



Intercultural Business Ethics

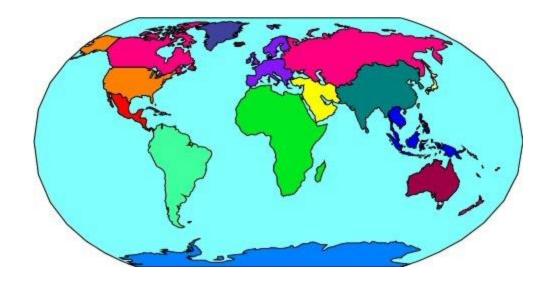
John Hooker Carnegie Mellon University, USA

Ethics Week, Utah Valley University September 2015



Culture and ethics

- Every culture has ethical norms that allow the culture to function.
- But cultures often operate differently.
- So they often have different norms.



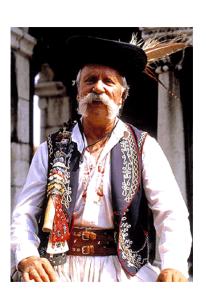


What culture is not

Culture is **not** primarily about food, language, dress, customs, holidays.







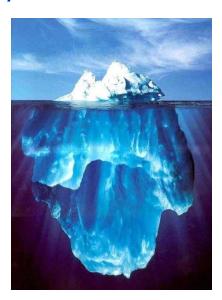




What culture is

- Culture is about how we think.
- It determines our deepest assumptions, most of which we not even aware.
 - Like an iceberg, culture lies mostly beneath the surface.







Language Dress, hairstyle Pop culture Cuisine Overt religion

Concept of authority

Concepts of space and time

Guilt vs. shame

Rule-based vs.

relationship

-based

Apollonian

VS.

Dionysian

Management of information

Universalizing rationality?

Stress management

Covert religion

Fundamental conception of reality



Culture vs. personality

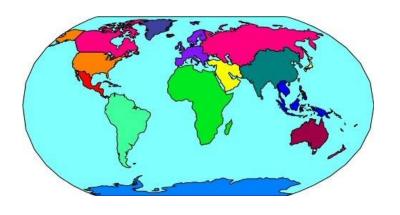
- Every culture contains the full range of human personalities.
 - Culture is about the framework into which these personalities fit.
 - However, different personalities succeed in different cultures.





Outline

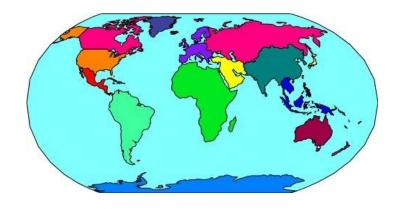
- Part 1: How cultures differ
 - Rule-based vs relationship-based
 - Power distance
 - Shame vs guilt
 - High and low context
 - Bribery vs cheating





Outline

- Part 2: Corruption around the world
 - What is corruption?
 - Kodak in Taiwan
 - Financial crisis
 - Enron in India
 - LKK in China
 - Leighton in Asia and Middle East
 - **Celtel**
- Part 3: Supply chain ethics



