

PUBLIC SUMMARY SURVEILLANCE 3 AUDIT (2nd CYCLE) ON PENYUAN FOREST PLANTATION MANAGEMENT UNIT FOR FOREST MANAGEMENT CERTIFICATION

Certificate Number: FPMC-FP 00004 Date of First Certification: 18 October 2019 Audit Date: 17th - 19th January 2023 Date of Public Summary: 9th June 2023

Certification Body:

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EXECUTIVE SUMMARY

The Surveillance 3 Audit for forest management certification on Penyuan Forest Plantation Management Unit (FPMU) – LPF 0018 was conducted from 17^{th} – 19^{th} January 2023 (6 auditors' day). The Surveillance 2 Audit was conducted on 14-15 June 2021 with 8 auditors' day. This FPMU was managed by Shin Yang Forestry Sdn. Bhd.

This Surveillance 3 Audit was conducted on the overall forest management system and practices of the FPMU against the requirements of the Malaysian Criteria and Indicators for Forest Management Certification, MC&I Forest SFM, using the verifiers stipulated for Sarawak, Malaysia.

The audit was conducted with the full cooperation of the Penyuan FPMU by a two-member team and Mohd Annas Amin Hj Omar (Lead Auditor), and Mohd Razman Salim (Auditor).

The Penyuan FPMU only covers an area of 15,261 ha which is part of the 155,930 ha of LPF/0018. The forest area is situated approximately between Latitudes 02° 56.0'N to 03° 02.43' N and Longitudes 114° 10.0' E to 114° 25.61' E in the Belaga District, Kapit Division, Sarawak.

Based on the findings of this surveillance 3 audit, it was found that Penyuan FPMU had complied to with the requirements of the MC&I SFM. This surveillance 3 audit had resulted in the issuance of five (5) minor Non-Conformity Reports (NCRs). In addition, one (1) Oppurtunity for Improvements (OFIs) were raised.

This public summary contains the general information on the Penyuan FPMU, the findings of the surveillance 3 audit, NCRs raised as well as the decision on the continued certification of the FPMU.

1. INTRODUCTION

1.1 Name of FPMU

Penyuan Forest Plantation Management Unit

1.2 Contact Person and Address

Name: Tiong Sian Kiing

Designation: Administration Manager

Address: Lot 515, Jalan Datuk Edward Jeli, Piasau Industrial Estate, 98000 Miri, Sarawak

Phone #: 085 6566 99 ext. 648

Fax #: 085 655 311

E-mail: siankiing@shinyang.com.my

1.3 General Background on the Penyuan FPMU

Shin Yang Forestry Sdn Bhd has signed a Licensed Planted Forests LPF0018 with the Sarawak State Government on 19th November 1999 to establish and maintain a forest plantation in the LPF/0018 - Penyuan for a period of 60 years from 19th November 1999 to 18 November 2059.

The Forest Plantation Management Unit (FPMU) managed by Shin Yang Forestry covering an area of 15,261 ha, is part of LPF0018 which has a total extent of the 155,930 ha. The FPMU is located at latitudes approximately 02° 56.0'N to 03° 02.43' N and longitudes 114° 10.0' E to 114° 25.61' E in the Belaga District, Kapit Division, Sarawak. The certified area only covers Coupe AT1, AT2, AT3, AT4(I) and AT4(II). The area is also adjacent to Asap Resettlement which is about 49km northwest and Bakun HEP at 31km downstream from the southwest of the site.

The forest plantation was established beginning 2005 with mainly *Acacia mangium* and *Paraserianthes falcataria*. Subsequently fast-growing quality timber species such as *Neolamarckia cadamba* and *Eucalyptus spp.* were also planted but in smaller scale. Based on the Forest Management Plan, for sustainable management, a harvesting rotation of 10 years is applied to ensure efficient timber production.

A map of the FMU showing the significant features of the forest is attached in Attachment 1.

1.4 Date First Certified

18th October 2019

1.5 Location of the FPMU

Penyuan FPMU is approximately located between latitudes 02° 56.0'N to 03° 02.43' N and longitudes 114° 10.0' E to 114° 25.61' E.

1.6 Forest Management System

The Penyuan FPMU had followed the principles of sustainable forest plantation management and the requirements of the Licence Agreement of the State government. Forest Plantation Management Plan (FPMP) for LPF0018 Penyuan FPMU 1st January 2015 – 31st December 2024 Rev.007 dated November 2021 was presented during the audit.

1.7 Annual Allowable Cut/Annual Harvest under the Forest Management Plan

FPMU has finished harvesting operation at Coupe AT2 (July 2021 - Dec 2022). While harvesting operation in Coupe AT4(I) just started in January 2023. Planned cutting cycle (harvesting) and next replanting cycle for the FPMU was proposed at 10 years based on the calculated targeted volume harvested is 712.11 ha. Harvesting was done mainly for *Paraserienthes falcataria* (Batai) and *Acacia mangium* tree species.

1.8 Environmental and Socioeconomic Context

Environmental Impact Assessment (EIA) on the landscape level was conducted by EIA Consultant, JB Agriculture Management Services for Shin Yang Forest SB LPF/0018 in year 2000 and a report was produced and approved on 28th January 2000. Which includes, measures on ERT species protection, provision for biological corridors, animal wallows, riparian buffers, and various mitigation measures.

Harvesting procedures are in place and follows Reduced Impact Logging Guidelines. Harvesting operation in Coupe AT4(I) just started in January 2023.

Local communities' customary lands are outside of the FPMU, therefore, controlled by the communities themselves, and the area was not utilised by the FPMU. Since the community's land is located outside of the FPMU, directly or indirectly, the FPMU does not threaten or diminish, indigenous resources or tenure rights. The mechanism was established by the FPMU to resolve any conflicts and grievances between parties has been maintained as a guide shall any issues raised later as per SOP "Grievances Between Local Communities" (SYF/MC&I/P.09).

Traditional forest-related knowledge and practices of indigenous people were not used by the Penyuan FPMU. However, SOP titled "Grievances Between Local Communities" (SYF/MC&I/P.09) which serves as the mechanism for fair and equitable compensation for any commercial utilisation of traditional forest-related knowledge was established.

