EMBARGO

The contents of this Report must not be quoted or summarized in the press, on radio, or on television, before

17 September 2009 - 17:00 hours GMT

UNITED NATIONS CONFERENCE ON TRADE AND DEVELOPMENT

WORLD INVESTMENT REPORT

Transnational Corporations, Agricultural Production and Development



2009

UNITED NATIONS CONFERENCE ON TRADE AND DEVELOPMENT

WORLD INVESTMENT 2009 REPORT

Transnational Corporations, Agricultural Production and Development



NOTE

As the focal point in the United Nations system for investment and enterprise development, and building on 30 years of experience in these areas, UNCTAD, through DIAE, promotes understanding of key issues, particularly matters related to foreign direct investment. DIAE also assists developing countries in attracting and benefiting from FDI, and in building their productive capacities and international competitiveness. The emphasis is on an integrated policy approach to investment, technological capacity building and enterprise development.

The terms country/economy as used in this Report also refer, as appropriate, to territories or areas; the designations employed and the presentation of the material do not imply the expression of any opinion whatsoever on the part of the Secretariat of the United Nations concerning the legal status of any country, territory, city or area or of its authorities, or concerning the delimitation of its frontiers or boundaries. In addition, the designations of country groups are intended solely for statistical or analytical convenience and do not necessarily express a judgement about the stage of development reached by a particular country or area in the development process. The major country groupings used in this Report follow the classification of the United Nations Statistical Office. These are:

Developed countries: the member countries of the OECD (other than Mexico, the Republic of Korea and Turkey), plus the new European Union member countries which are not OECD members (Bulgaria, Cyprus, Estonia, Latvia, Lithuania, Malta, Romania and Slovenia), plus Andorra, Israel, Liechtenstein, Monaco and San Marino.

Transition economies: South-East Europe and the Commonwealth of Independent States.

Developing economies: in general all economies not specified above. For statistical purposes, the data for China do not include those for Hong Kong Special Administrative Region (Hong Kong SAR), Macao Special Administrative Region (Macao SAR) and Taiwan Province of China.

Reference to companies and their activities should not be construed as an endorsement by UNCTAD of those companies or their activities.

The boundaries and names shown and designations used on the maps presented in this publication do not imply official endorsement or acceptance by the United Nations.

The following symbols have been used in the tables:

Two dots (..) indicate that data are not available or are not separately reported. Rows in tables have been omitted in those cases where no data are available for any of the elements in the row;

A dash (–) indicates that the item is equal to zero or its value is negligible;

A blank in a table indicates that the item is not applicable, unless otherwise indicated;

A slash (/) between dates representing years, e.g., 1994/95, indicates a financial year;

Use of an en dash (–) between dates representing years, e.g., 1994–1995, signifies the full period involved, including the beginning and end years;

Reference to "dollars" (\$) means United States dollars, unless otherwise indicated;

Annual rates of growth or change, unless otherwise stated, refer to annual compound rates;

Details and percentages in tables do not necessarily add to totals because of rounding.

The material contained in this study may be freely quoted with appropriate acknowledgement.

UNITED NATIONS PUBLICATION

Sales No. E.09.II.D.15

ISBN 978-92-1-112775-1

Copyright © United Nations, 2009

All rights reserved

Printed in Switzerland

PREFACE

World foreign direct investment flows fell moderately in 2008 following a five-year period of uninterrupted growth, in large part as a result of the global economic and financial crisis. While developed economies were initially those most affected, the decline has now spread to developing countries, with inward investment in most countries falling in 2009 too. The decline poses challenges for many developing countries, as FDI has become their largest source of external financing. The impact is analysed in detail in the first part of this his year's *World Investment Report*.

The *Report* also examines the role that transnational corporations (TNCs) play, and can play, in agricultural production in developing countries. There is renewed and growing interest in this sector, provoked in part by the recent food crisis and concerns about food security. The *Report* looks at this trend – including the rise of South-South investment – and at specific cases of host countries and industries in which TNCs are active in a meaningful way.

As the *Report* underscores, efforts to boost investment and agricultural productivity through TNC involvement require an integrated policy approach by governments that takes many considerations into account: the economic implications as well as environmental and social concerns, including those related to land degradation, land tenure rights, food security and the right to food, and the protection of indigenous people and other minorities.

Greater involvement by TNCs will not automatically lead to greater productivity in agriculture, rural development or the alleviation of poverty and hunger. However, with the right policies in place, it can be used to bring about such gains, in particular by strengthening the capacities of local farmers. A concerted effort is required by all development partners to support and equip host-country governments, farmers, cooperatives and others to maximize the development benefits of TNC involvement. This timely *Report* provides useful analysis and insights for all stakeholders involved in working towards that vital end.

Ki MonPoan Ban Ki-moon

Secretary-General of the United Nations

New York, July 2009

This Report is dedicated to the memory of John H. Dunning

ACKNOWLEDGEMENTS

The World Investment Report 2009 (WIR09) was prepared by a team led by Anne Miroux and Masataka Fujita, with Hafiz Mirza and Joachim Karl responsible for Part Two. James Zhan provided overall guidance and direction. The team included Kumi Endo, Thomas van Giffen, Michael Hanni, Fabrice Hatem, Kálmán Kalotay, Ralf Krüger, Guoyong Liang, Padma Mallampally, Nicole Moussa, Abraham Negash, Hilary Nwokeabia, Shin Ohinata, Thomas Pollan, Astrit Sulstarova, Yunsung Tark and Kee Hwee Wee. Kiyoshi Adachi, Bekele Amare, Quentin Dupriez, Hamed El-Kady, Kornel Mahlstein, Nicole Maldonado, Sara Tougard de Boismilon, Elisabeth Tuerk and Jörg Weber also contributed to the Report. Research and statistical support was provided by Mohamed Chiraz Baly, Bradley Boicourt, Jovan Licina, Lizanne Martinez and Tadelle Taye. Ngoc Hanh Dang, Shan He, Cristina Insuratelu, Mari Mo and Tom Van Herk assisted as interns at various stages. Production of the WIR09 was carried out by Séverine Excoffier, Rosalina Goyena, Chantal Rakotondrainibe and Katia Vieu. It was edited by Praveen Bhalla and desktop published by Teresita Ventura.

Peter J. Buckley and John H. Dunning served as senior economic advisers to the Report. John H. Dunning sadly passed away in January 2009 and this year's Report is dedicated to his memory. He was involved in the conception and realization of the *World Investment Reports* from the beginning, and during succeeding years played a significant role in their evolution, all the while providing guidance and advice on substantive issues related to research themes and analytical approaches. He acted – where appropriate – as a mentor to many members of the *WIR* team. His wisdom, valued advice and enthusiasm will be missed.

WIR09 benefited from comments provided by participants at a brainstorming meeting in Geneva in October 2008, an ad-hoc expert meeting in Geneva in February 2009, a global seminar in Geneva in May 2009, and three regional seminars on TNCs and agriculture held in April 2009: one in Addis Ababa, Ethiopia (in cooperation with Addis Ababa University), a second one in São Paulo, Brazil (in cooperation with Fundação Dom Cabral and FEARP, São Paulo University), and a third one in Tianjin, China (in cooperation with the Ministry of Commerce of China and Tianjin Municipality).

Inputs were received from Katrin Arnold, Carlos Arruda, Antonio Flavio Dias Avila, Samuel Asuming-Brempong, Jeremy Clegg, Olivier De Schutter, Persephone Economou, Nasredin Hag Elamin, Fulvia Farinelli, David Hallam, Spencer Henson, Christine Heumesser, Thomas Jost, John Humphrey, Annabel Ipsen, Irina Likhachova, George K. Lipimile, Asad Naqvi, Jeffrey Neilson, Marcos Fava Neves, Frances Nsonzi, Ralf Peters, Luke Peterson, Rebecca Poste, Bill Pritchard, José Parra, Sebastián Senesi, Erwin Schmid, Nicole Simes, Eckart Woertz and Zbigniew Zimny.

Comments and suggestions were received during various stages of preparation from Oluyele Akinkugbe, Rashmi Banga, Peter Baron, Dirk Michael Boehe, Joachim von Braun, Aurelia Calabro, Gloria Carrión, Chantal Chan-Yone, Milasoa Cherel-Robson, Junior Roy Davis, Mamadou Diallo, Martine Dirven, Chantal Dupasquier, Julian Ferdinand, Niels Fold, Torbjörn Fredriksson, Daniel Fuentes, Samuel Gayi, Shunqi Ge, Stephen Gelb, Gary Gereffi, Juliana Gonsalves, Zoe Goodman, Frea Haandrikman, Ute Hausmann, Jonathan Hepburn, Hayley Herman, Ulrich Hoffmann, Gábor Hunya, Moses Ikiara, Nipon Jayamangkala, Anna Joubin-Bret, Mpenga Kabundi, Raphael Kaplinsky, Yong-taek Kim, David King, Harinder Kohli, Hussien Hamda Komicha, Surendra Kotecha, Ronglin Li, Yong Li, Pascal Liu, Marinella Loddo, Jeffrey Lowe, Sarianna Lundan, George Mashinkila, Xinyu Mei, José Otavio Menten, Bruno Varella Miranda, Maiko Miyake, Elibaraki Emmanuel Msuya, Peter Muchlinski, Fiorina Mugione, Irene Musselli, Sanusha Naidu, Jean Ndenzako, Herbert Oberhänsli, Jean-François

Outreville, Terutomo Ozawa, Sheila Page, Xavier Manoel Pedrosa, Mike Pfister, Guoqiang Qi, Ruth Rama, Carlos Razo, Ian Richards, Raissa Rossiter, Maria Sylvia Macchione Saes, Leonela Santana-Boado, Michel Henrique R. Santos, Takanori Satoyama, Karl P. Sauvant, Josef Schmidhuber, Xiaofang Shen, Xiaokai Shen, Silas Cezar da Silva, Carin Smaller, Benjamin Smith, Eduardo Leão Sousa, Xuekun Sun, Zhishao Tang, Márcia Tavares, Harmon Thomas, Andrew Thorburn, Guiming Tian, David Tommy, Selma Tozanli, Truong Thi Thu Trang, Rob van Tulder, Peter Utting, Aimable Uwizeye Mapendano, Sietze Vellema, Luiz Carlos Vieira, Paul Wessendorp, Obi Whichard, Susanna Wolf, Larry Chee-Yoong Wong, Zongdi Wu, Stephen Young and Fabiano José Zillo.

Numerous officials of central banks, statistical offices, investment promotion and other government agencies, and officials of international organizations and non-governmental organizations, as well as executives of a number of companies also contributed to *WIR09*, especially with the provision of data and other information. The Report also benefited from collaboration with Erasmus University, Rotterdam, in the collection of data on the largest 100 TNCs.

The financial support of the Governments of France, Norway and Sweden is gratefully acknowledged.