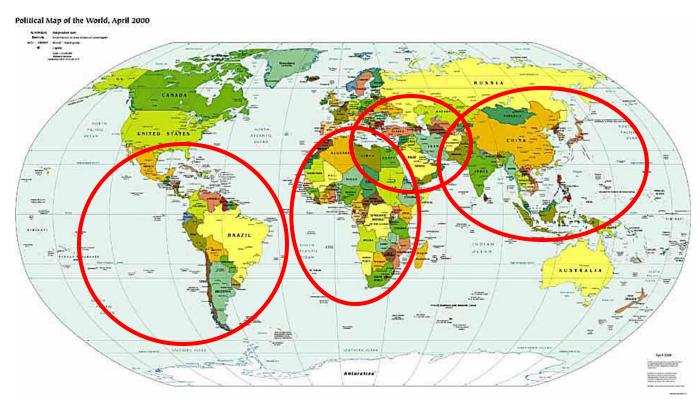


Caveats

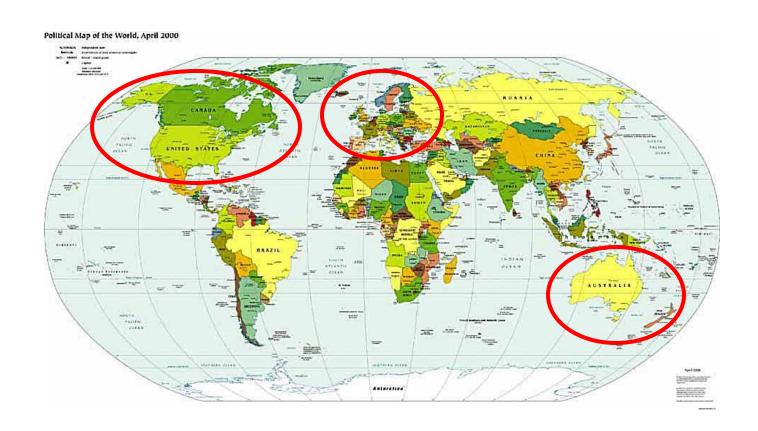
- There are 5000+ cultures in the world.
 - This talk must vastly oversimplify.
- No judgments.
 - I don't know which cultures are "better."
 - Aim is to understand them.



- - * Relationship-based = life is organized primarily around **personal relationships**.
 - Africa, Asia, Middle East, South America

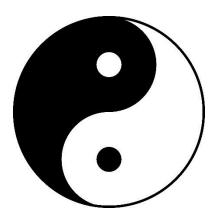


- * Rule-based = life is organized primarily by rules.
 - Australia, Europe, North America





- No culture is purely rule-based or relationship-based.
 - Nonetheless, one system tends to dominate.





Getting things done

Personal connections *vs.* going by the book

Business

- Deals & contracts *vs.* relationship-building.
- Trust the **person** *vs.* trust the **system**.

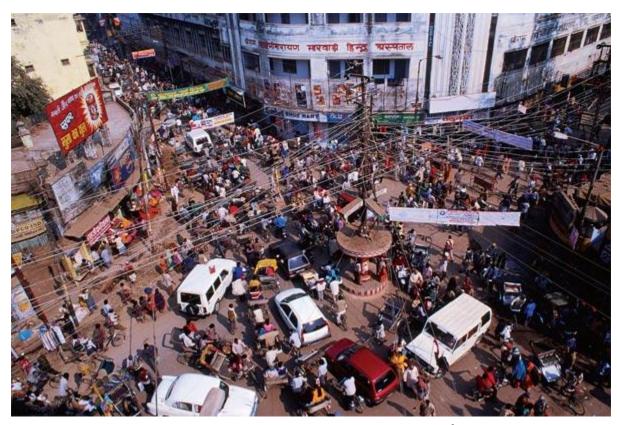






Traffic

- Negotiate
 your way
 through it.
- Follow traffic laws.



Intersection in Varanasi, India



Dealing with stress

Family & friends *vs.*Technology, engineering, social services



Filipino family



Concept of self.

I am part of a family, community (**collectivism**) *vs.*I am an autonomous individual (**individualism**)







- Concept of authority.
 - Authority rests in the **person** vs. Authority derives from **rules**.



Custodian of the Two Holy Mosques King Salman bin Abdulaziz al Saud



Supreme Law of the Land U.S. Constitution



Implication for ethics

• **Source** of authority.

Collectivist society:

- Someone must have authority.
- We **must respect** parents, grandparents, ancestors, boss, ruler
- Or society will break down.

Individualist society:

- No one has inherent authority.
- We **must respect** the **rules**.
- The rules must be inherently **logical** and reasonable, because only logic and reason are **universal**.



Implication for ethics

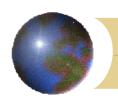
- Relationship-based ethics
 - Care and respect.
 - Ethics flows from the necessity of maintaining relationships.
 - We must care for family, friends.
- Rule-based ethics
 - **Equality** and **fairness**
 - Ethics is based on rules we can agree upon as reasonable.
 - We must reach rational consensus.