Qualified people in communities living near the forest plantation areas were given preference for employment and contract works.

2. AUDIT PROCESS

2.1 Audit Dates

17th -19th January 2023 (6 man-days)

2.2 Audit Team

Mohd. Annas Amin Hj.Omar (Lead Auditor) Mohd. Razman Salim (Forester)

The details on the experiences and qualifications of the audit team members are as in **Attachment 2**.

2.3 Standard Used

Malaysian Criteria and Indicators for Forest Plantation Management Certification [MC&I SFM)] using the verifiers stipulated for Sarawak.

2.4 Stakeholder Consultations

A one-month stakeholder consultation was conducted beginning December 2022 to solicit feedback from stakeholders on the compliance of the Penyuan FPMU against the requirements of the MC&I SFM. The comments by the stakeholders and responses by the audit team are shown in **Attachment 3.**

2.5 Audit Process

The audit was conducted primarily to evaluate the level of continued compliance of the Penyuan FPMU's current documentation and field practices in forest plantation management with the detailed of the standard of performances (SOPs) listed in the MC&I SFM, using the verifiers stipulated for Sarawak.

For each Indicator, the auditors had conducted either a documentation review, consultation with the relevant personnel of the FPMU, local community or stakeholders or field audit or a combination of

these methods. Depending on the compliance with the verifiers for a particular indicator, the auditors then decided on the degree of the FPMU's overall compliance with the indicator and decided whether or not to issue a major or minor NCR or an OFI which is defined as follows:

- (i) a major NCR is a non-compliance with the requirements of the MC&I SFM;
- (ii) a minor NCR is a deviation or a lapse in complying with the requirements of the MC&I SFM; and
- (iii) an OFI is a situation where the auditor has noted an area of concern on the capability of the forest management system to achieve conformance to the requirements of the MC&I SFM but without sufficient objective evidence to support a non-conformance.

Consultations were held with the Penan Community in Long Telepeh and Kenyah Community in Rh.Labang. The consultation was also conducted with workers.

The coverage of this surveillance 3 audit is as shown in the Surveillance 3 Audit Plan in **Attachment** 4

The Penyuan FPMU had sent a corrective action plan to the audit team to address minor NCRs which the audit team had reviewed and accepted. The audit team had prepared an interim surveillance 3 audit report and sent it to the Penyuan FPMU for comment. A second draft of this audit report which had incorporated the comments received from the Penyuan FPMU was then prepared.

The effectiveness of the corrective actions taken by the FPMU to address the Minor NCRs shall be verified by the audit team during the next surveillance audit.

3. SUMMARY OF AUDIT FINDINGS

Based on the findings of this surveillance 3 audit, it was found that the Penyuan FPMU had continued to manage the Penyuan FPMU in compliance with most of the requirements of the MC&I SFM. This surveillance 3 audit had resulted in the issuance of five (5) minor NCRs and one (1) OFI. The details on the NCRs raised are shown in **Attachment 5.**

The audit team had reviewed, accepted, and verified the corrective actions taken by the Penyuan FPMU to address the Minor NCR raised during this surveillance 3 audit. However, these corrective actions will be verified by the audit team during the next audit.

The audit team had also verified on the corrective actions taken by the Penyuan FPMU to address the three (3) Minor NCRs and three (3) OFI which were raised during the previous audit. The responses made by the audit team leader on these corrective actions and on the final status of the NCRs are as in **Attachment 6**.

On local community or peoples' rights, there were no local and indigenous community was present within (inside) the FPMU area as evidenced in the map titled "Fig 1.12 Map of Local Communities" in the FPMP. Local community land which are located outside of the certified FPMU area was not utilised by the FPMU. Dialog between the FPMU and local communities (Penan and Kenyah) was held through the "Mesyuarat Bersama Masyarakat Tempatan" as verified through the minutes for meetings. The mechanism established by the FPMU to resolve any conflicts and grievances between parties has been maintained.

About Criterion 6.10, there was no new conversion of the PRF to forest plantations or other nonforest land uses during the intervening period since the last audit. The forest plantation in the Penyuan FPMU has therefore remained the same at 15,261 ha.

As there was no major NCR raised during this surveillance 3 audit, the audit team had therefore recommended that the Certificate for Forest Plantation Management awarded to Penyuan FPMU be maintained.

The summary of the findings of the surveillance 3 audit on the Penyuan FPMU against the requirements of the MC&I SFM are as follows:

Principle	Strengths	Weaknesses	
Principle 1 Compliance With Laws and Principles	Master list of Laws, Regulation, Policy, International Agreement, Convention and Guidelines updated on 9 June 2022 was made available at the Seping base camp in meeting room, in particular those related to forest plantation management.	There were no negative findings ras in	
	Forest plantation manager was aware of the federal and state laws and regulatory framework.		
	There was no violation incurred by the FPMU which was verified through records and interviews with both Forest Department Sarawak.		
	Up to date list and documents of all legally prescribed fees, royalties, taxes, and other charges was available at the Penyuan LPF/0018 FPMU camp office.		
	The records of payments for annual license fee, annual rent, nursery and royalty for any forest produce taken out of the forest plantation are well kept.		
	Forest managers are aware of all binding international agreements relevant to forest management.		
	There was no conflict between laws, regulations and the Principles and Criteria occurred. FPMU is willing to participate in any process to resolve such conflicts if they occur in the future.		
	Shin Yang Forestry Sdn Bhd has signed an agreement with the Sarawak Government to manage the LPF0018 into a commercial forest plantation for a period of 60 years from 19 November 1999 to 18 November 2059.		
	Efforts were made to control encroachment, illegal harvesting, hunting, fishing and illegal settlement, and other unauthorized activities through the establishment of manned gated posts at the entrance of the FPMU.		
	The policy statement was also available in the website https://www.shinyang.com.my/products-services/tree-plantation/lpf0018-penyuan-estate.html.		