TABLE OF CONTENTS

		Page
PRE	FACE	iii
ACK	NOWLEDGEMENTS	V
ABB	REVIATIONS	XV
	MESSAGES	
	RVIEW	
OVE		XIX
	PART ONE FDI TRENDS, POLICIES AND PROSPECTS	
СНА	PTER I. GLOBAL TRENDS: FDI FLOWS IN DECLINE	3
A. TH	HE FINANCIAL CRISIS, ECONOMIC DOWNTURN AND FDI FLOWS	3
1.		
2. 3.		5 7
3.	a. The role of divestments	
	b. Mode of investment	
	(i) Large decreases in M&As	10
4.	(ii) Downturn in greenfield investments since end 2008	
4.	a. Geographical patterns	13
	(i) FDI inflows	13
	(ii) FDI outflows	
	b. Sectoral and industrial patterns of FDI	16
B. H (OW THE LARGEST TNCs ARE COPING WITH THE GLOBAL CRISIS	17
1.		
	a. A slowdown of internationalization in 2008	
2.	b. The impact of the global crisis on the top 100 TNCs	
۷.	a. A growing role in the world economy	
	b. The impact of the global crisis on developing-country TNCs	23
3.	The top 50 financial TNCs	24
	a. Internationalization of the top 50 financial TNCs in 2008	24
4.	b. The impact of the global crisis on the top 50 financial TNCs	
C. FD	DI BY SPECIAL FUNDS	26
1.	=	26
2.	, ,	
3	FDI by private equity funds and sovereign wealth funds compared	
D. NE	EW DEVELOPMENTS IN FDI POLICIES	30
1.	Developments at the national level	30
	a. Major policy trends	
	b. Policies introduced in response to the financial crisis and their potential impact on FDI	
	(i) National policy measures	
2.		
	a. Bilateral investment treaties	

			Page
		b. Double taxation treaties	33
		c. International investment agreements other than BITs and DTTs	33
		d. Investor-State dispute settlement	34
		e. International investment agreements and the financial crisis	
		(i) Investment protectionism and IIAs	
		(ii) Emergency measures in response to the crisis	
		(iii) Regulation of the financial system and IIA provisions	35
E.	PRC	OSPECTS	36
CF	HAP	TER II. REGIONAL TRENDS	41
IN	TRO	ODUCTION	41
A.	DEV	ELOPING COUNTRIES	42
	1.	Africa	42
		a. Geographical trends	
		(i) Inward FDI: flows continued to rise in most subregions	
		(ii) Outward FDI: a few countries dominated	
		b. Sectoral analysis: FDI focused on manufacturing	46
		c. Policy developments	
		d. Prospects: the global economic slowdown could hurt FDI growth, especially in LDCs	
	2.	South, East, South-East Asia and Oceania	
		a. Geographical trends	
		(i) Inward FDI: divergent trends against the backdrop of crisis	
		(ii) Outward FDI: strong, but falling	
		b. Sectoral trends	
		(i) Inward FDI: services and manufacturing continued to be targeted	
		(ii) Outward FDI: resource-seeking FDI rose	
		c. Policy developments	
	2	d. Prospects: downturn is looming	
	3.	West Asia	
		a. Geographical trends	
		(i) Inward FDI: 2008 marked six years of growth	
		(ii) Outward FDI: strong decline, especially to developed countries	
		b. Sectoral trends: manufacturing up	
		c. Policy developments	
	4	d. Prospects: fall in inflows, but a possible rise in outflows	
	4.	Latin America and the Caribbean	
		a. Geographical trends	
		(ii) Outward FDI: sharp rise in outflows from South America	
		b. Sectoral analysis: continued interest in natural resources and related activities	
		c. Policy developments	
		d. Prospects: gloomy in short term, improving in medium term	
В.	SOU	TH-EAST EUROPE AND THE COMMONWEALTH	
-		NDEPENDENT STATES	72
	1.	Geographical trends	
	1.	a. Inward FDI: the upward trend continued	
		b. Outward FDI: more moderate growth	
	2.	Sectoral trends: manufacturing attracted market-seeking FDI.	
	3.	Policy developments	
	<i>3</i> . 4.	Prospects: slowdown expected	
		•	
C.	DEV	ELOPED COUNTRIES	
	1.	Geographical trends	
		a. Inward FDI: strong decline as the financial and economic crisis unfolds	79

			Page
		b. Outward FDI: moderate but a widespread decline	82
	2.	Sectoral trends: robust FDI growth in the primary sector	83
	3. 4.	Prospects: FDI flows expected to fall further	84
	4.	Prospects: FDI flows expected to fail further	80
		PART TWO	
T	NC	s, AGRICULTURAL PRODUCTION AND DEVELOPM	IENT
IN	JTR	ODUCTION	93
		PTER III. TNCs AND AGRICULTURAL PRODUCTION EVELOPING COUNTRIES	05
Α.	INT	TRODUCTION	95
В.	AG SIG	RICULTURE IN DEVELOPING COUNTRIES: CHARACTERISTICS,	96
	1.	Characteristics of agricultural production	96
		a. A diverse industry	
		b. Agricultural inputs, technology and institutions	
		(ii) Technology and R&D	
		(iii) Institutional support	100
	2	c. Environment and biodiversity	100
	2.	The significance of agriculture in developing countries	
		b. Agriculture as a neglected motor for development	
	3.	Salient issues influencing investment in agriculture	
		a. The food crisis and the drive for food security	
		b. Investment to meet MDG targets	
		c. The rise of biofuel production	104
C.		C PARTICIPATION IN AGRICULTURE: HISTORICAL AND NCEPTUAL INSIGHTS	105
	1	Historical developments: from plantations to value chain coordination	
	2.	Conceptual overview	
D.	TR	ENDS IN FDI AND OTHER FORMS OF TNC	
	PAI	RTICIPATION IN AGRICULTURE	
	1.	FDI trends and patterns	
		a. FDI	
		b. Cross-border M&As	
	2.	Contract farming	
	3.	Trends in South-South investment in agriculture	
E.	MA	JOR TNCs IN AGRICULTURE AND RELATED ACTIVITIES	122
	1.	Agriculture-based TNCs	
	2.	TNCs from other segments of the value chain	125
	3.	New investors in agriculture	127
F.	CO	NCLUSIONS	128

			Page
	LTAT	PTER IV. DEVELOPMENT IMPLICATIONS OF TNC	0
			122
11	W O	LVEMENT IN AGRICULTURE	133
Α.	INT	RODUCTION	133
B.		PACT ON AGRICULTURAL PRODUCTION IN HOST DEVELOPING	
	ECC	ONOMIES	
	1.	Financing and investment	
		a. Contributing capital and increasing investment through FDI	
	•	b. Easing financial constraints through contract farming	
	2.	Technology and innovation	
		a. TNC participation and technology transfer	
	3.	b. TNC participation and the agricultural innovation system in host countries Employment and skills	
	٥.	a. Employment creation.	143
		b. Skills enhancement	
	4.	Standards and supply chain management	
		a. Diffusion of standards	
		b. Use of contract farming and specialized procurement agents	
		c. Agribusiness TNCs' supply chains and the decline of small farmers	
	5.	Foreign-market access and exports	
		a. Trading TNCs and exports of traditional agricultural commodities	
	_	b. TNCs and exports of non-traditional agricultural products	
	6. 7.	Competition and market power Implications for the host economy	151
C.	BRO	DADER IMPLICATIONS	155
	1.	Impact on the environment.	155
	2.	Social effects and political implications	
	3.	Implications for food security in host and home developing countries	159
		a. Implications for host countries	
		Implications for home countries	161
D.	CO	NCLUSIONS	162
\mathbb{C}	HAF	TER V. POLICY CHALLENGES AND OPTIONS	167
			4.0
Α.	THI	E MAIN POLICY CHALLENGES	167
D	НΟ	ST-COUNTRY POLICY OPTIONS FOR TNC PARTICIPATION IN	
D.		RICULTURAL PRODUCTION	160
	1.	Openness to FDI in agricultural production	168
		a. Entry conditions	
		b. Land and water use	
	2.	c. Investment promotion and protection	
	۷.	a. Leveraging FDI for long-term agricultural development	
		b. Promoting contractual arrangements between TNCs and local farmers	
		(i) Regulations on contract farming	
		(ii) Promotion of contractual arrangements	
		(1) Improving the capacity of smallholders to supply products of a	
		consistent quality and in a timely manner	
		(2) Enhancing access to appropriate technology and standards	
		(3) Improving the capital base of local farmers	
		(4) Improving business opportunities for farmers in remote areas	
		(5) Organizing farmers in the market	
		(6) Strengthening dispute avoidance and resolution	1/6

		Page
	3. Addressing environmental and social concerns	177
	a. Sustainable agriculture and environmental policies	
	b. Social policies	
	c. Corporate social responsibility	
	4. Other relevant policies	
	a. Infrastructure policies	
	b. Competition policies	
	c. Trade policies	
	d. R&D-related policies	
	5. Concluding remarks	185
	HOME-COUNTRY POLICIES TO ENCOURAGE OUTWARD FDI IN	
A	AGRICULTURAL PRODUCTION	186
	1. General promotion policies	186
	2. Challenges related to overseas agricultural production to secure food supply	
	3. Policy implications	
D. I	NTERNATIONAL POLICIES RELATED TO FDI IN AGRICULTURAL	
P	PRODUCTION	
	1. Major international policy initiatives	
	2. International investment agreements	189
F C	CONCLUSIONS AND POLICY OPTIONS	100
E. C	CONCLUSIONS AND FOLICT OF HONS	190
EPI I	LOGUE	195
DEE	TERENCES	107
KET	EREICES	17/
ANN	NEXES	211
SEL	ECTED UNCTAD PUBLICATIONS ON TNCs AND FDI	275
QUE	ESTIONNAIRE	279
	Boxes	
I.1.	Examples of FDI projects in the form of cross-border M&As and restructuring	6
I.2.	The impact of international restructurings on FDI flows: some puzzling evidence	
I.3.	Downturn in FDI: comparison with the previous reversal	
I.4. I.5.	The top non-listed companies	
I.6.	Investment policy developments in G-20 countries.	
II.1.	Inward FDI in African LDCs: eight consecutive years of growth	
II.2.	Booming FDI to West China: drivers and determinants	
II.3.	Reappraisal of some big project deals in GCC countries	59
II.4.	The evolving investment strategies of GCC member States' SWFs	62
II.5.	Who are the real investors in the Russian Federation?	74
II.6.	Liberalization of electricity generation in the Russian Federation: opportunities for FDI	76
III.1.	Definitions related to agriculture and agribusiness	
III.2.	Ethiopia: agriculture as a motor for growth and development	103
III.3.	Global value chains and their implications for types of TNC participation	
TTT 4	in agricultural production and related activities	106
III.4.	The OLI paradigm and international production in agriculture	
III.5.	Data sets used in WIR09.	
III.6. III.7.	TNCs in the production of bananas, coffee, cut flowers, rice, soya beans and sugar	
III. /. III. 8.	Contract farming in the Lao People's Democratic Republic	
III.8. III.9.	Selected agriculture-based developing-country TNCs	
III.10.		
IV.1.	TNC participation and the commercialization and modernization of agriculture in developing countries	
IV.2.	The contribution of FDI to agriculture in Viet Nam	