Many cultural traits correlate with the rule-based, relationship-based distinction.

Relationship- based	Rule-based
High power distance	Low power distance
Shame-based	Guilt-based
High-context	Low-context
Corruption as bribery	Corruption as cheating



Relationship- based	Rule-based
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Power distance

Power distance is the degree to which less powerful people accept their subordinate position.





- Relationship-based countries tend to be **high** power distance.
 - Behavior is regulated by **people** with authority.
 - Rules are legitimated and enforced by authority figures.



Deng Xiaoping
De facto leader of China
1978-1992



- Rule-based countries tend to be **low** power distance.
 - People respect the **rules** more than superiors.
 - Example: Sweden.



Karl XVI Gustaf Swedish King since 1973



High power distance:

- **Children** obey and respect parents, teachers.
- **Employees** are reluctant to challenge the boss or discuss problems.
 - Guangzhou executives
 - Filipino maids
- Good boss is authoritarian and paternalistic.





Low power distance:

- **Children** are allowed to contradict their parents.
- Classroom discussion.
- **Employees** bring concerns and grievances to the boss.
- Good boss **inspires** workers and treats then **equally**.





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Shame and guilt

Shame and guilt are mechanisms for enforcing behavior norms.





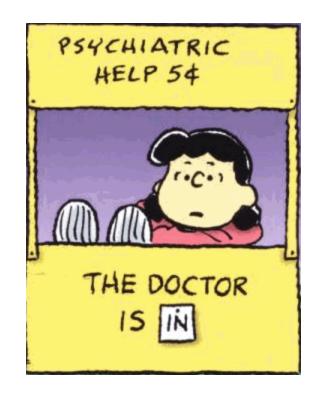


- Relationship-based cultures enforce behavior norms by shame.
 - Loss of face.
 - Humiliation.
- Close supervision
 - A good boss provides **direct** and constant supervision.
 - Department store clerk.
 - Failure to supervise **gives**permission to break the "rules."
 - Copying homework.





- Guilt is more important in rule-based cultures.
 - Guilt encourages obedience to rules without close supervision.
 - But it may be a poor motivator and carry high psychological cost.
 - Ein gutes Gewissen ist an sanftes Ruhekissen.
 - Guilt is reinforced by fear of punishment.





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Context

- In low-context cultures, information and behavior norms are spelled out.
 - Typical of rule-based cultures.
 - The rules are spelled out.
- In high-context cultures, these are implicit in the cultural context.
 - Norms are transmitted by the people around you.
 - Particularly authority figures.



In low-context cultures,

- There any many signs, timetables, maps.
- Contracts are written, long, and detailed.
 - Fixed once signed.
 - Disputes resolved by lawsuits.
- People expect the rules to be in writing.
 - Company policy, e.g. vacation
- People pay attention to written rules.
 - Example: restroom sign.























In high-context cultures,

- People already know what to do.
- **Contracts** are vague, verbal, or nonexistent.
 - Except in "low uncertainty tolerance" cultures, e.g. Latin America.
 - Agreements evolve with the situation.
 - Legal system weak.
 - Disputes resolved by negotiation.
- People don't pay attention to written rules.
 - Expect personal correction, e.g. no smoking
 - But good for high-tech information transfer.





Relationship- based	Rule-based
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Corruption around the world

- Focus on corruption.
 - Where different ethical norms are most obvious in business.





What is corruption?

Corruption corrupts.





What is corruption?

- Corruption corrupts.
- It undermines the system.





What is corruption?

- Corruption corrupts.
- It undermines the system.
 - **Rule-based** and **relationship-based** systems are corrupted in different ways.





Corruption as culturally defined

- What is corrupt in one system may be acceptable in another.
 - For example: **cronyism** may be OK in a relationship-based culture.
 - Cronyism = taking care of your friends first.
 - But cronyism must be distinguished from bribery...



- U.S. manager was posted in Kodak's Taiwan branch.
 - He met with a team representing a potential Taiwanese supplier.