Principle	Strengths	Weaknesses		
Principle 2 Tenure and Use Rights and Responsibilities	There was no legal land claim by Penan communities on the FPMU areas based on the record and interview with villagers from Long Telepeh, Long Tengah 2 and Long Ketuat respectively which were visited during the audit.	There were no negative findings		
	Community Water catchment areas were marked and protected from any forest activities. The villagers had confirmed on the use rights on water catchment areas (known locally as 'Pulau Paip') within the FPMU area. Boundary marking of the Pulau Paip were verified by the auditor.			
	Appropriate mechanisms for resolving disputes over tenure claims and use rights were available through the SOP titled "Mechanism to resolve Conflicts and Grievances Between Local Communities" (SYF/MC&I/P.09).			
	Local communities had been consulted to assess the impact of FPMU operations (pre / on-going and post harvesting) on their livelihood and the findings were recorded in the form "Borang Pemantauan Impak Sosial Operasi Pengurusan Hutan(Sebelum/Semasa dan Selepas Operasi FPMU".			
Principle 3 Indigenous People's Rights	Local communities' customary lands are outside of the FPMU, hence, controlled by the communities themselves. FPIC or free, prior and informed consent from indigenous communities on their land was not an issue for Penyuan FPMU.	There were no negative findings		
	Since the indigenous land located outside the FPMU area, it does not threaten or diminish, indigenous resources or tenure rights.			
	Map showing locations of identified important cultural, ecological, economic or religious within the FPMU was available during the audit.			
	There was no issues or conflict with local communities on their special cultural, ecological, economic or religious significance to indigenous peoples that encroach by the FPMU during forest operations.			
	Traditional forest-related knowledge and practices of indigenous people were not used by the Penyuan FPMU. It was confirmed through interviews with communities of Long Telepeh, Long Tengah 2 and Uma Dulit Urun during the audit.			

Principle	Strengths	Weaknesses
Principle 4	Training programme for all workers titled	Certificate of fitness for two units
Community Relations and Worker's Rights	'Internal Training Schedule for Tree Plantation Division Year 2023' has been presented during the audit.	of air compressor at the workshop with DOSH registration no. SW PMT 9088 and SW PMT 9056 were expired on 3 February
	Logistic Officer (HQ) has been appointed to manage all scheduled waste from all LPFs.	2017. The FPMU has applied for renewal through DOSH MyKKP online system on 15 June 2021.
	Qualified people in communities living near the forest plantation areas were given preference for employment and contract works.	However, no notification or response from DOSH on the application.
	Records review and consultation with workers by the auditors has confirmed that no employment of illegal migrant workers, child labour and forced labour at Penyuan	Therefore, an OFI for Indicator 4.2.3 was raised. Verification of documents at
	FPMU. Occupational Safety & Health Policy (Rev. No.: 03) dated 17/04/2018 was maintained and displayed at the camp office, quarters,	Penyuan FPMU found the following: 1. No Employee Representative Committee /Employee representative
	workshop and canteen of the FPMU. Minutes of the Safety and Health meeting conducted on 20/03/2022, 30/6/2022, 25/9/2022 and 13/12/2022 presented and verified during audit. The meeting was chaired by plantation manager and attended by all representatives by each operation.	(elected by workers) available for the purpose of consultation between employees and management of Penyuan FPMU. 2. No employees representatives for gender, work and country categories elected by employees.
		Therefore, a Minor NCR MRS 01/2023 for Indicator 4.3.1 was raised.
		1.Long Telepeh, Long Ketuat, Long Tengah 2 and Uma Dikan Dulit Urun that affected by the forest activity in Coupe AT4(I) yet to be consulted before harvest (FPIC) on the harvesting area, protection area, user rights, and maps of significant important area (e.g.cultural, religious, burial sites, water intake point).
		2.Post-harvest assessment for Coupe AT2 with the affected local communities (e.g. Data Sengelang, Long Liten, Long Perah) yet to be conducted and records was not available during audit.
		3.The FPMU yet to inform the mechanisms to resolve conflicts and grievances to local

Principle	Strengths	Weaknesses
		communities Long Telepeh, Long Ketuat, Long Tengah 2 and Uma Dikan Dulit Urun as verified during consultation with auditor. i)Local community's Complaints/Disputes/Grievance Form ii)Borang Permohonan Bantuan Komuniti
		4.Circulation of vacant position memo to local communities was unofficially distributed through WhatsApp group of head of villages. The hardcopy of memo/circular was not distributed and display at the strategic location for public view such as at local community hall or head of village house Long Telepeh, Long Ketuat, Long Tengah 2 and Uma Dikan Dulit Urun.
		Therefore, a Minor NCR MRS02/2023 for Indicator 4.4.1 was raised.
Principle 5 Benefits From the Forest	The Annual Work Plan and Budget for year 2023 was presented and verified by the auditor. Investments and reinvestments have been made in forest plantation administration, research and development (R&D), monitoring, conservation, and social aspect in the budget.	The management guidelines on the climate positive practices such as green-house gas emission reduction was not available in the Forest Plantation Management Plan LPF/0018 Penyuan FPMU 1st January 2015 – 31st December 2024, Rev. 008 (January 2023).
	The main product to be extracted from the Penyuan LPF/0018 FPMU forest was logs. The wood from the plantations is to be utilized by mills owned by Shin Yang Sdn Bhd.	Therefore, a Minor NCR MRS03/2023 for Indicator 5.5.2 was raised.
	The harvesting processes were in accordance with RIL guidelines, Permit to Harvest Coupe (PHC), General harvesting plans, and Detail Harvesting Plan for Coupe AT4(I).	
	No minor forest produce has been extracted from the licensed FPMU area.	
	All trees with diameter of 10 cm and above would be harvested and transported to the mill. Large branches would also be used in the mill leaving only branches with diameters smaller than 10 cm as woody residues for soil improvement.	
	Training on techniques of reduced-impact logging was conducted as follows;	