		Page
IV.4.	Easing financial and other constraints on rice farming and processing in Nigeria	138
IV.5.	Foreign investment and technological progress in agriculture in China	
IV.6. IV.7.	TNCs and the agricultural innovation system in India	
IV.8.	the case of Embrapa in Brazil	142
IV.9.	Teaching local farmers to grow organic coffee in Uganda	145
IV.10.	Coalitions of agribusiness TNCs for setting common standards	147
IV.11.	Do agribusiness TNCs procure from small-scale farmers?	
IV.12.	Bypassing established coffee value chains: not easy but possible	
IV.13.	The role of TNCs in upgrading Africa's exports of cashews	
IV.14. V.1	The soya value-chain: domination of a few TNCs	169
V.2	Examples of policies for promoting investment in agriculture production.	
V.3	Agricultural investment and international land deals in Africa: policy recommendations for host countries	173
V.4	The Songhai Model in Africa	
V.5	Integrated producer schemes in the United Republic of Tanzania	
V.6 V.7	Brazil's PRONAF Examples of networking and linkages by farmers' organizations in Uganda	
v. / V.8	The role of the right to adequate food in guiding investments in agriculture	
V.9	Protecting the rights of indigenous peoples.	
V.10	Sector-specific corporate social responsibility initiatives	181
V.11	Trade barriers and developing countries' exports of agricultural commodities	
V.12	China's policy on foreign investment in R&D in agriculture	
V.13 V.14	Licensing practices and determining competitive rates of royalty payment	
	Box figures	
I.2.1.	Sale of foreign affiliates to firms based in host, home or third country, 1998–2009	10
I.3.1.	Comparison of falling FDI in 2001 and 2008	13
II.1.1.	African LDCs: FDI inflows, by value and as a percentage of gross fixed capital formation, 1995–2008	
II.2.1.	FDI growth rates in the three regions of China, 2006–2008	
	FDI in agriculture in China, inflows and number of projects, 1998–2008	
	Box tables	
	Examples of delayed projects in some GCC countries	59
II.5.1.	Sources of FDI flows to the Russian Federation, 2007–2008	74
	Figures	
I.1.	FDI inflows, global and by groups of economies, 1980–2008	4
I.2.	Shares of the three major groups of economies in global FDI inflows, 1990–2008	
I.3. I.4.	Global FDI inflows by component, 2000–2009 Net capital flows to developing countries, 2000–2009	
I.5.	Profitability and profit levels of TNCs, 1997–2008.	
I.6.	Worldwide income on FDI and reinvested earnings, 1995–2008	6
I.7.	Impact of various aspects of the crisis on companies' investment plans	7
I.8.	Divestment and its share in gross outward FDI in selected countries, 2002–2008	
I.9.	Value of global cross-border M&As and MSCI World Index, 1988–2009	11
I.10. I.11.	Value of global cross-border M&As, by quarter, 2006–2009 Percentage of TNCs planning to cut investments in different regions owing to the crisis	12
I.11. I.12.	FDI inflows, by quarter, 2007–2009.	
I.13.	FDI outflows, by quarter, 2007–2009	
I.14.	Average TNI for the 100 largest TNCs worldwide and from developing countries, 2004–2008	19
I.15.	Quarterly evolution of sales, total assets, and net income for selected TNCs among the 100 largest, 2006–20	0921
I.16.	Quarterly evolution of sales, total assets, and net income for selected TNCs among the 100 largest from developing countries, 2006–2009	24
I.17.	FDI by sovereign wealth funds, 1987–2009.	24
I.17.	Cumulative FDI by SWFs, by main target sectors and top five target industries, 1987–2008	
I.19.	Regional distribution of FDI-related measures in 2008.	30
I.20.	Nature of FDI-related measures in 2008.	
I.21.	Number of BITs and DTTs concluded, annual and cumulative, 1999–2008	
I.22.	Distribution of BITs concluded at end-2008, by country group	3

		Page
I.24.	Number of IIAs concluded at end-2008, cumulative and per period	34
I.25.	Known investment treaty arbitrations, cumulative and newly instituted cases, 1987-end 2008	35
I.26.	Changes in respondent companies' FDI expenditures plans as compared to 2008	
I.27. II.1.	Global FDI flows, 2005–2008, and projections for 2009–2011	
II.1. II.2.	Africa: FDI inflows, by value and as a percentage of gross fixed capital formation by region, 1995–2008	41 42
II.3.	Africa: top 10 recipients of FDI inflows, 2007–2008	
II.4.	Africa: FDI outflows, by subregion, 1995–2008	46
II.5.	Africa: comparison of the results of WIPS 2009–2011 with WIPS 2008–2010	49
II.6.	South, East and South-East Asia: FDI inflows, by value and as a percentage of gross fixed	5.1
II.7.	capital formation, 1995–2008	51
II.7. II.8.	South, East and South-East Asia: top 10 recipients of FDI inflows, 2007–2008	
II.9.	South, East and South-East Asia: top 10 sources of FDI outflows, 2007–2008	
II.10.	South, East and South-East Asia: comparison of the results of WIPS 2009–2011 with WIPS 2008–2010	
II.11.	West Asia: FDI inflows, by value and as a percentage of gross fixed capital formation, 1995–2008	58
II.12.	West Asia: top 5 recipients of FDI inflows, 2007–2008	
II.13.	West Asia: FDI outflows, 1995–2008	61
II.14. II.15.	West Asia: top 5 sources of FDI outflows, 2007–2008	
II.15. II.16.	Latin America and the Caribbean: FDI inflows, by value and as a percentage of gross fixed	04
11.10.	capital formation, 1995–2008	65
II.17.	Latin America and the Caribbean: top 10 recipients of FDI inflows, 2007–2008	
II.18.	Latin America and the Caribbean: FDI outflows, by subregion, 1995–2008	68
II.19.	Latin America and the Caribbean: top 10 sources of FDI outflows, 2007–2008	
II.20.	Latin America and the Caribbean: comparison of the results of WIPS 2009–2011 with WIPS 2008–2010	72
II.21.	South-East Europe and CIS: FDI inflows, by value and as a percentage of gross fixed capital formation, 1995–2008	72
II.22.	South-East Europe and CIS: top 5 recipients of FDI inflows, a 2007–2008.	/3 7/
II.22. II.23.	South-East Europe and CIS: FDI outflows, 1995–2008	
II.24.	South-East Europe and CIS: Comparison of the results of WIPS 2009–2011 with WIPS 2008–2010	
II.25.	Developed countries: FDI inflows, by value and as a percentage of gross fixed capital formation, 1995-2008	79
II.26.	Developed countries: top 10 recipients of FDI inflows, 2007–2008	80
II.27.	Developed countries: FDI flows, by sub-group, 1995–2008	
II.28.	Developed countries: top 10 sources of FDI outflows, 2007–2008	
II.29. III.1.	Developed countries: comparison of the results of WIPS 2009–2011 with WIPS 2008–2010	
III.1. III.2.	ODA in agriculture: value and share in total ODA, 1970–2007	
III.3.	A typical agribusiness global value chain in a developing economy and types of TNC players	107
III.4.	Types of TNC participation in agricultural production in host countries	110
III.5.	FDI inflows in agriculture, forestry and fishing, and food and beverages, 1990–2007	
III.6.	Share of agriculture in inward FDI of selected economies, various years	113
III.7.	Distribution of cross-border M&As along the value chain in agriculture and food industries, 2006, 2007 and 2008	115
III.8.	Sales and exports of majority-owned affiliates abroad of United States TNCs in agriculture,	113
111.0.	hunting, forestry and fishing, 1983–2006.	115
III.9.	Exports of majority-owned affiliates abroad of United States TNCs in agriculture, hunting,	
	forestry and fishing, by destination, 1983–2006.	
III.10.	Inward FDI flows in agriculture by region, 2000–2007	116
III.11.	Inward FDI stock in agriculture by developing region, 2002 and 2007	116
III.12. III.13.	Main agricultural produce targeted by TNCs in foreign locations, by subregion, up to 2009	
III.13. III.14.		110
111.1	agricultural production, 2006–May 2009	123
IV.1.	TNC activities along agribusiness value chains and types of impact in host developing countries	
IV.2.	TNC participation in agricultural production and impact on food security	160
	Tables	
I.1.	World economic growth and growth prospects, 2008–2010	7
I.2. I.3.	Selected developed countries with negative FDI inflows, by component, 2007–2009	8
1.3. I.4.	Selected cross-border M&As and privatization programmes cancelled or postponed due	11
1. 1.	to the global financial crisis.	12
I.5.	Industries with a rise in cross-border M&As in 2008	17
I.6.	Selected indicators of FDI and international production, 1982–2008	
I.7.	Snapshot of the 100 largest TNCs worldwide, 2006–2007/2008	19