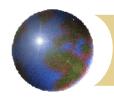
- U.S. manager was posted in Kodak's Taiwan branch.
 - He met with a team representing a potential Taiwanese supplier.
 - When the team left, he noticed that one of them left his briefcase.







While looking for the owner's name, he found the case to be full of **cash**.



Kickbacks ("commissions") are common in Taiwan but corrupting nonetheless.

Why are they corrupting?





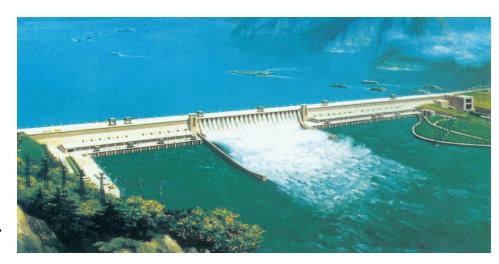
- Chinese/Taiwanese business is often based on guānxì.
 - Relationship of mutual obligation and mutual trust.
 - Legal enforcement is unnecessary.
 - Requires cultivation over a long period.
 - **A legitimate form of cronyism.**



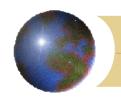




- Bribery short-cuts the process of building guānxì.
 - Does not provide the stable, long-term relationships required by a complex civilization.



Three Gorges Dam, Yangtze River



- What to do about the briefcase?
 - The manager dispatched a trusted subordinate to return the briefcase to the owner.
 - He sent a vaguely worded message to the owner's boss, stating that he was returning lost property.
 - The owner clearly got the cash from his boss.
 - Otherwise the manager would think the money was delivered.





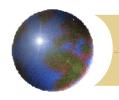
Lesson:

Responsible cronyism:

 Favor friends because you trust them to deliver.

Irresponsible cronyism:

• Favor friends simply because they are friends.



Lesson:

Responsible cronyism:

 Favor friends because you trust them to deliver.

Irresponsible cronyism:

 Favor friends simply because they are friends.

However, cronyism is problematic in **government**.

 Chinese civil service exams introduced by Han Dynasty >2000 years ago.



Ming Dynasty exam booths, 1873



The Legal Picture

- Common legal distinction:
 - A **bribe** is a payment intended to influence a decision.
 - An **extortion** payment is required to obtain something to which you are already entitled (in a timely manner).
 - A **facilitating payment** is a small, routine extortion payment
- Relevant law
 - ** U.S. Foreign Corrupt Practices Act Prohibits **bribes** paid to foreign **government** officials.
 - U.K. Bribery Act (2010)



The Legal Picture

- Payments/gifts may be illegal in the host country.
 - Especially when government officials are involved.





Efficiency vs. Stability

- Bribery is a natural weakness of relationshipbased cultures.
 - It is a shortcut to relationship building.

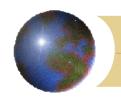




Efficiency vs. Stability

- Cheating is a natural weakness of rule-based cultures.
 - Due to minimal supervision.
 - As in financial crisis of 2008...





- Subprime mortgage loans were popular in U.S. in early 2000s.
 - 20% of mortgage market
 - Borrowers failed to meet normal standards.





- Lenders sold mortgages to big banks.
 - To be repackaged as "Collateralized debt obligations" (CDOs)
 - Lenders became extremely lax on due diligence.
 - No one was watching.





- Ratings agencies gave CDOs triple-A ratings.
 - Banks pay agencies for ratings, resulting in conflict of interest.
 - Banks sold AAA-rated CDOs to unsuspecting funds worldwide.
 - Standard & Poor's finally indicted in January 2015.







- Credit default swaps gave the illusion of security.
 - \$62 trillion outstanding.
 - Form of insurance, but not regulated as such.



Sold without regard to adequate capital reserves.



- CDOs became "poison" in 2008.
 - Credit froze worldwide because assets could not be valuated.
 - Highly-leveraged banks collapsed, or threatened collapse.
 - Massive bailout by taxpayers and U.S. Federal Reserve Bank.