Principle	Strengths	Weaknesses
	 SOP Tree felling - Chainsaw (Internal) – 27/1/2023 SOP Bulldozer (Internal) – 19/5/2022 SOP Cable Hauler (Internal) – 19/5/2022 SOP Hydraulic Excavator (Internal) – 23/6/2022 	
	Planned cutting cycle (harvesting) and next replanting cycle for the FPMU was proposed at 10 years based on the calculated targeted volume harvested is 712.11 ha.	
Principle 6 Environmental Impact	The EIA on the landscape level was conducted by EIA Consultant, JB Agriculture Management Services for Shin Yang Forest SB LPF/0018 in year 2000 and a report was produced and approved on 28th January 2000.	A review of the Forest Plantation Management Plan LPF/0018 Penyuan FPMU 1stJanuary 2015 - 31st December 2024, Rev. 008 (January 2023) found that the mitigation measures recommended by the
	The plantation management plan had implemented the forest management objectives, including natural forest conservation and restoration.	Environmental Consultant as contained in the EIA Report (serial number 1419) on issue "" Hydrological Management Aspect" was not incorporated into
	There were guidelines to establish representative conservation and protection areas such as buffer zone along the common boundary. Guidelines for identifying and protecting endangered, rare and threatened species of flora and fauna, were available in "Conservation of Genetic, Species and Ecosystem Diversity" (SYF/MC&I/P.11).	the forest management plan. Therefore, a Minor NCR ANS 01/2023 for Indicator 6.1.3 was raised.
	Cooperation between forest plantation managers, and conservation organizations and regulatory authorities in implementing conservation and management activities has been established and verified by auditors during the audit.	
	The FPMU has control illegal hunting, fishing and collecting activities by displaying posters of protected and totally protected species at strategic places, controlling access to the PFMU, prohibiting inappropriate activities and conducting regular monitoring.	
	There were guidelines to demarcate and protect natural forest and measures to enhance natural regeneration.	
	A large part of the FPMU has been set aside as protected areas. The plantation areas will be managed under clear cut and replanting silvicultural system.	
	The RIL guidelines SYF/MC&I/P.12 Reduced	

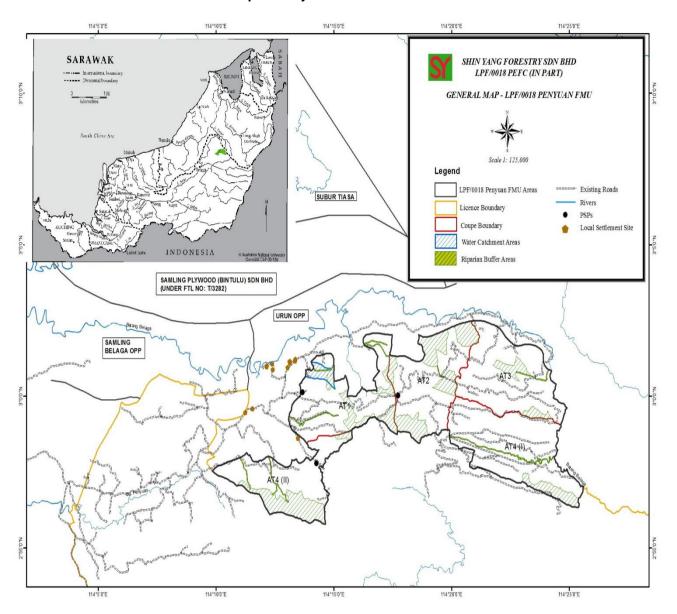
Principle	Strengths	Weaknesses
	Impact Logging (RIL) Harvesting Operation were adopted by the management of FPMU in harvesting operations. Inspection of harvesting operations in Coupe AT4(1) indicated that the guidelines on RIL and road construction are being implemented.	
	Fire prevention and control plan titled 'Forest Fire Management Plan for LPF0018' made available and implemented by Penyuan FPMU.	
	The SOPs on handling of chemicals, scheduled wastes and chemicals hazardous to health were still being followed. Interview with forest workers found that, they were aware of the safety procedures on Chemical Handling and the use of appropriate PPEs when handling chemicals.	
	Biological control agents have not been used in the FPMU management.	
	Records and documentation on growth characteristic, performance and management of planted species in the PSPs were available from the "Permanent Sample Plot (PSP) Summary data".	
	There was no conversion of severely degraded forests to forest plantations as verified during this audit.	
Principle 7 Management Plan	The latest revised FPMP Forest Plantation Management Plan for LPF0018 Penyuan FPMU 1st January 2015 – 31st December 2024 Rev.008 approve by Shin Yang CEO on 5 January 2023, was presented during the audit. The management plan and supporting documents had met the requirement to include items from (a) to (j).	There were no negative findings
	Periodic review as prescribed in the Forest Plantation Management Plan will be conducted when necessary if major policy change or updating of information in the FPMP.	
	Consultation with the forest plantation manager of Penyuan FPMU, found that they were aware of new scientific and technical information pertinent to the management of the planted area.	
	Organization Chart 2022 (Ref: SYFSB/SPTP/SDM/0C/2022/11) for Seping Tree Estate LPF 0018 was made available at the Seping Office notice board.	
	Records of training and certificates together with interview has confirmed all respective	

Principle	Strengths	Weaknesses
	personnel has been trained accordingly to their roles. Consultation with forest manager and forest workers indicated that they have undergone training periodically and were generally competent in their respective duties. A summary of the primary elements of the forest plantation management plan as prepared and implemented under Indicator 7.1.1 was made publicly available at https://www.shinyang.com.my/products-	
	services/tree-plantation/lpf0018-penyuan- estate.html.	
Principle 8 Monitoring and Assessment	The PSP have been established and demarcated clearly on the ground and signboards were erected. During this surveillance 3 audit, only 2 PSPs were available, where the other 3 PSPs have been harvested which located in Coupe AT1 and Coupe AT2. Penyuan LPF 0018 FPMU management has engaged Ecosol Consultancy Sdn Bhd to monitor Social and Environmental impacts of its forest plantation operations. The monitoring was conducted every three (3) months. The Environmental Monitoring Report (EMR) from Ecosol Consultancy Sdn Bhd concluded that Penyuan LPF 0018 FPMU had satisfied all Environmental and Social requirements in the EMR. The FPMU management had provided relevant documents for identifying all forest products leaving the planted area with their origin easily determined by using tagging system. Penyuan LPF 0018 FPMU managers had incorporated the results and findings of the monitoring activities into the revision of the FPMP - Forest Plantation Management Plan for LPF0018 Penyuan FPMU 2015 – 2024 Rev. 008 (January 2023). A summary of the results of monitoring indicators, including those listed in Criterion 8.2, was made publicly available; https://www.shinyang.com.my/products-services/tree-plantation/lpf0018-penyuan-estate.html	Review on Internal audit report that conducted on 26-28 November 2022 found the selection of auditor was biased due to the forest manager audit his own operation activity area. An OFI during previous surveillance audit was upgraded to Minor ANS02/2023.
Principle 9 Maintenance of	There was an assessment report on High Conservation Value Forest (HCVF) in the	There were no negative findings
High Conservation Value (HCV)	FPMU. A location map of all HCVF were included in the Forest Plantation Management Plan (FPMP).	

