

## Public Notification Letter

### FSC® Chain of Custody Controlled Wood Stakeholder Consultation

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To: Interested Parties

From: SCS Global Services

Consultation period: 8/16/19–9/27/19

Re: Notification of intent to audit **MKS Renewable Energy Co., Ltd.** against FSC Chain of Custody Controlled Wood standard FSC-STD-40-005 V3-1

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The Forest Stewardship Council® (FSC) requires that a certification body conducting an audit of a certified organization or applicant must consult stakeholders whenever the audit includes intent to source and use uncertified material in an FSC Chain of Custody (CoC) program according to the requirements in FSC-STD-40-005 V3-1 “Requirements for Sourcing FSC Controlled Wood”. Therefore, SCS Global Services (SCS) is seeking input from interested and directly affected stakeholders regarding the relevance, effectiveness, and/or adequacy of **MKS Renewable Energy Co., Ltd.** Due Diligence System (DDS).

An explanation of ‘FSC Controlled Wood’, as well as a copy of FSC-STD-40-005 V3-1, is available here: <https://ic.fsc.org/en/certification/types-of-certification/controlled-wood-02> ; a copy of this standard is also available from SCS upon request.

Due Diligence Systems are required for certified organizations in order to avoid the sourcing and use of material originating from unacceptable sources in their FSC CoC program.

Directly affected stakeholders include any person, group of persons, or entity that is, with high probability, subject to the effects of the activities related to an organization’s controlled wood sourcing program, including the activities of their suppliers and sub-suppliers, as well as those who influence risk identified through the organization’s Due Diligence System.

***This letter serves as SCS’ invitation to directly affected stakeholders to participate in our consultation process. This letter also serves as SCS’ public notification for any interested stakeholders, who are also invited to participate in the consultation process. Participation in this stakeholder consultation process is voluntary; stakeholders are not required to submit comments.***

#### **Scope of audit and audit details:**

The audit will assess the conformity of the organization’s controlled wood program – including Risk Assessment(s) and DDS – according to the certification requirements as per FSC-STD-40-005 V3-1.

The company’s DDS Public Summary and Risk Assessment (excluding confidential information), as well as any other information or documents deemed relevant for the purpose of this stakeholder consultation, are included as appendices to this letter—see below. For a list of the information that is required to be publically available for stakeholder consultation by SCS, see FSC-STD-40-005 V3-1, Section 6.

**Additional certificate holder information:**

**Options for participation and provision of comments:**

Please submit written comments and evidence (where appropriate) by mail, FAX or email to SCS:

SCS Global Services  
Att'n: Joseph Kochanski, Chain of Custody Certification Services  
2000 Powell Street, Suite 600  
Emeryville, CA 94608

Fax: 510-452-6882

Email: [CWStakeholder@SCSGlobalServices.com](mailto:CWStakeholder@SCSGlobalServices.com)

A summary of the stakeholder consultation and comments received will be made publically available on the FSC certificate database, as per FSC-STD-20-011 V4-0. Verbatim comments will only be published with prior consent from the stakeholder and will not be associated with stakeholder names.

Note that, while SCS is required to evaluate all information and comments objectively, SCS certification decisions are affected by stakeholder comments only insofar as the comments provide evidence of conformity or nonconformity to the applicable requirements.

Within 30 days of making our certification decision, SCS will respond to all stakeholders who provided comments to explain how their comments were taken into account.

More information about FSC and SCS can be found on our respective websites: [www.fsc.org](http://www.fsc.org) and [www.scsglobalservices.com](http://www.scsglobalservices.com).

## Publicly Available Information for FSC Controlled Wood Certificate Holders

### INSTRUCTIONS

FSC® requires that organizations track their controlled material and publish specific findings. This form helps you meet the requirements in Section 6 of FSC-STD-40-005 V3-1 “Publicly Available Information”.<sup>1</sup>

<b>Organization Name</b>	MKS Renewable Energy Company Limited
<b>FSC COC Certificate Number</b>	FSC-C134122 (Terminated)
<b>Name of Authorized Representative (Contact information for person or position responsible for addressing complaints)</b>	Mr. Kittisak Weelmek; Material & Purchasing Director 689 Bhiraj Tower, Emquartier 23rd floor Room No.2301 Sukhumvit Road Bangkok 10110 Thailand Tel.: +66 81 735 3717
<b>Procedure for filing complaints</b> <i>Note: for further details on complaints procedure, see section 7 in FSC-STD-40-005 V3-1</i>	MKS Renewable Energy Company Limited develops and implements a document procedure to handle comments and complaints from stakeholders that are related to DDS. The procedure include mechanisms for: a) Acknowledging receipt of complaints; b) Informing stakeholders of the complaint procedure, and providing an initial response to complainants within a time period of two (2) weeks; c) Forwarding complaints related to risk designations in the relevant FSC risk assessment to the responsible body (for an NRA, as indicated in the NRA, for the CNRA, FSC); d) Conducting a preliminary assessment for determining whether evidence provided in a complaint is or is not substantial, by assessing the evidence provided against the risk of using material from unacceptable sources; e) Dialogue with complainants that aims to solve complaints assessed as substantial before further actions are taken; f) Forwarding substantial complaints to the certification body and relevant FSC National Office for the supply area within two (2) weeks of receipt of the complaint.