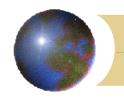






- Result: Worst recession since Great Depression of 1930s.
 - International scope.
 - Still recovering.
 - Political fallout: Tea Party and Congressional gridlock.





- Western-style corruption Minimal supervision risks cheating and irresponsible behavior
 - Mortgages without due diligence.
 - Over-leveraged banks in search of short-term profit.
 - Improper ratings.
 - Unsecured credit default swaps.





- The Dabhol electric power plant.
 - India's largest-ever private foreign investment.
 - Spearheaded by Enron (1992).
 - Bechtel & General Electric also involved.

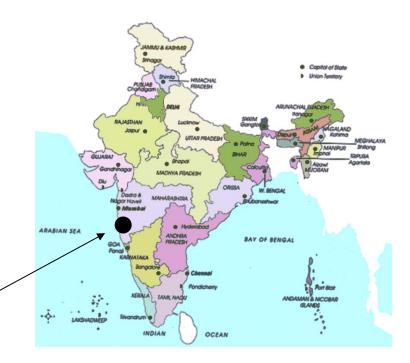




Located at Dabhol in Maharashtra State (1992).

Dabho

- Addressed growing Indian economy & unreliable electricity supply.
 - Spearheaded by Enron executive Rebecca Mark.
 - In principle, a brilliant idea.



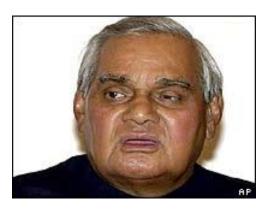


- Rebecca Mark of Enron obtained guarantee of 25% ROI from Indian government.
 - Yet electricity price projected to be 2 to 5 times prevailing rate.
 - Due partly to reliance on LNG from Enron subsidiary in Qatar.
 - Some suspected **bribery** on Enron's part.



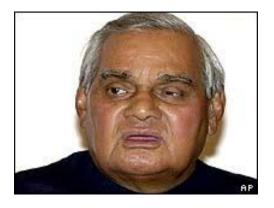


- Indian political situation.
 - Congress Party was in political trouble.
 - Party of Nehru, Indira Gandhi, Rajiv Gandhi, Sonia Gandhi.
 - Accused of **corruption**.





- Indian political situation.
 - Congress Party was in political trouble.
 - Party of Nehru, Indira Gandhi, Rajiv Gandhi, Sonia Gandhi.
 - Accused of **corruption**.
 - BJP (Bharatiya Janata Party) exploited Hindu nationalism & discontent with Congress party.
 - Hindu nationalists destroy Babri mosque at Ayodhya in 1992.
 Riots result in 2000 deaths.
 - BJP comes to power in 1998, with Vajpayee as P.M.





- Enron's apparent bribery became an issue in BJP campaign.
 - BJP leader Gopinath Munde stated...
 - "It is reasonably clear that several unseen factors and forces seem to have worked to get Enron what it wanted."
 - Journalist Raghu reported Enron's offer of \$1 million per year for him to keep quiet.





- Much public protest.
 - Amnesty International cited rough treatment of demonstrators.







- Indian government backed off from deal after BJP took power.
- Bush administration pressured India.
 - Visits from Dick Cheney, Colin Powell.
 - Dropped the matter after 9/11, Enron troubles.





- Power plant sat mostly idle for years.
 - State-owned company took it over in 2006.
 - Resumed operations in 2010.





The lesson:

- Work through connections in India's **relationship-based** culture.
 - Family, friends of family.
 - Contacts with high-ranking people.
- Bribery is corrupting.
 - Bribery of government officials is illegal.
- Bribes are different from facilitating payments
 - which are common, seen by bureaucrats as a necessary salary supplement.





Nepotism

- Nepotism may or may not be corrupting.
 - Nepotism = hiring or promoting your relatives.
 - Often questionable in rule-based cultures.
 - May put an unqualified individual in the job
 - Viewed as unfair.
 - May be functional in relationship-based cultures...



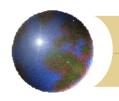
"Nepotism" is a polite way of saying "you have no chance in hell of ever being promoted."