	Pa	ge
I.8.	TNI values for the 100 largest TNCs worldwide and from developing countries, by selected industries, 2007	
I.9.	TNI values for the top 100 largest TNCs worldwide, by selected countries, 2006–2007	
I.10.	Examples of recent restructurings by some of the 100 largest non-financial TNCs	
I.11.	Snapshot of the 100 largest TNCs from developing economies, 2006–2007	
I.12.	TNI values for the 100 largest TNCs from developing countries, by region, 2007	
I.13.	Cross-border M&A purchases by private equity firms and hedge funds, 1996–2009	
I.14. II.1.	National regulatory changes, 1992–2008	31
II.1. II.2.	Africa: top 10 cross-border M&A sales, 2008	42
II.3.	Africa: FDI flows of selected countries, 2008–2009, by quarter	44
II.4.	Africa: value of cross-border M&A sales and purchases, by region/economy, 2007–2009	47
II.5.	Africa: top 10 cross-border M&A purchases, 2008	47
II.6.	Africa: value of cross-border M&A sales and purchases by sector/industry, 2007–2009	
II.7.	South, East and South-East Asia: value of cross-border M&A sales and purchases, by region/economy, 2007–2009	
II.8.	South, East and South-East Asia and Oceania: FDI flows of selected economies, 2008–2009, by quarter	
II.9.	South, East and South-East Asia: top 10 cross-border M&A sales, 2008	
II.10.	South, East and South-East Asia: value of cross-border M&A sales and purchases, by sector/industry, 2007–2009.	54
II.11.	South, East and South-East Asia: top 10 cross-border M&A purchases, 2008	55
II.12. II.13.	West Asia: value of cross-border M&A sales and purchases, by region/economy, 2007–2009	60
II.13. II.14.	Estimated gains and losses of Gulf funds	62
II.15.	West Asia: top 10 cross-border M&A purchases, 2008	
II.16.	West Asia: value of cross-border M&A sales and purchases, by sector/industry, 2007–2009	
II.17.	Latin America and the Caribbean: FDI flows of selected countries, 2008–2009, by quarter	66
II.18.	Latin America and the Caribbean: top 10 cross-border M&A sales, 2008.	
II.19.	Latin America and the Caribbean: value of cross-border M&A sales and purchases,	
	by region/economy, 2007–2009.	67
II.20.	Latin America and the Caribbean: top 10 cross-border M&A purchases, 2008	69
II.21.	Latin America and the Caribbean: value of cross-border M&A sales and purchases,	
11.22	by sector/industry, 2007–2009	69
II.22. II.23.	South-East Europe and CIS: FDI flows of selected countries, 2008–2009, by quarter	
II.23. II.24.	South-East Europe and CIS: top 10 cross-border M&A sales, 2008	
II.25.	South-East Europe and CIS: value of cross-border M&A purchases, by region/economy, 2007–2009	
II.26.	South-East Europe and CIS: value of cross-border M&A sales and purchases, by sector/industry, 2007–2009	
II.27.	Developed countries: FDI flows of selected countries, 2008–2009, by quarter	
II.28.	Developed countries: top 10 cross-border M&A sales, 2008	
II.29.	Developed countries: value of cross-border M&A sales and purchases, by region/economy, 2007–2009	
II.30.	Developed countries: top 10 cross-border M&A purchases, 2008	
II.31.	Developed countries: value of cross-border M&A sales and purchases, by sector/industry, 2007–2009	
III.1.	Categories of agricultural commodities from developing countries	
III.2. III.3.	Agricultural producers, farmers and firms in developing countries	
III.3. III.4.	Estimated gross capital formation in agriculture, 1980–2007	
III.5.	Biofuel production in selected economies and grouping, 2007	
III.6.	The global value chain in floriculture: key stages and selected TNCs at each stage, 2009	108
III.7.	Estimated FDI in agriculture, forestry and fishing and food and beverages, various years	
III.8.	Comparison of FDI inflows and net cross-border M&A sales in agriculture and food processing, 1990–June 2009	
III.9.	Inward FDI flows and stock in agriculture, selected countries, various years	
III.10.	Net value of cross-border M&As agriculture by target region, 1987–May 2009	118
III.11.	Water resources in selected regions and countries, 2008	122
III.12.	Top 25 TNCs in agribusiness industries, ranked by foreign assets, 2007	124
III.13.	Examples of new investors in agricultural production in developing countries,	120
IV.1.	based on their motivations for investment	129
1 V.1.	of FDI stock to GDP, in agriculture and in the entire economy, 2007	135
V.1	Percentage of IPAs that promote FDI in specific agricultural commodities, by region, 2009	
V.2	IPAs that actively promote outward FDI in agricultural production, by country group/region	
	Annex A	
A T 1		212
A.I.1. A.I.2.	Number of greenfield FDI projects, by source/destination, 2004–2009	212
A.I.2. A.I.3.	Cross-border M&A deals worth over \$3 billion completed in 2008.	
A.I.4.	Estimated world inward FDI stock, by sector and industry, 1990 and 2007	
A.I.5.	Estimated world inward FDI stock, by sector and industry, 1990 and 2007.	219

	Page
A.I.6. Estimated world inward FDI flows, by sector and industry, 1989–1991 and 2005–2007	220
A.I.7. Estimated world outward FDI flows, by sector and industry, 1989–1991 and 2005–2007	221
A.I.8. Number of parent corporations and foreign affiliates, by region and economy, latest available year	
A.I.9. The world's top 100 non-financial TNCs, ranked by foreign assets, 2007	
A.I.10. The world's top 100 non-financial TNCs, ranked by foreign assets, 2008	228
A.I.11. The top 100 non-financial TNCs from developing countries, ranked by foreign assets, 2007	231
A.I.12. The top 50 financial TNCs ranked by Geographical Spread Index (GSI), 2008	234
A.I.13. IIAs (other than BITs and DTTs) concluded in 2008	235
A.III.1. Relative importance of agriculture and manufacturing in selected economies, 2000–2005	236
A.III.2. Top 10 exporters of selected agricultural commodities, average of 2002–2006	
A.III.3. Inward FDI in agriculture, forestry and fishing, various years	
A.III.4. The world's 25 largest agriculture-based and plantation TNCs, ranked by foreign assets, 2007	
A.III.5. The world's 25 largest TNC suppliers of agriculture, ranked by foreign assets, 2007	
A.III.6. The world's 50 largest food and beverage TNCs, ranked by foreign assets, 2007	
A.III.7. The world's 25 largest food retail TNCs, ranked by foreign assets, 2007	
A.III.8. The world's 25 largest privately owned agri-food TNCs, ranked by their agri-food sales, 2006	242
DEFINITIONS AND SOURCES	243
Annex B	
B.1. FDI flows, by region and economy, 2006–2008	247
B.2. FDI stock, by region and economy, 1990, 2000, 2008	
B.3. FDI flows as a percentage of gross fixed capital formation, 2006–2008, and	
FDI stocks as a percentage of gross domestic product, by region and economy, 1990, 2000, 2008	255
B.4. Value of cross-border M&As, by region/economy of seller/purchaser, 2006–2009	
B.5. Number of cross-border M&As, by region/economy of seller/purchaser, 2006–2009	
B.6. Value of cross-border M&As, by sector/industry, 2006–2009	274

ABBREVIATIONS

ASEAN Association of Southeast Asian Nations

BIT bilateral investment treaty

CIS Commonwealth of Independent States

CSR corporate social responsibility

DTT double taxation treaty
EMU European Monetary Union
EPA economic partnership agreement

EU European Union

FAO Food and Agriculture Organization of the United Nations

FDI foreign direct investment
FTA free trade area/agreement
GDP gross domestic product
GI geographic indication

GM(O) genetically modified (organism)

GVC global value chain

ICSID International Centre for Settlement of Investment Disputes

IIA international investment agreement ILO International Labour Organization IMF International Monetary Fund IP(R) intellectual property (right) IPA investment promotion agency LAC Latin America and the Caribbean

LDC least developed country
M&A merger and acquisition
MDG Millennium Development Goal

NEPAD New Partnership for Africa's Development

NGO non-governmental organization
NIE newly industrializing economy
ODA official development assistance

OECD Organisation for Economic Co-operation and Development

PPP public-private partnership
R&D research and development
SOE State-owned enterprise
SWF sovereign wealth fund
TNC transnational corporation

TNI Transnationality Index (of UNCTAD)

TRIPS trade-related aspects of intellectual property rights (also WTO TRIPS Agreement)

UNCTAD United Nations Conference on Trade and Development

UNDP United Nations Development Programme

WAIPA World Association of Investment Promotion Agencies WIPS World Investment Prospects Survey (of UNCTAD)

WIR World Investment Report WTO World Trade Organization

KEY MESSAGES

FDI TRENDS, POLICIES AND PROSPECTS

Global FDI flows have been severely affected worldwide by the economic and financial crisis. Inflows are expected to fall from \$1.7 trillion to below \$1.2 trillion in 2009, with a slow recovery in 2010 (to a level up to \$1.4 trillion) and gaining momentum in 2011 (approaching \$1.8 trillion).

The crisis has changed the FDI landscape: investments to developing and transition economies surged, increasing their share in global FDI flows to 43% in 2008. This was partly due to a concurrent large decline in FDI flows to developed countries (29%). In Africa, inflows rose to a record level, with the fastest increase in West Africa (a 63% rise over 2007); inflows to South, East and South-East Asia witnessed a 17% expansion to hit a new high; FDI to West Asia continued to rise for the sixth consecutive year; inflows to Latin America and the Caribbean rose by 13%; and the expansion of FDI inflows to South-East Europe and the CIS rose for the eighth year running. However, in 2009 FDI flows to *all* regions will suffer from a decline.

The agriculture and extractive industries have weathered the crisis relatively well, compared with business-cycle-sensitive industries such as metal manufacturing. In addition, there is a better outlook for FDI in industries such as agribusiness, many services and pharmaceuticals.

With regard to the mode of investment, greenfield investments were initially more resilient to the crisis in 2008, but were hit badly in 2009. On the other hand, cross-border M&As have been on a continuous decline, but are likely to lead the future recovery. Divestments were particularly significant during the crisis.

There was a marked downturn in FDI by private equity funds as access to easy financing dried up. Endowed with sizeable assets, sovereign wealth funds attained a record FDI high in 2008, though they too faced challenges caused by falling export earnings in their home countries.

Overall policy trends during the crisis have so far been mostly favourable to FDI, both nationally and internationally. However, in some countries a more restrictive FDI approach has emerged. There is also growing evidence of "covert" protectionism.

TNCs IN AGRICULTURAL PRODUCTION AND DEVELOPMENT

Foreign participation can play a significant role in agricultural production in developing countries, which are in dire need of private and public investment, thereby boosting productivity and supporting economic development and modernization.

FDI flows in agricultural production tripled to \$3 billion annually between 1990 and 2007, driven by the food import needs of populous emerging markets, growing demand for biofuel production, and land and water shortages



in some developing home countries. These flows remain small compared to the overall size of world FDI, but in many low-income countries agriculture accounts for a relatively large share of FDI inflows; and the latter are therefore significant in capital formation in the industry. Moreover, FDI in the entire agricultural value chain is much higher, with food and beverages alone representing more than \$40 billion of annual flows.

Contract farming activities by TNCs are spread worldwide, covering over 110 developing and transition economies, spanning a wide range of commodities and, in some cases, accounting for a high share of output.

Developed-country TNCs are dominant in the upstream (suppliers) and downstream (processors, retailers, traders) ends of the agribusiness value chain. In agricultural production, FDI from the South (including South-South flows) is equally significant as FDI from the North.

TNC participation in agriculture in the form of FDI and contract farming may result in the transfer of technology, standards and skills, as well as better access to credit and markets. All of these could improve the productivity of the industry – including the farming of staple foods – and the economy as a whole. Moreover, TNCs' contribution to food security is not just about food supply; it also includes enhanced food safety and affordability. These depend on the right policies for host countries to maximize benefits and minimize the costs of TNC participation.

Governments should formulate an integrated strategic policy and regulatory framework for TNC activities in agricultural production. This should include vital policy areas such as infrastructure development, competition, trade and trade facilitation, and R&D. It is equally important to address social and environmental concerns regarding TNC involvement.

Governments could also promote contract farming between TNCs and local farmers in the direction of enhancing farmers' predictable income, productive capacities and benefits from global value chains. To protect the interests of farmers, governments could develop model contracts for them to use or consider when negotiating with TNCs

To ensure food security in host countries as a result of export-oriented FDI in staple food production by "new investors", home and host countries could consider output-sharing arrangements.

In order to address the concern about "land grab", the international community should devise a set of core principles that deal with the need for transparency in large-scale land acquisitions, respect for existing land rights, the right to food, protection of indigenous peoples, and social and environmental sustainability.

Public-private partnerships can be an effective tool for bringing a "new green revolution" to Africa. One initiative in this regard is seed and technology centres that adapt seeds and related farming technologies to local needs and conditions, distribute them to local farmers, and build long-term indigenous capacities.

OVERVIEW

FDI TRENDS, POLICIES AND PROSPECTS

Amid a sharpening financial and economic crisis, global FDI inflows fell from a historic high of \$1,979 billion in 2007 to \$1,697 billion in 2008, a decline of 14%. The slide continued into 2009, with added momentum: preliminary data for 96 countries suggest that in the first quarter of 2009, inflows fell a further 44% compared with their level in the same period in 2008. A slow recovery is expected in 2010, but should speed up in 2011. The crisis has also changed the investment landscape, with developing and transition economies' share in global FDI flows surging to 43% in 2008.