Principle	Strengths	Weaknesses
	The list of Stakeholders consulted by Penyuan LPF/0018 FPMU management on HCVF was verified by the auditor. The stakeholders consulted includes local communities, Government agencies and institutions of higher learning (including Universiti Putra Malaysia).	
	Assessment of HCV Jungle Palm at AT2 found the Jungle Palm is still intact. No evidence of any encroachment and disturbance to the area.	
	The protected HCV areas in the Penyuan LPF/0018 FPMU had been incorporated into the FPMP.	
	Monitoring Report (Senarai Semak Pemantauan Kawasan FPMU) Bahagian 4: Pemantauan Kawasan Perlindungan & HCV area) which was signed by Plantation Manager was verified. Monitoring was conducted on 21st December 2022 and photo evidence of field demarcation of buffer boundaries using blue paint was provided.	
	These HCVs measures have been made publicly available at; https://www.shinyang.com.my/products-services/tree-plantation/lpf0018-penyuan-estate.html	

Attachment 1

Map of Penyuan FPMU



Experiences and Qualifications of Audit Team Members

Names of Audit Team	Role	Qualification and Experience
Mohd Annas Amin bin Haji Omar	Lead Auditor/ Forester	Academic Qualification: Diploma In Forestry, UPM B. Sc. In Forestry, UPM
		Work Experience: Six Years as Assistant Forest Officer At Perak State Forestry Department From 2013-2018. Main Responsibility Is Assisting District Forest Officers In Administrative Work, Forest Development And Forest Operations.
		Conduct Forest Enforcement Team Activities Such As The Prevention Of Illegal Logging. Appointed As Raid Officer In Raid Eradicating Illegal Refinery In Kinta Manjung Forest District. Also Appointed As Investigation Officer In A Case Involved Ayer Chepam Forest Reserve And Cased Prosecuted In Court.
		Training / Research Areas: Attended And Pass The Following Training Programmes:
		 Auditor Training Course On MC&I Sustainable Forest Management 18/08/2020 - 18/08/2020 Smeta- Sedex Members Ethical Trade Audit (Awareness & Auditor Course) 20/10/2021 - 21/10/2021 MTCS Auditor Training Course 09/07/2018 - 12/07/2018ead Auditor Integrated Management Systems (Ims) Iso 9001, Iso 14001 & Ohsas 18001/Iso 45001 13/08/2018 - 18/08/2018 Coc Auditor Training 19/12/2018 - 20/12/2018 RSPO P&C 5-Day Lead Auditor Course 09/03/2020 - 13/03/2020 Training On Indigenous People 04/10/2021 - 04/10/2021 FMC Workshop 23/11/2021 - 24/11/2021 Audit Report Writing & NCR 25/06/2018 - 25/06/2018 MTCS Auditor Training Course 09/07/2018 - 12/07/2018 Lead Auditor Integrated Management Systems (Ims) Iso 9001, Iso 14001 & Ohsas 18001/Iso 45001 13/08/2018 - 18/08/2018 Coc Auditor Training 19/12/2018 - 20/12/2018 Cot Auditor Training 19/12/2018 - 20/12/2018 Culture Transformation Program 04/04/2019 - 04/04/2019 Workshop for MSPO SC 22/08/2019 - 22/08/2019 Calibration Workshop For Rspo Workshop P&C (Session 2) 28/01/2020
		• SIA Workshop 30/01/2020 - 30/01/2020 • Training EMS for FMC Auditor 12/02/2020 - 12/02/2020 • Training Ohsas For Fmc Auditor 11/02/2020 - 11/02/2020 • RSPO P&C 5-Day Lead Auditor Course 09/03/2020 - 13/03/2020 • ISO/lec 17021 12/06/2020 - 12/06/2020
		Principles Of Conformity Assesment 12/06/2020 - 12/06/2020
		• RSPO Pc Workshop 22/12/2020 - 23/12/2020
		• Training On Indigenous People 04/10/2021 - 04/10/2021
		• FMC Workshop 23/11/2021 - 24/11/2021
		Program Siri Bicara Integriti Bagi Anggota Kerja Kumpulan Sirim Dan Anak-Anak Syarikatnya 20.9 20/09/2021 - 20/09/2021

	T	
		• MSPO Workshop 2022 06/07/2022 - 07/07/2022
		• General Workshop For Mscd 29/08/2022 - 29/08/2022
		• Legal Awareness Osha Act 2020 30/08/2022 - 30/08/2022
		• RSPO P&C Calibration Workshop [Session - 2] 22/09/2022 - 22/09/2022
		• RSPO P&C Calibration Workshop (Session - 2)22/09/2022 - 22/09/2022
		• RSPO P&C 5-Day Lead Auditor Course 09/03/2020 - 09/03/2020
		• Training On Indigenous People 04/10/2021 - 04/10/2021
		• FMC Workshop 23/11/2021 - 23/11/2021
Mohd	Auditor/	Academic Qualification:
Razman bin Salim	Forester	B.Sc of Forestry (Forest Production), University Putra Malaysia.
		Work Experience: Five years experienced as Research Officer at the Forest Research Institute Malaysia (FRIM) since 2007 in a various area such as ecological research for lowland and hill dipterocarp forest, Geographic Information Systems, forest inventories, forest harvesting and forest management system (SMS). Participate in organizing committee member, division level activities and projects. Coordinate and collaborate a long term ecological plot and inventory data about 25 years at the Pasoh, Negeri Sembilan with Negeri Sembilan Forestry Department, universities (local & international) and NGOs. Published and presented research findings at the seminars and conferences. Currently as Auditor at the Food, Agriculture and Forestry Section (FAF), SIRIM QAS International Sdn Bhd, since 2013. Involved in conducting assessments on forest management certification [MC&I (Natural Forest)] & [MC&I (Plantations)], MYNI of RSPO P&C and other management systems on ISO 9001, 14001 and OHSA 18001 Training / Research Areas: Auditor Training Course on Malaysian Criteria and Indicators for Forest Management Certification [MC&I (Natural Forest)] & [MC&I (Plantations] organized by MTCC, 1-4 December 2013. EMS 14001: 2004 Lead Auditor Course organized by SIRIM Training Services Sdn Bhd, 18-22 March 2013. OHSAS 18001: 2007 Lead Auditor Course organized by SIRIM Training Services Sdn Bhd, 4-8 March 2013.