LKK in China

- LKK (Lee Kum Kee) food and health products.
 - Founded in rural Guangdong province in 1888.
 - By 2005, 3900 workers.
 - Markets in 80 countries.





LKK in China

- Remains a family-run business.
 - Lee Man Tat is group chairman.
 - Appointed 4 sons to head company divisions after they studied in USA.
 - He was well aware of their talents/weakness and placed them accordingly.
 - Authority of father/uncle/ grandfather in a Confucian culture can be an advantage for nepotism.





LKK in China

Lesson

- Responsible nepotism:
 - Hire relatives based on their loyalty to family and known talents
- **Irresponsible** nepotism:
 - Hire relatives simply because they are relatives

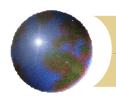




Wasta vs. Bribery

- The Middle Eastern practice of wasta can slip into bribery...
 - A story of 2 wastas...

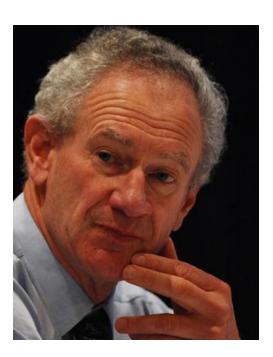




Leighton in Asia and Middle East

- Major Australian construction firm.
 - Grew from minor firm to \$7 billion business
 - Under leadership of Wal King.
 - Corruption scandal breaks
 - Shortly after Wal King's departure in 2010.







- **2007**
 - Leighton buys 45% stake in Dubai-based Al Habtoor Engineering.
 - To provide access to Gulf customers thru Riad al Sadik (left).
 - So far, no problems.





- **2009**
 - Malaysian middleman Pakianathan **Srikumar** helps Leighton secure \$1 billion in projects.
 - ...in Asia, Middle East, Iraq, India.
 - He funneled **kickbacks** from Leighton to customers.
 - Took a 10% cut himself.
 - According to a Leighton whistle-blower.





2009

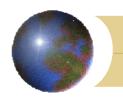
- Internal memo by acting Leighton CEO David Stewart says top executives knew of \$42 million in kickbacks.
 - To get \$750 million oil pipeline contract in Iraq.
 - Paid to a firm (Unaoil)
 run by Iranian family
 with connections to Iraqi
 PM and oil minister.
 - **Srikumar** was reportedly involved.





- **2010**
 - Leighton International Managing Director David Savage forms new business venture while at Leighton.
 - **Srikumar** and **al Sadik** chip in \$2 million each and offer to find customers.
 - Venture starts up the day after Savage resigns from Leighton.





Leighton and Wasta

- Wasta is influence.
 - A **wasta** is a person who provides influence through connections with important people.
 - Originated in Arab culture as an intermediary between tribes.
 - Srikumar and al Sadik were wastas for Leighton.





Leighton and Wasta

- Wasta need not be corrupt.
 - A wasta can screen requests judiciously for a sheik, important family, or government official.
 - Helps the sheik to exercise his power wisely.
- However, wasta can be corrupted...





Leighton and Wasta

Lesson

Responsible *wasta*:

- Serves interests of a sheik
- Benefits from prestige and connections
- For example, **al-Sadik**.

Irresponsible *wasta*:

- Serves his own interest
- Benefits from kickbacks
- For example, **Srikumar**.





- Wireless service founded in 1998.
 - Mo Ibrahim (Sudanese) & Terry Rhodes (British)





Terry Rhodes Director



- Wireless service founded in 1998.
 - Mo Ibrahim (Sudanese) & Terry Rhodes (British)
 - Purchased \$750K operating license, approval bogged down.





- Wireless service founded in 1998.
 - Mo Ibrahim (Sudanese) & Terry Rhodes (British)
 - Purchased \$750K operating license, approval bogged down.
 - Requested meeting with officials.
 - Awkward silence after introductions.





- Fax had requested \$50K bribes for meeting.
 - Was sent to Amsterdam office that morning.





