifts generally will not be accepted under circumstances where, in the opinion of HRW Sweden's tax advisers, HRW Sweden would become subject to the tax on unrelated business income or unrelated debt-financed income.
 11. HRW Sweden will, unless requested otherwise, share information about donors and donor prospects with HRW Inc., according to the terms of their data protection agreement and the requirements of Swedish law. HRW Sweden and HRW Inc. will hold all information obtained from or about donors or donor prospects in strict confidence, unless required by law, and neither the donor's name nor information about the amount or the conditions of any gift will be published without the prior approval of the donor and his or her executor when the donor is deceased, unless required by law.

Restricted Gifts

Restricted gifts will be accepted and administered consistent with the mission and priorities of HRW Sweden and the donor's expectations.

Gift Advisory Committee

In view of the experience of HRW Inc., and the importance of maintaining policies that are consonant with the policies and object and mission of HRW Inc., HRW Sweden will use advisory services of HRW Inc. in implementing this policy, and specifically, a Gift Advisory Committee (GAC).

The GAC is comprised of the following persons of HRW Inc.: the Executive Director, the Deputy Executive Director Operations and the Deputy Executive Director Development and Global Initiatives, or in their absence, their respective designees, and a member of the HRW Inc. Board. The role of the GAC is to review certain prospective gifts to HRW Sweden as specified in this policy and to determine whether to accept, restructure or reject these gifts. When appropriate, the GAC may seek additional expertise from outside counsel, real estate professionals, financial consultants, or other staff or Board members. The GAC will give advisory determinations to the Board of HRW Sweden for its consideration.

When a prospective gift necessitates review by the GAC, the GAC will examine the following factors:

1. Background on the donor
2. Description of the asset
3. Proposed use of the gift
4. Any donor-imposed restrictions
5. Gift technique being utilized, including the terms of any proposed exchange of value in return for the gift
6. Estimated fair market value
7. Income, expenses, encumbrances and carrying costs
8. Assessment of possible risks and liabilities
9. Other due diligence specific to the proposed gift asset
10. Proposed plan for disposition of the property

The review and recommendation concerning a gift by the GAC will be noted in writing and preserved. Any one or more members of the GAC may participate in a meeting of the GAC by conference telephone or similar communications equipment.

Gifts Not Requiring GAC Review

The following types of gifts generally are not required to be reviewed by the GAC but are subject to the additional gift acceptance principles and standards detailed below:

- Cash or cash equivalents
- Publicly traded securities, including shares with transitory restrictions on assignment, or other marketable securities such as mutual fund shares
- Life insurance
- Beneficiary designations through retirement plans and other “pay on death” accounts

Gifts of Publicly Traded Securities

Unless otherwise approved by the GAC, gifts of securities that should not be accepted include:

1. Securities that may create a liability for HRW Sweden;
2. Securities that by their nature may not be assigned (except securities with transitory restrictions on assignment, such as stock subject to the resale restrictions of Rule 144 under the US Securities Act of 1933); and
3. Securities that, on investigation, have no apparent value.

Life Insurance

1. HRW Sweden will generally accept two types of life insurance gifts:

- a) Gift of a paid-up insurance policy;
 - b) Gift of a new or existing insurance policy, for which the donor intends to continue making payments so that the policy does not lapse.
2. In either case, the donor must name HRW Sweden as the beneficiary of the insurance policy.
 3. HRW Sweden will make payments on a policy if the donor makes annual gifts at least equivalent to the amount of the premium. HRW Sweden is under no obligation, but may continue to pay the premiums if the donor does not make an equivalent annual gift.
 4. HRW Sweden will generally not accept a life insurance policy with an outstanding loan, premium due, or other liability, or any condition that would preclude the option of converting the policy for cash.