The decline posted globally in 2008 differed among the three major economic groupings – developed countries, developing countries and the transition economies of South-East Europe and the Commonwealth of Independent States (CIS) – reflecting an initial differential impact of the current crisis. In developed countries, where the financial crisis originated, FDI inflows fell in 2008, whereas in developing countries and the transition economies they continued to increase. This geographical difference appears to have ended by late 2008 or early 2009, as initial data point to a general decline across all economic groups.

The 29% decline in FDI inflows to developed countries in 2008 was mostly due to cross-border M&A sales that fell by 39% in value after a five-year boom ended in 2007. In Europe, cross-border M&A deals plummeted by 56% and in Japan by 43%. Worldwide mega deals – those with a transaction value of more than \$1 billion – have been particularly strongly affected by the crisis.

In the first half of 2008 developing countries weathered the global financial crisis better than developed countries, as their financial systems were less closely interlinked with the hard-hit banking systems of the United States and Europe. Their economic growth remained robust, supported by rising commodity prices. Their FDI inflows continued to grow, but at a much slower pace than in previous years, posting a 17% to \$621 billion. By region, FDI inflows increased considerably in Africa (27%)

and in Latin America and the Caribbean (13%) in 2008, continuing the upward trend of the preceding years for both regions. However, in the second half of the year and into 2009, the global economic downturn caught up with these countries as well, adversely affecting FDI inflows. Inflows to South, East and South-East Asia witnessed a 17% expansion to hit a high of \$298 billion in 2008, followed by a significant decline in the first quarter of 2009. A similar pattern prevailed in the transition economies of South-East Europe and the CIS, with inflows rising by 26% to \$114 billion in 2008 (a record high), but then plunging by 47% year-on-year in the first quarter of 2009.

Dramatic changes in FDI patterns over the past year have caused changes in the overall rankings of the largest host and home countries for FDI flows. While the United States maintained its position as the largest host and home country in 2008, many developing and transition economies emerged as large recipients and investors: they accounted for 43% and 19% of global FDI inflows and outflows, respectively, in 2008. A number of European countries saw their rankings slide in terms of both FDI inflows and outflows. The United Kingdom lost its position as the largest source and recipient country of FDI among European countries. Japan improved its outward position.

FDI flows increased to structurally weak economies in 2008, including least developed countries (LDCs), landlocked developing countries (LLDCs) and small island developing States (SIDS) by 29%, 54% and 32% respectively. However, due to the distinctive characteristics of these three groups of economies, including their dependence on a narrower range of export commodities that were hard hit by falling demand from developed countries, the current crisis has exposed their vulnerabilities in attracting inward FDI. These economies may therefore, wish to consider promoting FDI in industries which are less prone to cyclical fluctuations, such as agriculture-related industries, particularly food and beverages, as part of a diversification strategy.

Structural features of the decline in FDI

In late 2008 and the first few months of 2009, significant declines were recorded in all three components of FDI inflows: equity investments, other capital (mainly intracompany loans) and reinvested earnings. Equity investments fell along with cross-border M&As. Lower profits by foreign affiliates drove down reinvested earnings, contributing to the 46% drop in FDI outflows from developed countries in the first quarter of 2009. In some cases, the restructuring of parent companies and their headquarters led to repayments of outstanding loans by foreign affiliates and a reduction in net intra-company capital flows from TNCs to their foreign affiliates. Critically, the proportionate decline in equity investments today is larger than that registered during the previous downturn.

Since mid-2008, divestments, including repatriated investments, reverse intra-company loans and repayments of debt to parent firms, have exceeded gross FDI flows in a number of countries. For instance, divestments amounted to \$110 billion in the case of FDI outflows from Germany, accounting for 40% of its gross FDI flows in 2008. In the first half of 2009. nearly one third of all cross-border M&A deals involved the disposal of foreign firms to other firms (whether based in a host, home or third country). This depressed FDI flows further. While divestments are not uncommon (affecting between one quarter and four fifths of all FDI projects), they became especially noticeable during a crisis. Indeed the motivations for divestment have been heightened during this crisis as TNCs seek to cut operating costs, shed non-core activities, and in some cases take part in industry-wide restructuring. Greenfield investments (new investments and expansion of existing facilities) were resilient overall in 2008, but have also succumbed to the crisis since late 2008.

Available cross-border M&A data by sector indicate that companies in a limited number of industries increased their FDI activities in 2008. Industries exhibiting rising cross-border M&A sales (by value) during the year included food, beverages and tobacco, buoyed by the \$52 billion purchase of Anheuser Busch (United States) by Stichting Interbrew (Belgium); precision instruments; mining, quarrying

and petroleum; motor vehicles and other transportation equipment; business services; other services; agriculture, hunting, forestry and fisheries; coke, petroleum and nuclear fuel; and public administration and defence. In general, the primary sector witnessed a growth of 17% in the value of M&A sales in 2008; whereas manufacturing and services — which account for the largest proportion of world inward FDI stocks — reported declines of 10% and 54% respectively.

The financial and economic crisis had varying impacts on FDI carried out by special funds, such as sovereign wealth funds (SWFs) or private equity funds. Private equity funds were hit especially hard, as the financial crisis struck at their lifeblood: easy capital, which shrank as lenders became more risk conscious. Cross-border M&As by these funds fell to \$291 billion in 2008, or by 38%, from a peak of \$470 billion in 2007. The main reason for the sharp decline was that the financing of leveraged buyouts – that contributed most to the dynamic growth of cross-border M&As by these funds in previous years – nearly dried up in the second half of 2008.

SWFs, on the other hand, recorded a rise in FDI in 2008, despite a fall in commodities prices, the export earnings of which often provide them with finance. Compared with 2007, the value of their cross-border M&As the predominant form of FDI by SWFs – was up 16% in 2008, to \$20 billion, a small amount in proportion to the size of FDI and other assets under their management. This increase bucked the downward trend in global FDI as a whole. However, during the course of 2008, the sharp economic downturn in developed countries and the worldwide slump in stock prices led to large losses in SWFs' investments (partly because of a high concentration of investments in financial and business services industries), which depressed the pace of growth of their cross-border M&A deals. Moreover, the large size of SWFs and their perceived non-economic intentions have aroused concerns in a number of countries. To counter this concern, in October 2008 a number of SWFs agreed on a set of Generally Accepted Principles and Practices (GAPP) - the socalled Santiago Principles. Prospects for further increases in cross-border M&As by SWFs have deteriorated dramatically, judging by data on M&As for the first half of 2009.

TNCs in international production

Today, there are some 82,000 TNCs worldwide, with 810,000 foreign affiliates. These companies play a major and growing role in the world economy. For example, exports by foreign affiliates of TNCs are estimated to account for about a third of total world exports of goods and services, and the number of people employed by them worldwide totalled about 77 million in 2008 - more than double the total labour force of Germany. However, their international stature has not insulated them from the worst global recession in a generation. The 4.8% reduction in inward FDI stock worldwide was reflected in the decline in value of gross product, sales and assets, as well as employment of TNCs' foreign affiliates in 2008, a marked contrast to huge double-digit growth rates in 2006 and 2007.

UNCTAD's *World Investment Prospects* Survey (WIPS) 2009–2011 shows that TNCs' FDI plans have been affected by the global economic and financial crisis in the short term. In contrast to the previous survey, when only 40% of companies reported being affected by the crisis, in 2009 as many as 85% of TNCs worldwide blamed the global economic downturn for influencing cutbacks in their investment plans; and 79% blamed the financial crisis directly. Both of these aspects, separately and combined, have diminished the propensity and ability of TNCs to engage in FDI.

The economic and financial crisis has had a strong impact both industry-wide and at the individual company level. This is reflected in declining profits, increasing divestments and layoffs, and forced restructuring. According to UNCTAD's preliminary estimates, the rate of internationalization of the largest TNCs slowed down markedly in 2008, while their overall profits fell by 27%.

Even so, the 100 largest TNCs worldwide continue to represent a sizable proportion of total international production by the universe of TNCs. Over the three years from 2006 to 2008 these 100 companies accounted for, on average, 9%, 16% and 11% respectively, of estimated foreign assets, sales and employment of all TNCs. And their combined value-added accounted for roughly 4% of world GDP, a share that has remained relatively stable since 2000.

In terms of the sectoral composition of the top 100 list for 2007, the majority of the largest TNCs continued to be in manufacturing. General Electric, Toyota Motor Corporation, and Ford Motor Company were among the biggest manufacturers. TNCs from the services sector, however, have been steadily increasing their share among the top 100. There were 26 companies on the 2008 list, as opposed to 14 in 1993, with Vodafone Group and Electricité de France among the biggest. Primary sector TNCs — such as Royal Dutch/Shell Group, British Petroleum Company, and ExxonMobil Corporation — ranked high in the list, buoyed by swelling foreign assets. As for TNCs from developing countries, 7 featured in the list, among them large diversified companies such as Hutchison Whampoa and CITIC Group, as well as important electronics manufacturers like LG Corporation and Samsung Electronics.

The operations of the 50 largest financial TNCs were more geographically spread in 2008 than ever before; however it is not clear what the ultimate consequences of the hiatus of late 2008 and early 2009 will be. With massive government interventions in banking and financial services, some developed-country governments have become the largest or sole shareholders in several of the biggest financial TNCs. This dramatic change, together with the downfall of some of the largest financial TNCs, will strongly reshape FDI in financial services in the coming years.

FDI Prospects

Global FDI prospects are set to remain gloomy in 2009, with inflows expected to fall below \$1.2 trillion. However, recovery of these flows is expected to begin slowly in 2010 to reach up to \$1.4 trillion, and will gather momentum in 2011 when the level could approach an estimated \$1.8 trillion – almost the same as in 2008.

In the short run, with the global recession extending into 2009 and slow growth projected for 2010, as well as the drastic fall of corporate profits, FDI is expected to be low. TNCs appear hesitant and bearish about expanding their international operations.

This is confirmed by the results of WIPS: a majority (58%) of large TNCs reported their intentions to reduce their FDI expenditures in

2009 from their 2008 levels, with nearly one third of them (more than 30%) even anticipating a large decrease. Considering the 44% fall in actual FDI inflows worldwide in the first quarter of 2009, compared to the same period last year, 2009 could end with much lower flows than in 2008.

The medium-term prospects for FDI are more optimistic. TNCs responding to *WIPS* expect a gradual recovery in their FDI expenditures in 2010, gaining momentum in 2011; half of them even foresee their FDI in 2011 exceeding the 2008 level.

The United States, along with China, India, Brazil and the Russian Federation (the so-called BRIC countries) are likely to lead the future FDI recovery, as indicated by the responses of large TNCs to WIPS. Industries that are less sensitive to business cycles and operate in markets with stable demand (such as agribusiness and many services), and those with longer term growth prospects (such as pharmaceuticals) are likely to be the engine for the next FDI boom. Furthermore, in the immediate aftermath of the crisis, when the global economy is on its way to recovery, the exit of public/government funds from ailing industries will possibly trigger a new wave of cross-border M&As.