- Celtel gave up on this country.
- ...but found ways to avoid bribery elsewhere.
 - Helped finance schools in lieu of payments to politicians.
 - Organized event to publicize coming mobile phones.
 - Consumers pressured politicians to issue permit without further delay... or bribes.

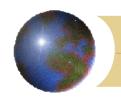




Lesson:

- In many **relationship-based** African cultures, bribery results from corruption of village leadership customs.
 - Rational redistribution of wealth through leader's patronage.
 - Undermined by disruption of village life by colonial industries and installation of Western-style government.





Supply Chain Ethics

- Supply chains often stretch from a rule-based to a relationship-based culture.
 - Contractual specifications may not cross the cultural divide.





- In 2007, Mattel discovered that many of its toys were coated with lead-based paint.
 - Lead additive tastes sweet but is toxic to children.
 - Mattel recalled about 1 million toys.
 - Toys were sourced through a supply chain from China.
 - What went wrong?





Mattel/ Fisher-Price



Lee Der Industrial Co.

Fisher-Price sourced from Zhang Shuhong, manager of Lee Der Industrial Company. Zhang was totally dedicated to his job. He even lived in a small room at the factory.







Mattel/
Fisher-Price

Lee Der
Industrial Co.

Dongxiong
New Energy

Zhang obtained paint from his trusted *guanxi* partner Liang Jiacheng at Dongxiong New Energy



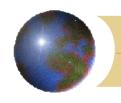


Mattel/ Fisher-Price Lee Der Industrial Co. Dongxiong New Energy Dongguan Zhongxin **Toner Factory**

Liang was short of pigment and ordered it

over the Web from people he didn't know.





Mattel/ Fisher-Price Lee Der Industrial Co. Dongxiong New Energy Dongguan Zhongxin **Toner Factory**

The supplier send lead-based pigment along with a forged certificate.





Mattel/ Fisher-Price Lee Der Industrial Co. Dongxiong New Energy Dongguan Zhongxin **Toner Factory**

When Mattel discovered the problem, the Chinese government revoked Lee Der's export license. Zhang committed suicide.





Chinese Toy
Exec Commits
Suicide After
Recall

China banned exports from the company

Aug 13, 2007 7:59 AM CDT



Mattel/ Fisher-Price

Lee Der Industrial Co.

1

Dongxiong
New Energy



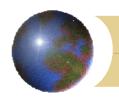
Dongguan Zhongxin
Toner Factory

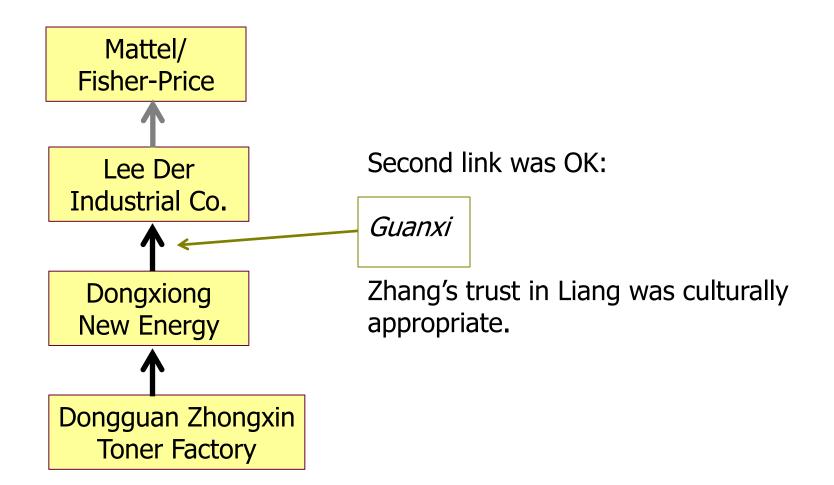
Weak link in the supply chain:

Transition from contract-based to relationship-based business.

Zhang considered it sufficient to trust his supplier Liang.

A Fisher-Price purchaser who had *guanxi* with Zhang could have learned that Zhang was not performing lead-free certification as required by the contract.







Mattel/ Fisher-Price



Lee Der Industrial Co.