Comments Received from Stakeholders and Responses by Audit Team Leader

No.	Comments/Issues Raised	Response by Audit Team
1		No Response Received
2		
4.		

Surveillance 3 Audit Plan

		COVERAGE OF ASSESSMENT			
DAY	TIME	AUDIT TEAM LEADER (ANNAS)	AUDITOR 2 (RAZMAN)		
Monday (16 January 2023)	2.00 – 8.00 pm	Travel from KLIA (MH 2574 0855-1125) (KLIA-MIRI) to Penyuan FPMU base camp			
Day 1 Tuesday (17 January 2023)	8.00- 9.00am	 Opening Meeting with representatives of FPMU Briefing session by Forest Manager of the FPMU Evaluation of changes to the management of the FPMU Check on progress of planned activities aimed at enhancing the operation system to achieve improvement in overall performance Check on complaints and follow-up actions Verification of NCRs raised during the previous audit. 			
	9.00 am – 5.00pm	 Documentation and records review Principle 6 – Environmental Impact Principle 7 – Management Plan Principle 8 – Monitoring and Assessment Principle 9 – Maintenance of High Conservation Value Areas 	 Documentation and records review Principle 1 – Compliance with Laws Principle 2 – Tenure and Use Rights and Responsibilities Principle 3 – Indigenous Peoples' Right Principle 4 - Community Relations and Worker's Right Principle Principle 5 – Benefits from the forest 		
	5.00 – 5.30 pm	Review of Day 1 Findings by Audit Team	Leader		
Day 2 Wed (18 January 2022)	8.00 am – 5.00 pm	 Site visit: Harvesting area – AT4 (I) active area. AT 2- finish harvest Riparian-Sungai Ait Chain of Custody – Anding stumping License & Coupe boundary-AT1 between Urun Plantation HCV area. Jungle Palm-AT2 	Site visit to Penan local community: Long telepeh -water cathment AT1 (HCV) Site visit to Kenyah local community: Rh Labang • Nursery • Scheduled waste store • Workshop • Fire fighting equipment -Interview with workers		
		 Review of Day 2 Findings by Audit Tea 	ım Leader		
Day 3 Thursday (19 January 2022)	8.00 am – 5.00 pm	 Continue documentation review Audit team discussion and preparation of audit finding and reports Briefing to representatives of FMU on the findings of audit Closing meeting and presentation of findings of audit Travel from base camp to Miri Pullmen Hotel 			
20 January 2023		Travel from Miri to KLIA MYY-KUL 12.10 – 13.45 (MH2575)			

Details on NCRs and OFIs Raised During this Surveillance 3 Audit and Corrective Actions Taken (2023)

Indicator	Detail Non-conformances	Corrective Action Taken	Verification by Assessor
Minor NCR: MRS01/ 2023	Requirement: Indicator 4.3.1 - There shall be no restrictions for workers to freely organise into union of their own choice in accordance with ILO Convention No. 87 Finding: Employee Representative Committee /Employee representative for the purpose of consultation with Penyuan FPMU management not available. Objective evidence: Verification of documents at Penyuan FPMU found the following: 3. No Employee Representative Committee /Employee representative (elected by workers) available for the purpose of consultation between employees and management of Penyuan FPMU. 4. No employees representatives for gender, work and country categories elected by employees.	Result of investigation and determination of root cause: a memo that there is no objection for workers to establish a trade union on 01.01.2018, however, employees do not really understand the purpose of trade union. Correction and corrective action plan including completion date: FPMU will re-explain the purpose of trade unions and encourage them to form trade unions by April 2023	
Minor	Requirement: Indicator 4.4.1 – Forest managers shall evaluate, through consultations, social impact of forest	Result of investigation and determination of root cause:	Corrective action plan has been accepted by audit team on 3 March 2023
NCR: MRS02/	operations directly affecting communities, and the people and groups directly affected by the forest operations shall	i. The community development team miss to carry out the consultation before and after the	team on a Maich 2023

2023

have access to information on the results of the social impact evaluations.

Finding:

- 1. Affected local communities yet to brief on the forest activity before harvest.
- 2.Post-harvest assessment yet to be conducted with the affected local communities.
- 3.The FPMU yet to inform the mechanisms to resolve conflicts and grievances to local communities.
- 4.Records of circulation of vacant position was not distributed/displayed at strategic location for the nearby local communities

Objective evidence:

- 1.Long Telepeh, Long Ketuat, Long Tengah 2 and Uma Dikan Dulit Urun that affected by the forest activity in Coupe AT4(I) yet to be consulted before harvest (FPIC) on the harvesting area, protection area, user rights, and maps of significant important area (e.g.cultural, religious, burial sites, water intake point).
- 2.Post-harvest assessment for Coupe AT2 with the affected local communities (e.g. Data Sengelang, Long Liten, Long Perah) yet to be conducted and records was not available during audit.
- 3.The FPMU yet to inform the mechanisms to resolve conflicts and grievances to local communities Long Telepeh, Long Ketuat, Long Tengah 2 and Uma Dikan Dulit Urun as verified during consultation with auditor.

i)Local community's

harvesting operation to the said local communities.