Recent developments in investment policies at national and international levels

In 2008 and the first half of 2009, despite concerns about a possible rise in investment protectionism, the general trend in FDI policies remained one of greater openness, including lowering barriers to FDI and lowering corporate income taxes. UNCTAD's annual Survey of Changes to National Laws and Regulations related to FDI indicates that during 2008, 110 new FDI-related measures were introduced, of which 85 were more favourable to FDI. Compared to 2007, the percentage of less favourable measures for FDI remained unchanged.

The trend of scrutinizing foreign investments for national security reasons continued. Regulations to this end were adopted in some OECD countries. They expanded the scope of compulsory notification rules or enabled governments to block acquisitions of stakes in domestic companies. There was also

a continuing trend towards nationalization of foreign-owned entities in extractive industries, particularly in parts of Latin America.

The most recent survey of investment policy developments in the 42 countries of the G-20 conducted by the UNCTAD secretariat shows that the overwhelming majority of policy measures specific and/or related to investment, taken by these countries in the period November 2008 to June 2009 were non-restrictive towards foreign inward and domestic outward investment. In fact, a substantial number of the policy changes surveyed were in the direction of facilitating investment, including outward investment. There were, however, also a few policy measures that restrict private (including foreign) investment in certain highly sensitive sectors, or introduce new criteria and tests for investments that cause national security concerns.

During 2008, the network of international investment agreements (IIAs) continued to expand: 59 new bilateral investment treaties (BITs) were concluded, bringing the total number to 2,676. Also, the number of double taxation treaties (DTT) increased by 75 to a cumulative total of 2,805, and the number of other international agreements with investment provisions (mostly free trade agreements containing binding obligations on the contracting parties with regard to investment liberalization and protection) reached 273 by the end of 2008. In contrast, until the end of 2008, six BITs were terminated. In parallel with the expansion of the IIA universe, the number of investor-State disputes has also continued to increase, totalling 317 at the end of 2008.

Impact of the crisis on FDI-related policies

So far, the current financial and economic crisis has had no major impact on FDI policies per se, since FDI is not the cause of this crisis. However, some national policy measures of a more general scope (national bailout programmes, economic stimulus packages) introduced in response to the crisis are likely to have an impact on FDI flows and TNC operations in an indirect manner. They may have a positive effect on inward FDI, as they could help stabilize, if not improve, the key economic determinants of FDI. On the other hand, concerns have

been expressed that country policy measures could result in investment protectionism by favouring domestic over foreign investors, or by introducing obstacles to outward investment in order to keep capital at home.

There are also signs that some countries have begun to discriminate against foreign investors and/or their products in a "hidden" way using gaps in international regulations. Examples of "covert" protectionism include favouring products with high "domestic" content in government procurement (particularly huge public infrastructure projects), de facto preventing banks from lending for foreign "national operations, invoking security" exceptions that stretch the definition of national security, or moving protectionist barriers to subnational levels that are outside the scope of the application of international obligations (e.g. in matters of procurement).

Looking to the future, a crucial question is which FDI policies host countries will apply once the global economy begins to recover. The expected exit of public funds from flagship industries is likely to provide a boost to private investment, including FDI. This could possibly trigger a new wave of economic nationalism to protect "national champions" from foreign takeovers. IIAs have a role to play in ensuring predictability, stability and transparency of national investment regimes. Policymakers consider should also strengthening the investment promotion dimension of IIAs through effective and operational provisions. Investment insurance and other home-country measures that encourage outward investment are cases in point where continued international cooperation can be useful.

All of these developments, as well as impacts of the crisis on FDI flows and TNC activities, have had different effects on the pattern of FDI by region.

Regional trends

FDI inflows into **Africa** rose to \$88 billion in 2008 – another record level, despite the global financial and economic crisis. The main FDI recipients included many natural-resource producers that have been attracting large shares of the region's inflows in the past few years, but also some additional commodity-rich countries. Developed countries were the leading sources of

FDI in Africa, although their share in the region's FDI stock has fallen over time. A number of African countries adopted policy measures to make the business environment in the region more conducive to FDI. However the region's overall investment climate still presents a mixed picture. In 2009, there is likely to be a decline in FDI inflows into Africa following five years of uninterrupted growth.

South, East and South-East Asia continued to register strong growth in FDI inflows in 2008 (17%), to reach a new high of \$298 billion. Inflows into the major economies in the region varied significantly: they surged in China, India and the Republic of Korea; continued to grow in Hong Kong (China); dropped slightly in Malaysia and Thailand; and fell sharply in Singapore and Taiwan Province of China. Outward FDI from South, East and South-East Asia rose by 7%, to \$186 billion, due mainly to large outflows from China. In contrast, FDI outflows from other major economies in the region generally slowed down in early 2009, as the crisis has largely reduced the ability and motivation of many TNCs from these economies to invest abroad. Some countries introduced changes in national policies and legislation favourable to FDI, for instance by raising or abolishing FDI ceilings or streamlining approved procedures. Available data in early 2009 point to a significant downturn in FDI flows to the region, and cast doubts about FDI growth prospects in the short term. Inflows to China and India are inevitably affected by the crisis, too, but their medium- to long-term prospects remain promising. This is confirmed by WIPS: respondents to the survey ranked China and India as first and third, respectively, among the most attractive locations for FDI.

FDI inflows into **West Asia** increased in 2008 for the sixth consecutive year. They totalled \$90 billion, representing a 16% increase. This was largely due to the significant growth of inflows to Saudi Arabia, especially to real estate, petrochemicals and oil refining. In contrast, FDI growth was negative in the second and third largest recipient countries: Turkey and the United Arab Emirates. FDI outflows from West Asia declined by 30% in 2008, to \$34 billion, largely due to the significant fall in the value of net cross-border M&A purchases by West Asian TNCs. The trend towards a more liberal FDI-related policy continued in 2008 in a number

of countries. Examples include reductions in the rate of tax levied on foreign companies, privatization of State-owned enterprises, liberalization of the exchange rate regime, improved access to financing by investors and investment facilitation. Since the third quarter of 2008, a sharp fall in oil prices and the steadily worsening outlook for the world economy have dampened the prospects for FDI inflows in 2009.

In Latin America and the Caribbean. FDI inflows increased in 2008 by 13% to \$144 billion. The growth was uneven among the subregions: it was up by 29% in South America and down by 6% in Central America and the Caribbean. Natural-resource-related activities continued to be the main attraction for FDI in South America, and they are increasingly becoming a significant FDI target in Central America and the Caribbean. In contrast, FDI to the manufacturing sector declined due to a sharp drop in flows to Central America and the Caribbean. FDI outflows from Latin America and the Caribbean increased in 2008 by 22% to \$63 billion, due to soaring outflows from South America, which offset the decline in outflows from Central America and the Caribbean. A number of the countries in the region took measures to strengthen national champions. In the region as a whole, FDI inflows and outflows are expected to decline in 2009, as the impacts of the economic and financial crisis spread across the region.

FDI inflows to **South-East Europe and the CIS** increased for the eighth consecutive year, reaching \$114 billion – a record level – in spite of financial turmoil and conflicts in certain parts of the region. The inflows continued to be unevenly distributed, with three countries (the Russian Federation, Kazakhstan and Ukraine, in that order) accounting for 84% of the region's total. Outward FDI flows in 2008, dominated by Russian TNCs, maintained their upward trend. In 2008, countries in both subregions continued to liberalize their FDI regulations in certain industries such as electricity generation, banking,

retail and telecommunications. Conversely, some natural-resource-rich countries introduced certain policy changes less favourable to foreign investors, such as strengthening their control over natural resources through legislation. The slowdown of economic growth in all the countries of the region, and the fall in commodity prices, coupled with the near-exhaustion of major privatization opportunities, is likely to lead to a strong decline in FDI.

As the economic and financial crisis and the accelerating economic downturn seriously affected all of the world's major economies, FDI flows to and from developed countries fell sharply in 2008, after reaching a historic peak in 2007. Inflows amounted to \$962 billion, down by 29% from the previous year, and these declines occurred in all major host countries except the United States. The fall in inward FDI was more pronounced in the manufacturing and services sectors, while the consolidation process in mining and quarrying and the increasing participation of large companies from developing countries (notably from China) contributed to the rise of FDI in the primary sector in 2008. The decline of reinvested earnings, due to falling profits and the re-channelling of loans from foreign affiliates to the headquarters of TNCs, depressed FDI outflows from developed countries in 2008 by 17%, to \$1.5 trillion. FDI policy environments in developed countries in 2008 were influenced by the continuing public debate about the cross-border investments of SWFs, and by concerns of new investment protectionism in developed countries in reaction to the financial and economic crisis. Some developed countries adopted or amended rules concerning the review of foreign investment on national security grounds, while others adopted measures aimed at further liberalization of their investment regimes. FDI to and from developed countries is expected to fall further in 2009 because of the continuing effects of the financial crisis and weaker economic growth in these economies.

TRANSNATIONAL CORPORATIONS, AGRICULTURAL PRODUCTION AND DEVELOPMENT

Agriculture is central to the provision of food and the eradication of poverty and hunger. Not only does it provide significant mass and rural employment, it is also a major contributor to national economic growth and a considerable foreign exchange earner for many developing countries. Given the fundamental importance of agriculture to most developing economies, its chronic neglect by many of them has been of utmost concern for some time. However, several factors, which are not mutually exclusive, have resulted in a recent upswing in domestic private and foreign participation in agricultural industries in a significant number of developing countries. Most of these factors are of a structural nature, and are expected to drive agricultural investment in the foreseeable future. In this context foreign participation, as well as domestic investment, can play a critical part in agricultural production in developing countries, boosting productivity and supporting economic development.

The main drivers of agricultural investment include the availability of land and water in target locations, combined with fast growing demand and rising imports of food crops in various countries, including both the more populous emerging countries, such as Brazil, China, India and the Republic of Korea, and landand water-scarce developing regions, such as member States of the Gulf Cooperation Council (GCC). International demand for agricultural commodities has been further spurred by other factors, such as biofuel initiatives around the world, resulting in a spate of investments in developing countries in the cultivation of sugarcane, grains (such as maize) and oilseeds (such as soya beans), as well as non-food crops such as jatropha. These trends are intertwined with a rapid rise in food prices over the past few years and subsequent shortages in commodities such as rice, which has spawned a number of "new investors", and also triggered a number of speculative direct investments in agriculture and land.

Significance of FDI, by country, commodity and region

FDI in agriculture is on the rise, although its total size remains limited (inward FDI stock

in 2007 was \$32 billion) and is small relative to other industries. At the turn of the 1990s, world FDI flows in agriculture remained less than \$1 billion per year, but by 2005–2007, they had tripled to \$3 billion annually. Moreover, TNCs established in downstream segments of host-country value chains (e.g. food processing and supermarkets) also invest in agricultural production and contract farming, thereby multiplying the actual size of their participation in the industry. In fact, after a rapid rate of growth in the early 2000s, FDI flows in the food and beverages industry alone (i.e. not including other downstream activities) exceeded \$40 billion in 2005–2007.