Dongxiong
New Energy



Dongguan Zhongxin
Toner Factory

Chain broke at third link:

Culturally inappropriate trust of unknown party on the Web.



In April 2013, garment workers in Rana Plaza heard a loud noise.

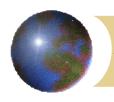
- 8-story factory complex.
- A large crack formed in the building.
- An engineer urged everyone to evacuate.





- Sohel Rana refused to close the building.
 - Factory owners ordered workers to show up the next morning.
 - Or lose their jobs and several weeks back pay.

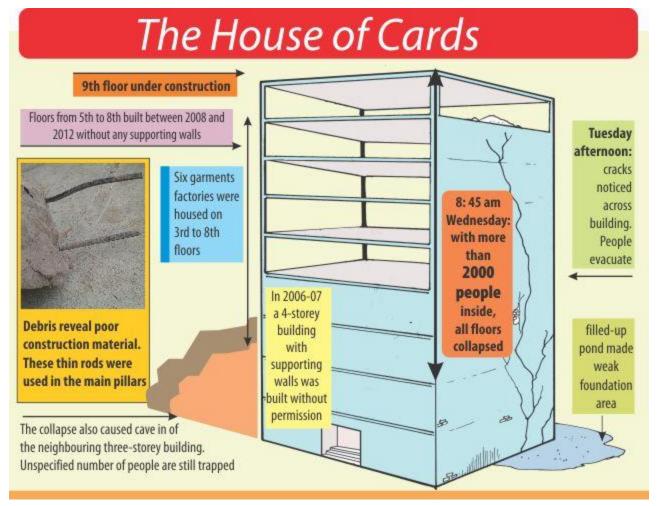




- At 8:45 am, the building collapsed.
 - 1129 workers killed, >2000 injured









- Worst disaster in history of garment industry.
- But not an isolated event.
 - 289 killed in factory fire, Karachi, Pakistan, Sept 2012
 - 25 killed in factory fire, Lahore, Pakistan, Sept 2012
 - 117 killed in factory fire, Dhaka, Bangladesh, Nov 2012.
- Common theme: unsafe working conditions.
 - Locked exits
 - No fire extinguishers
 - Building code violations





- Journalists found evidence in the rubble that Western firms were sourcing from these factories.
 - Most firms claimed they didn't know about it.



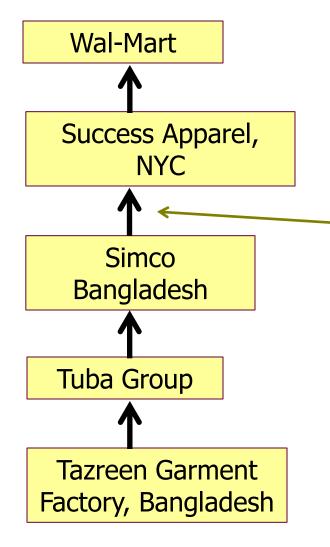






Calvin Klein





Supply chain from factory that burned in September 2012, killing 117.

Cultural divide occurs here.

Tuba sent order to Tazreen rather than its own Wal-Mart compliant plant.

Contractual safety requirements didn't cross the cultural divide.

Desire for worker safety can become part of relationships down the chain.



SAI

RINA Group, Italy



Renaissance
Inspection and
Certification
Agency, Karachi



2 hired inspectors who declared the plant "safe"

Third-party endorsement doesn't always work.

Karachi plant received prestigious SAI (Social Accountability International) endorsement only a month before it burned.

NGO endorsement is itself subject to supply chain problems.

Relationships can also convey information about personal reputation.

This is key in relationship-based cultures.

Sohel Rana was a known corrupt political boss and

drug dealer.





- The West can also get its ethical house in order.
 - Hold apparel firms responsible for working conditions in supplier factories.
 - Volunteer agreements are ineffective.



"Seventy-five mainly European signatories guarantee to inspect clothing suppliers in Bangladesh... American firms are reportedly reluctant to join any industry accord that creates legally binding objectives."

--The Guardian, 8 July 2013.



Discussion

Questions? Comments?