- ii. The the mechanisms to resolve conflicts and grievances had been explained to the local community during the annual consultation, but apparently they are still not understand the mechanisms.
- iii. The estate in-charge not clear with the procedure of Mechanisms to Encourage Locals to be Employed.

Correction and corrective action plan including completion date:

Briefing on the social monitoring and procedure of Mechanisms to Encourage Locals to be Employed will be given to the community development team. The social impact monitoring before and post-harvesting for the said local communities will be carry out by April 2023.

Status:

Effectiveness of implementation will be verified during next audit.

	Complaints/Disputes/Grievance Form ii)Borang Permohonan Bantuan Komuniti 4. Circulation of vacant position memo to local communities was unofficially distributed through WhatsApp group of head of villages. The hardcopy of memo/circular was not distributed and display at the strategic location for public view such as at local community hall or head of village house Long Telepeh, Long Ketuat, Long Tengah 2 and Uma Dikan Dulit Urun		
Minor NCR MRS03/ 2023	Requirement: Indicator 5.5.2 — Implementation of management guidelines, where appropriate, to maintain and/or enhance the value of forest services and resources including climate positive practices such as green-house gas emission reduction. Finding: Management guidelines, where appropriate, to maintain and/or enhance the value of forest services and resources including climate positive practices such as green-house gas emission reduction was not available. Objective evidence: The management guidelines on the climate positive practices such as green-house gas emission reduction was not available in the Forest Plantation Management Plan LPF/0018 Penyuan FPMU 1st January 2015 — 31st December 2024, Rev. 008 (January 2023).	Result of investigation and determination of root cause: The document controller not comprehend the Indicator 5.5.2 of the standard. Correction and corrective action plan including completion date: The FPMU management will review the Forest Plantation Management Plan LPF/0018 Penyuan FPMU 1stJanuary 2015 – 31st December 2024, Rev. 008 (January 2023) and update the management guidelines on the climate positive practice into the FPMP by April 2023	Corrective action plan has been accepted by audit team on 3 March 2023 Status: Effectiveness of implementation will be verified during next audit.

Minor NCR ANS01/ 2023	Requirement: Indicator 6.1.3 - Forest management plans shall incorporate measures to mitigate the environmental impacts identified in the assessments. Finding: Measure to mitigate the environmental impacts identified in the assessment not incorporated in the Forest management plan.	Result of investigation and determination of root cause: The person in-charge not aware and miss to incorporate the Horological Management Aspect into the Forest Plantation Management Plan LPF/0018 Penyuan FPMU 1stJanuary 2015 – 31st December 2024, Rev. 008 (January 2023)	Corrective action plan has been accepted by audit team on 3 March 2023
	Objective evidence: A review of the Forest Plantation Management Plan LPF/0018 Penyuan FPMU 1stJanuary 2015 – 31st December 2024, Rev. 008 (January 2023) found that the mitigation measures recommended by the Environmental Consultant as contained in the EIA Report (serial number 1419) on issue ""Hydrological Management Aspect" was not incorporated into the forest management plan.	Correction and corrective action plan including completion date: The said mitigation will be updated into Management Plan LPF/0018 Penyuan FPMU 1stJanuary 2015 – 31st December 2024, Rev. 008 (January 2023) by March 2023.	Status: Effectiveness of implementation will be verified during next audit.
Minor NCR ANS02/ 2023	Requirement: Indicator 8.1.3 - Forest managers shall undertake annual internal audit and management review of forest management for continual improvement. The conduct of internal audit, management review and continual improvement is stipulated in APPENDIX A. Finding: The internal audit conducted was not in accordance to the requirements in APPENDIX A An OFI previous surveillance audit was upgraded to Minor ANS02/2023	Result of investigation and determination of root cause: The internal audit for the FPMU had been done by the estate in-charge himself as the the FPMU management miscomprehend the Internal Audit. Correction and corrective action plan including completion date: The Internal Audit Procedure will be revised and the procedure of selection of auditor will be more details to avoid misunderstanding by March 2023.	Corrective action plan has been accepted by audit team on 3 March 2023 Status: Effectiveness of implementation will be verified during next audit.

	Objective evidence: Review on Internal audit report that conducted on 26-28 November 2022 found the selection of auditor was biased due to the forest manager audit his own operation activity area.	
Indicator 4.2.3 OFI	Appropriate safety and operational equipment in good working condition, including operational procedures, shall be made available to forest workers in the work place. Certificate of fitness for two units of air compressor at the workshop with DOSH registration no. SW PMT 9088 and SW PMT 9056 were expired on 3 February 2017. The FPMU has applied for renewal through DOSH MyKKP online system on 15 June 2021. However, no notification or response from DOSH on the application.	Status: Effectiveness of implementation will be verified during next audit

Corrective Actions Taken and Final Status on NCRs and OFIs Raised During Previous Audit (2021)

Indicator	Specification Major/Minor/ OFI	Detail Non-conformances	Corrective Action Taken	Verification by Assessor
Indicator 4.4.1 NCR No.: ISMA 01/21	Minor	Requirement: Indicator 4.4.1 Forest managers shall evaluate, through consultations, social impact of forest operations directly affecting communities, and the people and groups directly affected by the forest operations shall have access to information on the results of the social impact evaluations Finding: Local communities interviewed has no access to information on the results of the social impact evaluations Objective evidence: 1) During SIRIM-Stakeholder's consultation & record verification with Long Tengah 1, Long Tengah 2 and Long Ai, it was confirmed they were not aware on the access to information on the results of the social impact evaluations. 2) No records that the results of the social impact evaluations had been distributed to local communities.	Root cause: The SIA has been done and presented by the FPMU team to the local community but miss to provide a copy of the SIA result to the said local community. Corrective action plan: The FPMU will provide Summary of the SIA result to the relevant local communities by January 2022	From consultation session with local communities of Long Telepeh, Long Tengah 2, and Long Ketuat that affected that affected by forest operation in Coupe AT2, they are aware on the results of the social impact evaluations. Results of the social impact evaluations had been distributed to local communities during awareness briefing and meeting on 12 January 2023 that attended by head of villages and local communities representative from Tuai Rumah Long Tengah 2, Long Ketuat, Long Balau, Long Telepeh, Uma Dikan Urun, Uma Badeng Apau, Uma Besie, Data Sengelang and Long Aie. Therefore, previous Minor NCR ISMA 1 2021 that raised against Indicator 4.4.1 was satisfactorily closed. Status:Closed