Although the share of FDI in agriculture remains small as a share of total FDI in developed, developing and transition economies as a whole, in some LDCs, including Cambodia, the Lao People's Democratic Republic, Malawi, Mozambique and the United Republic of Tanzania, the share of FDI in agriculture in total FDI flows or stocks is relatively large. This is also true for some non-LDCs, such as Ecuador, Honduras, Indonesia, Malaysia, Papua New Guinea and Viet Nam. The high share in these countries is due to factors such as the structure of the domestic economy, availability of agricultural land (mostly for long-term lease), and national policies (including promotion of investment in agriculture).

FDI is relatively large in certain cash crops such as sugarcane, cut flowers and vegetables. The bulk of inward FDI in developing regions is aimed at food and cash crops. There is also a growing interest in crops for biofuel production through projects related to oil-seed crops in Africa and sugarcane in South America, for instance. In terms of the main produce targeted by foreign investors in developing and transition regional specialization economies, some is apparent. For example, South American countries have attracted FDI in a wide range of products such as wheat, rice, sugarcane, fruits, flowers, soya beans, meat and poultry; while in Central American countries, TNCs have focused mostly on fruits and sugarcane. In Africa, foreign investors have shown a particular interest in staple crops such as rice, wheat and oil crops; but there is also TNC involvement in sugarcane

and cotton in Southern Africa, and in floriculture in East Africa. In South Asia, foreign investors have targeted the large-scale production of rice and wheat, while their activities in other Asian regions are concentrated more in cash crops, meat and poultry. Finally, TNCs in the transition economies are largely involved in dairy products, although more recently they are also seeking to invest in wheat and grains.

Significance of contract farming in developing countries

Contract farming is a significant component of TNCs' participation in agricultural production, in terms of its geographical distribution, intensity of activity at the country level, coverage by commodities and types of TNCs involved. In this context contract farming can be defined as non-equity contractual arrangements entered into by farmers with TNC affiliates (or agents on behalf of TNCs) whereby the former agree to deliver to the latter a quantity of farm outputs at an agreed price, quality standard, delivery date and other specifications. It is an attractive option for TNCs, because it allows better control over product specifications and supply than spot markets. At the same time it is less capitalintensive, less risky and more flexible than land lease or ownership. From the perspectives of farmers, contract farming can provide predictable incomes, access to markets, and TNC support in areas such as credit and know-how.

TNCs engaged in contract farming activities and other non-equity forms are spread worldwide in over 110 countries across Africa, Asia and Latin America. For example, in 2008 the food processor Nestlé (Switzerland) had contracts with more than 600,000 farms in over 80 developing and transition economies as direct suppliers of various agricultural commodities. Similarly, Olam (Singapore) has a globally spread contract farming network with approximately 200,000 suppliers in 60 countries (most of them developing countries).

Contract farming is not only widespread, but also intensive in many emerging and poorer countries. For instance, in Brazil, 75% of poultry production and 35% of soya bean production are sourced through contract farming, including by TNCs. In Viet Nam the story is similar, with 90% of cotton and fresh milk, 50% of tea and

40% of rice being purchased through farming contracts. In Kenya, about 60% of tea and sugar are produced through this mode.

Moreover, contract faming arrangements cover a broad variety of commodities, from livestock through staple food produce to cash crops. For example, Olam sources globally for 17 agricultural commodities (including cashew nuts, cotton, spices, coffee, cocoa and sugar). Similarly, agricultural crops make up two thirds of Unilever's (United Kingdom/Netherlands) raw materials, and include palm and other edible oils, tea and other infusions, tomatoes, peas and a wide range of other vegetables. These are sourced from 100,000 smallholder farmers and larger farms in developing countries, as well as third-party suppliers.

Contractual farming arrangements enable different types of TNCs in the downstream stages of agribusiness value chains, including food manufacturers, biofuel producers, retailers and many others, to secure agricultural inputs from local farmers in different host countries.

The universe of TNCs participating in agricultural production

The 25 largest agriculture-based TNCs (i.e. companies which are primarily located in the agricultural production segment of agribusiness, such as farms and plantations) differ from the top agriculture-related TNCs (i.e. those primarily in upstream or downstream stages of these value chains): the former have a significant number of developing-country firms among their ranks, while the latter do not. In terms of foreign assets, the number of agriculture-based TNCs is split almost evenly between developeddeveloping-country firms, that firms from developing countries are also emerging as important players in global food and non-food agricultural production. However, developed-country firms still dominate among agriculture-related TNCs. Twelve out of the top 25 agriculture-based TNCs are headquartered in developing countries and 13 in developed countries. Indeed, the top position in the list is occupied by a developing-country TNC, Sime Darby Berhad (Malaysia), while United States firms (Dole Food and Del Monte) occupy the second and third positions.

universe of agriculture-related TNCs includes food processors/manufacturers, retailers, traders and suppliers of inputs. These TNCs are usually larger than agricultural TNCs. For example, the world's largest food and beverages TNC, Nestlé (Switzerland), controls \$66 billion in foreign assets, and the largest food retailer, Wal-Mart (United States), controls \$63 billion. In contrast, the largest agricultural TNC, Sime Darby (Malaysia), has only \$5 billion of foreign assets. The list of the largest TNC input suppliers to agriculture comprises only developed-country firms. In food processing, 39 of the top 50 firms are headquartered in developed countries. Compared to other TNCs in agribusiness, those in food and beverages are very large: the nine largest, all headquartered in developed countries, control about \$20 billion of foreign assets each; together, they represent more than two thirds of the foreign assets of the top 50 firms. Retailing and supermarket TNCs also play a major role in international agricultural supply chains. The majority of the 25 largest TNCs in this industry (22) are again from developed countries.

Apart from traditional TNCs involved in agriculture, newcomers, such as Stateowned enterprises, sovereign wealth funds and international institutions, are increasingly active in agriculture. The main drivers of (or motives for) the new investors are the intertwined twins of threat and opportunity. For example, Agricapital (a State-owned fund based in Bahrain) is investing in food crops overseas to support its government's food security policies. At the same time, supplying food to the world's burgeoning markets is seen as a lucrative opportunity by other actors, thereby spurring international investment in agriculture by companies and funds such as Vision 3 (United Arab Emirates) and Goldman Sachs (United States).

The rise of South-South FDI

There are indications that South-South investment in agricultural production is on the rise, and that this trend is set to continue in the long term. Investors from developing countries became major sources of cross-border takeovers in 2008. Their net cross-border M&A purchases, amounting to \$1,577 million, accounted for over 40% of the world total (\$3,563 million). Examples of South-South investment projects

include Sime Darby's (Malaysia) \$800 million investment in a plantation in Liberia in 2009; Chinese investments and contract farming in commodities such as maize, sugar and rubber in the Mekong region, especially in Cambodia and the Lao People's Democratic Republic; the regional expansion of Zambeef (Zambia) into Ghana and Nigeria; and the expansion by Grupo Bimbo (Mexico) across Latin America and the Caribbean.

In addition to commercial investment in agriculture – a common feature of developedand developing-country TNCs – in the wake of the food crisis, food security has also become a major driver of new investors. These include companies and funds (some State-owned or backed) from a variety of countries, especially the Republic of Korea and GCC countries. To varying degrees, the governments of these source countries have decided that investment in target host countries, giving them control over crop production and export of the output back to their home economy, is the most effective way of ensuring food security for their populations. For many of these countries, the most crucial factor or driver behind outward FDI in agriculture is not land per se, but rather the availability of water resources to irrigate the land. Most of their investment is in other developing countries.

The scale of South-South FDI driven by food security concerns is not easy to determine because many relevant deals have only recently been signed, although others are being considered or in negotiation. Of the definite larger scale investments involving land acquisitions (i.e. outright ownership and longterm leases) undertaken thus far, the largest investing countries from the South include Bahrain, China, Qatar, Kuwait, the Libyan Arab Jamahiriya, Saudi Arabia, the Republic of Korea and the United Arab Emirates. The most important developing host countries are in Africa, with Ethiopia, Sudan and the United Republic of Tanzania among the foremost FDI recipients.

The impact of TNCs in agricultural production on developing countries

A precisely quantified evaluation of the impact of TNC involvement in agriculture

on important development aspects, such as contribution to capital formation, technology transfer and foreign market access, is impeded by the limited availability of relevant hard data collected by national authorities or available from international sources. The actual impacts and implications vary enormously across countries and by types of agricultural produce. In addition, they are influenced by a range of factors, including the type of TNC involvement, the institutional environment and the level of development of the host country. A number of salient observations of TNCs' involvement in agriculture for developing countries nevertheless emerge.

Overall, TNC involvement in developing countries has promoted the commercialization and modernization of agriculture. TNCs are by no means the only - and seldom the main - agent driving this process, but they have played an important role in a significant number of countries. They have done so not only by investing directly in agricultural production, but also through non-equity forms of involvement in agriculture, mostly contract farming. Indeed, non-equity forms of participation have been on the rise in recent years. In many cases, they have led to significant transfers of skills, know-how and methods of production, facilitated access to credit and various inputs, and given access to markets to a very large number of small farmers previously involved mostly in subsistence farming.

Although TNC involvement in agriculture has contributed to enhanced productivity and increased output in a number of developing countries, there is lack of evidence on the extent to which their involvement has allowed the developing world to increase its production of staple foods and improve food security. Available evidence points to TNCs being mostly involved in cash crops (except for the recent rise of South-South FDI in this area). Such a finding reveals the development challenges for developing countries in promoting TNC participation in their agricultural industry to improve food security. However, food security is not just about food supply. TNCs can also have an impact on food access, stability of supply and food utilization and, in the longer run, their impacts on these aspects of food security are likely to prove more important for host economies.

Positive impacts of TNC involvement in agriculture are not gained automatically by developing countries. While TNCs have at times generated employment and improved earnings in rural communities, no clear trend is discernible. To the extent that TNCs promote modernization of agriculture and a shift from subsistence to commercial farming, their longterm impact is likely to accelerate the long-term reduction in farm employment while raising earnings. Only a limited number of developing countries have also been able to benefit from transfers of technologies. In particular, the R&D and technological innovations of the large TNCs are typically not geared towards the staple foods produced in many developing countries.

Apart from the potentially large benefits that developing countries can derive from TNC participation in their agriculture, past experiences and evidence indicate that governments need to be sensitive to the negative impacts that can arise. A particular concern is that of the asymmetry in the relationship between small farmers and a restricted number of large buyers, which raises serious competition issues.

Recent experiences also underscore that developing-countrygovernmentsneedtobeaware of the environmental and social consequences of TNCs involvement in agriculture, even though there is no clear and definite pattern of impact. Case studies show that TNCs have the potential to bring environmentally sound production technologies, but their implication in extensive farming has also raised concerns, together with their impact on biodiversity and water usage. Similarly, TNCs' involvement raises significant social and political issues whenever they own or control large tracts of agricultural land.