Gifts That Generally Require GAC Review

The following types of prospective gifts are subject to GAC review and approval as well as the additional gift acceptance principles and standards specified below:

- Non-standard contributions
- Gifts of real property
- Life estate agreements
- Gifts of cash or marketable securities through qualified charitable trusts or a pooled income fund
- Closely held securities, limited partnership interests, or other business interests;
- Tangible personal property, such as artwork, antiques or rare books
- Intangible personal property such as copyrights, patents or literary works
- Bargain sales
- Any other gifts involving a substantial potential liability (such as exposure to legal risks, or maintenance, upkeep or other carrying costs) or which are otherwise complex, time-intensive, costly or burdensome to administer

Non-Standard Contributions

All non-standard contributions must be reviewed by the GAC. The definition of “non-standard contribution” is the contribution of an item that is not reasonably expected to be used to satisfy or further an organization’s exempt purpose (aside from the need for income or funds) and for which (a) there is no ready market to which the organization may go to liquidate the contribution and convert it to cash, and (b) the value of the item is highly speculative or difficult to ascertain.

Gifts of Real Property

In general, HRW Sweden will not accept a gift involving real property that makes HRW Sweden a principal in a real estate partnership, joint venture, or business activity in which HRW Sweden would participate fully in the risks of the operation and would have more than limited liability for the conduct of the business (e.g., as a general partner, principal in a joint venture, or as an owner of a working interest). HRW Sweden will not assume any indebtedness in connection with a gift involving real property.

Qualified Charitable Trusts

1. Generally, HRW Sweden will not accept trusteeship for otherwise appropriate qualified charitable trusts. If an exception to this policy is to be made for a charitable trust with a minimum initial funding of \$10,000 and \$1,000 for subsequent gifts, [it must be approved by a vote of the HRW Sweden Board of Directors.]
2. As a general rule, HRW Sweden will not accept a fee for service as trustee of a trust of which it is a beneficiary, but may recover its direct and indirect expenses incurred in managing the trust assets and the trust.
3. As trustee, HRW Sweden may hire attorneys, accountants, agents, investment advisors, investment managers and brokers whose services are reasonably necessary to the administration of the trust estate, and it may delegate acts that are merely mechanical or ministerial, although discretion with respect to investment authority may not be delegated without specific authorization in the trust instrument.

Gifts of Tangible Personal Property

Gifts of tangible personal property include but are not limited to works of art, jewelry, and rare books.

1. Prior to accepting gifts of tangible personal property, the GAC will examine the proposed gift in light of the following criteria:
 - a) Is the property needed by HRW Sweden to fulfill its mission?
 - b) Is the property marketable?
 - c) Has the donor imposed restrictions on the use or disposition of the property?
 - d) Are there carrying costs associated with the property?
 - e) Is there sales tax associated with any sale of the property?

2. No tangible personal property will be accepted which obligates HRW Sweden to ownership of it in perpetuity without prior approval from the GAC. No perishable property or property which will require special facilities or security to properly safeguard such property will be accepted without prior approval of the GAC.
3. HRW Sweden generally will not accept gifts of cars, boats, other vehicles or livestock.

Legal Counsel and Professional Advice

HRW Sweden and the GAC will seek the advice of legal counsel or other professional advice in matters relating to the acceptance of gifts when appropriate.

Donor Responsibility

HRW Sweden will urge all prospective donors to seek the assistance of personal legal and financial advisors in matters relating to their gifts and the resulting tax and/or estate planning consequences. It is the responsibility of the donor to obtain an appraisal, when required, and independent legal counsel for all gifts made to HRW Sweden.

Gift Acknowledgment

HRW Sweden will provide a written acknowledgment to the donor for all gifts accepted by HRW Sweden. The written acknowledgment will include a brief description of the gift and will state whether HRW Sweden gave the donor any goods or services in exchange for the gift.

Amendment of Gift Acceptance Policy

This policy was adopted by the Board of Directors of HRW Sweden on December 2, 2016. Any amendments to this policy must be approved by the Board of Directors.