Indicator Minor Requirement Indicator 4.5.2 Root cause: Grievances raised by the local community head from Long Telepeh Appropriate mechanisms are The Liason Committee Document 4.5.2 employed to expeditiously resolve Controller (LCDC) miss to fill the had been handled accordingly as grievances, and provide fair and Complaint/Grievance form SYF/MC&I/P.09 per NCR No.: equitable compensation for any loss or "Mechanism to Resolve Conflicts **ISMA** damage affecting Corrective action plan: and Grievances between Local local communities' legal or customary rights, 02/21 The LCDC will fill the complaint/ Communities" Rev 4 property. resources. or their Grievance form on behalf of the 25/09/2019. Verified the complaint livelihoods. complainant, and the person in-charge will 'Local caused by forest form investigate the grievances. The FPMU will /Disputes/Grievance operations. Complaints notify the Investigation result and action Form' from head of village Long undertaken to the complainant by March **Finding:** Grievances from Heads of Telepeh dated 23/9/2021. The issue local communities had not been 2022. was raised from the Minit Mesvuarat handled accordingly as Bersama Masyarakat Tempatan per SYF/MC&I/P.09 dated 23/9/2021 on the allowance Mechanism to Resolve Conflicts and Grievances of head of villages and planting between Local Communities Rev 4 commission. Action taken by the SOP dated 25/09/2019 and the latest FPMU on 26/3/2022 as agreed by revision of this procedure Rev 5 dated the head of village were (1) 18/06/2021 allowance of head of village was reduced about 30 % for 6 months (Jan2022 - June 2022) and (2) No Objective evidence: The Minit Mesyuarat Bersama allowance will be given on the Tempatan harvested trees but replaced with Masyarakat dated 23/9/2021 confirmed the meeting Christmas gift annually (RM1,600). between Shin Yang Penyuan and Therefore, previous Minor NCR Ketua Kampong of local communities. ISMA02/2021 which raised against However, grievances raised by the Indicator 4.5.2 was satisfactorily local community Heads had not been closed. handled accordingly as SYF/MC&I/P.09 SOP: "Mechanism to Status: Closed Resolve Conflicts and Grievances between Local Communities" Rev 4 dated 25/09/2019 with the following activities in the mechanism not followed: Committee Document a. Liason

Controller

completed

(LCDC)

had

not

the

dated

Community's

Indicator 7.1.1 NCR No.: MRS 01 2021	Minor	Complaint/Grievance form on behalf of the complainant b. Investigation by the Liason Committee Document Controller (LCDC) and meeting with the complainant had not been conducted c. Inform the complainant about action identified and undertaken Requirement: Indicator 7.1.1 - Availability and implementation of forest management plan including consideration of risks and opportunities concerning compliance with the requirements of the standard. Finding: The FPMP did not comply with the MC&I SFM requirements. Objective evidence: The FPMP 2015-2024 Rev. 007 did not include these requirements: (i) Management policy still referring to MC&I Forest Plantation.v2 standard (ii) Update the results of SIA (iii) Description of stakeholder's consultation (Consultation process and results) (iv) Risk and opportunities (R&D, market, disease, turnover, etc.)	Root cause: The document controller not fully aware of the SFM standard. Corrective action plan: The FPMP will be revise by March 2022.	During this surveillance audit, The FPMP 2015-2024 Rev. 008 did was include these requirements: (i) Management policy was referring to MC& I Sustainable Forest Management standard, page 19 (ii) Update the results of SIA page 67 (iii) Description of stakeholder's consultation (Consultation process and results) page 82 (iv) Risk and opportunities, page 85-87 Thus, a Minor NCR MRS 01 2021 for Indicator 7.1.1 was satisfactorily closed. Status:Closed
Indicator 4.3.3	OFI #1	The right of workers to employment benefits and social protection is assured under applicable law and/or regulations	Not required for corrective action plan.	The employment contract for the sampled workers (1) Andi Julkarnain, (2) Jamadi, (3) Tumin, and (4) Halidi Tabiie paid by 'piece

		Future employment contract for workers paid by 'piece rate' system of remuneration should include the term "to meet Minimum daily wage rate of RM42.31 per day' to comply with Sarawak Labour Ordinance [Cap.76(1958 Ed.)] and Minimum Wages Order 2020.		rate' system of remuneration. Penyuan FPMU has included the term "to meet Minimum daily wage rate of RM57.69 per day' to comply with Sarawak Labour Ordinance [Cap.76(1958 Ed.)] and Minimum Wages Order 2022. Therefore, previous OFI#1 raised against Indicator 4.3.3 was satisfactorily closed.
Indicator 6.6.3	OFI#2	Forest workers shall be aware of and comply with the procedures on the use of approved chemicals in the forest. I. No roof cover for chemical mixing area. II. Cement floor of the chemical mixing area should be extended and fully concrete. III. Drainage to contain excess chemical from chemical mixing area was not suitable (unsuitable design).	Not required for corrective action plan.	Site inspection at Seping nursery found that i. chemical mixing area have cover by the roof. ii. Cement floor of the chemical mixing area have extended and fully concrete. iii. Proper Drainage to contain excess chemical from chemical mixing area was built. Thus an OFI #2 for Indicator 6.6.3 was satisfactorily closed
Indicator 8.1.3	OFI #3	Forest managers shall undertake annual internal audit and management review of forest management for continual improvement. The conduct of internal audit, management review and	Not required for corrective action plan.	During this surveillance audit, review on Internal audit report that conducted on 26-28 November 2022 found the selection of auditor

continual improvement is stipulated in APPENDIX A.	was biased due to the forest manager audit his own operation activity area.
The procedure for Internal Audit could improve to include these requirements: (i) Selection of auditors and ensure impartiality. (ii) Template of internal audit plan, audit checklist, NCR/OFI form) could be added in the procedure	Status: Therefore, an OFI previous surveillance audit was upgraded to Minor ANS02/2023.

End Of Report