Developing countries' strategies towards TNC participation in their agriculture industries

The expansion of agricultural production is vital for developing countries, both to meet rising food needs and to revitalize the sector. Therefore, policymakers need to promote more investment in this sector, both private and public, and domestic and foreign. Given the financial and technological constraints in many developing countries, policymakers should devise strategies for agricultural development and consider what

role TNCs could play in implementing them. The challenge is considerable, as agriculture is a sensitive industry. There is a need to reflect the interests of all stakeholders, especially local farmers, and include them, as far as possible, in the policy deliberation and formulation process.

The key challenge for policymakers in developing countries is to ensure that TNC involvement in agricultural production generates development benefits. Both FDI and contractual arrangements between TNCs and local farmers can bring specific benefits to the host country, such as transfer of technology, employment creation and upgrading the capacities of local farmers, together with higher productivity and competitiveness. Therefore, policies need to be designed with a view to maximizing these benefits.

It is equally important for policymakers to address social and environmental concerns with regard to TNC involvement. Social and environmental impacts need to be assessed carefully, and particular attention paid to possible implications for domestic agricultural development and food security in the long run. Negotiations with foreign investors should be transparent with regard to the land involved and the purpose of production, and local landholders should be encouraged to participate in the process. Policies should be designed to protect traditional land tenure rights of local farmers in order to avoid abuses of what might be considered underutilized or underdeveloped land, and to make possible local farmers' access to courts in case of dispossession. Care needs to be taken to secure the right to food for the domestic population and to protect the rights of indigenous peoples.

Promoting FDI and contractual arrangements between TNCs and farmers in agricultural production

Numerous developing countries have started to actively encourage FDI in agricultural production. A survey jointly undertaken by UNCTAD and the World Association of Investment Promotion Agencies (WAIPA) on the role of investment promotion agencies (IPAs) in attracting FDI in agricultural production revealed that the majority of respondents, in

particular those in developing countries, promote FDI in this sector. Moreover, these respondents anticipate a still greater role for FDI in this area in the future. TNCs are mainly expected to make new technologies, finance and inputs available to the sector and to improve access to foreign markets for cash crops.

Overall, developing countries are relatively open to TNC involvement in agricultural production, although there are considerable differences between individual countries based on cultural, socio-economic and security-related considerations. The most frequently found restriction for foreign investment in agricultural production relates to land ownership, but in many cases foreign investors are allowed to lease land.

Aside from promoting FDI in agricultural production, host countries should pay particular attention to promoting contractual arrangements between TNCs and local farmers, such as contract farming, which would enable the latter to enhance their capacities and become part of national or international food value chains. However, in pursuing such strategies host countries should be aware that, in general, TNCs are more interested in contractual arrangements concerning the production of cash crops. This means that promoting contract farming for alleviating the food crisis remains a big challenge.

In this context, governments should address the specific obstacles to efficient cooperation between TNCs and local farmers, such as (1) lack of capacity of smallholders to supply products in a consistent and standardized manner; (2) lack of availability of adequate technology; (3) lack of capital; (4) remoteness of production and capacity for timely delivery; (5) limited role of farmer organizations; and (6) lack of adequate instruments for dispute settlement. Various policy options exist for tackling these bottlenecks. Among them are education and training programmes for local farmers, the provision of government-led extension services, the establishment of standards and certification procedures, the granting of financial aid, matchmaking services to connect local farmers to TNCs, support for the establishment of farmer organizations, and improving the domestic court systems to increase legal security. Governments could also consider the development of model

contracts to protect the interests of farmers in negotiating with TNCs.

Leveraging TNC participation for long-term agricultural development: an integrated policy approach

Notwithstanding some reservations about FDI in agricultural production, host countries should not underestimate the potential of this form of TNC involvement for enhancing development objectives. In particular, in light of the recent interest in outward FDI to secure domestic food supply there is potential for host countries to benefit from such investment for their own staple food needs, provided that the amount of production is shared between home and host countries. The challenge for host countries is to match inward FDI with existing domestic resources, such as abundant labour and available land, and to create positive synergies to promote long-term agricultural development and increase food security.

Key instruments for maximizing the contribution of FDI to sustainable agricultural and rural development are the domestic legislative framework and, especially as far as major land acquisitions are involved, investment contracts between the host government and foreign investors. These contracts should be designed in such a way as to ensure that benefits for host countries and smallholders are maximized. Critical issues to be considered include, in particular, (1) entry regulations for TNCs, (2) the creation of employment opportunities, (3) transfer of technology and R&D, (4) welfare of local farmers and communities, (5) production sharing, (6) distribution of revenues, (7) local procurement of inputs, (8) requirements of target markets, (9) development of agriculturerelated infrastructure, and (10) environmental protection. To ensure food security in host countries as a result of FDI in staple food production by "new" investors, home and host countries could consider output-sharing arrangements. Before concluding an investment contract with foreign investors, governments should conduct an environmental and social impact assessment of the specific project. After the investment has been made, monitoring and evaluating its impact on the host country's overall development process is critical.

IIAs can be an additional means to promote TNC participation in agricultural production, but careful formulation is crucial with a view to striking a proper balance between the obligations to protect and promote foreign investment, on the one hand, and policy space for the right to regulate, on the other hand. This is particularly important in the case of agriculture, as the sector is highly regulated and sensitive, and government agricultural policies may be controversial and subject to change.

There are several other policy areas relating to a broader economic agenda that are determinants for TNC participation in agricultural production and their development impact in the host country. These therefore should be integrated into host-country strategies aimed at attracting TNCs to agricultural production. Among them are those related to infrastructure development, competition, trade and R&D.

Infrastructure development is critical as a means of trade facilitation for agricultural goods. This includes improving existing transportation systems, investing in trade facilitation, providing sufficient post-harvest storage facilities and renovating outdated water irrigation infrastructure. Given the high costs involved and the limited ODA available, policymakers may wish to require TNCs to contribute to infrastructure development when permitting large-scale projects.

Since farmers are generally the weakest link in the supply chain, competition policy can play a vital role in protecting them against potential abuses arising from the dominant position enjoyed by TNCs.

Tariffs and non-tariff barriers as well as subsidies may substantially influence TNC involvement in agricultural production. These kinds of policy measures in developed countries could discourage investment and contract farming in developing countries where the subsidizing country and the potential developing host country produce identical agricultural products or close substitutes. Reducing subsidies in developed countries could encourage FDI to poor countries.

Economies of scale is another challenge, particularly for small developing countries. In their case, regional integration can be an important instrument in making them more attractive for TNCs involved in agricultural production and exports.

Host countries should also consider the role of R&D activities and intellectual property rights for increasing agricultural production and adapting the development of seeds and agricultural products to local and regional conditions. Policies should aim at domestic capacity-building to develop strong counterparts to TNCs in the host country – private or public. In this regard, public-private partnerships (PPPs) for R&D can serve as models for fostering innovation, for adapting the development of seeds and products to local and regional conditions, for making agricultural R&D more responsive to the needs of smallholders and to the challenges of sustainability, for reducing costs, and for mitigating the commercial and financial risks of the venture through risksharing between the partners.

Developing home countries' FDI strategies to secure food supplies

In the wake of recent food price hikes and export restrictions by agricultural exporter countries, some food-importing countries have established policies aimed at the development of overseas food sources for their domestic food security. Despite some concerns that these policies may aggravate food shortage in host countries, they have the potential for increasing global food production and mitigating food shortages in both home and host developing countries. Past attempts by some governments to invest in overseas agriculture have not always met their expectations. Indeed, there are lessons to be learnt. In addition to outward FDI, home countries could consider whether overseas food production in the form of contract farming may be a viable and less controversial alternative to FDI. Besides focusing on agricultural production itself, another option is to invest in trading houses and in logistical infrastructure such as ports.

Developing an internationally agreed set of core principles for large-scale land acquisitions by foreign investors in agricultural production

Agriculture and food security have gained considerable importance on the international

policy agenda, both at the multilateral and regional level. A major development was the establishment of the United Nations High-Level Task Force on the Global Food Security Crisis (HLTF) in April 2008. The aim of the HLTF was to create a prioritized plan of action for addressing the global food crisis and coordinate its implementation. The HLTF thus developed the Comprehensive Framework for Action (CFA) – a framework for setting out the joint position of HLTF members on proposed actions to address the current threats and opportunities resulting from food price rises; create policy changes to avoid future food crises, and contribute to country, regional and global food and nutritional security. A number of initiatives to boost agricultural productivity have also been taken at the regional level, including the Comprehensive Africa Agriculture Development Programme (CAADP) under the New Partnership for Africa's Development (NEPAD). The G-8 Summit in L'Aquila, Italy, in July 2009 made a commitment to mobilizing \$20 billion over the next three years for a comprehensive strategy for sustainable global food security and for advancing by end 2009 the implementation of a Global Partnership for Agriculture and Food Security. When deciding how to make best use of these new ODA funds, consideration could be given to agricultural development strategies that combine public investments with maximizing benefits from TNC involvement. With regard possible future international initiatives, consideration should be given to developing a set of core principles concerning major land acquisitions, including rules on transparency, respect for existing land rights, the right to food, protection of indigenous peoples and social and environmental sustainability.

Investing in a new green revolution

TNC participation in agriculture in developing countries through FDI, contract farming and other forms has helped a number of pioneering countries, including Brazil, China, Kenya and Viet Nam, meet the challenge of boosting investment in their agriculture, thereby making the industry a lynchpin for economic development and modernization. The route has not been easy, with costs and benefits arising from TNC involvement. For most developing

countries many development challenges still remain in the quest for agricultural development, food security and modernization. Among these challenges is how to build and reinforce domestic, regional and international value chains, as well as harness technology in agriculture. It is clear that for LDCs and other poor countries, in Africa and elsewhere, a "new green revolution" is urgent, and an essential question to ask is whether TNCs can play a role in its fulfilment.

This year's *World Investment Report* reveals a real and rising interest by TNCs – from the South as well as the North – for investment in developing countries' agricultural industries. Moreover, a large proportion of this interest is in poorer regions, such as Africa. TNCs vary along the value chain, but overall they have the technological and other assets available to support developing countries' strategies towards intensifying take-up of the green revolution. The *Report* also demonstrates examples of this

occurring through partnerships and alliances with farmers, public research entities and others. More needs to be done, but the building blocks are in place for striking a new "grand bargain" to harness the green revolution in the service of Africa's poor and hungry, as well as the wider objectives of development. Central to this programme are, first, investing in trade and investment facilitation and, secondly, creating institutional arrangements such as PPPs to advance the green revolution in the region by encouraging and boosting critical flows of capital, information, knowledge and skills from partners to the countryside. An important initiative in this regard would be the establishment of seed and technology centres in the form of PPPs, mandated with the task of fostering channels to adapt relevant seed and farming technologies to make them suitable to local conditions, distributing seeds to farmers, and, in the longer term, building and deepening indigenous capacity.

Geneva, July 2009

Supachai Panitchpakdi Secretary-General of the UNCTAD

Parfoli