<sup>1</sup> This document is meant as guidance only, utilization of templates and guidance documents is no guarantee of conformity with FSC requirements. It is your organization’s responsibility to conform to relevant FSC requirements.

	<p>Information on the steps to be taken by the organization in order to resolve the complaint, as well as how a precautionary approach will be used shall be included with the complaint;</p> <p>g) Employing a precautionary approach towards the continued sourcing of the relevant material while a complaint is pending;</p> <p>h) Implementing a verification process (e.g. field verification and/or desk verification) for a complaint assessed as substantial by the organization, within two (2) months of their receipt;</p> <p>i) Determining the corrective action to be taken by suppliers and the means to enforce its implementation by a supplier if a complaint has been assessed and verified as substantial. If a corrective action cannot be determined and/or enforced, the relevant material and/or suppliers shall be excluded by the organization;</p> <p>j) Verifying whether corrective action has been taken by suppliers and whether it is effective;</p> <p>k) Excluding the relevant material and suppliers if no corrective action is taken;</p> <p>l) Informing the complainant, the certification body, and the relevant FSC National Office of the results of the complaint and any actions taken towards its resolution, and for maintaining copies of relevant correspondence; and</p> <p>m) Recording and filing all complaints received and actions taken.</p>
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## Risk Assessment Summary

In the case that there are multiple risk assessments, copy and paste this table below for each assessment.

<b>Description of Supply Area</b>	Southern region of Thailand 14 provinces: 1. Chumphon 2. Ranong 3. Surat Thani 4. Nakhon Si Thammarat 5. Phangnga 6. Krabi 7. Phatthalung 8. Trang 9. Songkhla 10. Satun 11. Phuket 12. Pattani 13. Narathiwat 14. Yala
<b>Applicable FSC Risk Assessment</b>	Centralized National Risk Assessment (CNRA)  <input type="checkbox"/> n/a, no FSC Risk Assessment currently available for supply area

**Submit applicable risk assessment (excluding confidential information) in a separate document**

<b>Risk Designations Summary</b> For any category not rated as “Low” please fill in control measures by risk assessment indicator	<b>Sub-category</b>
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In order to select a checkbox, “double-click” on the box, and select default value as “checked”.

<b>Overall Risk Designation for the Supply Area</b>	<input checked="" type="checkbox"/> Un/specified (see below for unspecified risk designations) <input type="checkbox"/> Low																																																									
<b>1. Illegally harvested wood</b> Overall Risk Designation: <input checked="" type="checkbox"/> Unspecified <input type="checkbox"/> Low Control Measures per indicator (if applicable) Attached document	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%;">1.1</td> <td style="width: 55%;"><input checked="" type="checkbox"/> Un/specified <input type="checkbox"/> Low</td> <td style="width: 40%;"></td> </tr> <tr> <td>1.2</td> <td><input type="checkbox"/> Un/specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.3</td> <td><input type="checkbox"/> Un/specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.4</td> <td><input type="checkbox"/> Un/specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.5</td> <td><input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.6</td> <td><input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.7</td> <td><input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.8</td> <td><input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.9</td> <td><input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.10</td> <td><input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.11</td> <td><input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.12</td> <td><input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.13</td> <td><input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.14</td> <td><input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.15</td> <td><input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.16</td> <td><input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.17</td> <td><input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.18</td> <td><input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</td> <td></td> </tr> <tr> <td>1.19</td> <td><input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low</td> <td></td> </tr> </table>	1.1	<input checked="" type="checkbox"/> Un/specified <input type="checkbox"/> Low		1.2	<input type="checkbox"/> Un/specified <input checked="" type="checkbox"/> Low		1.3	<input type="checkbox"/> Un/specified <input checked="" type="checkbox"/> Low		1.4	<input type="checkbox"/> Un/specified <input checked="" type="checkbox"/> Low		1.5	<input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low		1.6	<input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low		1.7	<input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low		1.8	<input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low		1.9	<input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low		1.10	<input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low		1.11	<input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low		1.12	<input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low		1.13	<input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low		1.14	<input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low		1.15	<input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low		1.16	<input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low		1.17	<input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low		1.18	<input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low		1.19	<input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low	
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<p><i>*Indicator 1.5 to 1.21 only applicable when using FSC (Centralized) National Risk Assessments</i></p>	<p>1.20 <input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low          1.21 <input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</p>
<p><b>2. Wood harvested in violation of traditional and human rights</b>          Overall Risk Designation: <input checked="" type="checkbox"/> Unspecified <input type="checkbox"/> Low          Control Measures per indicator (if applicable)</p> <p><i>*Indicator 2.4 and 2.5 only applicable when using Company Risk Assessment</i></p>	<p>2.1 <input type="checkbox"/> Un/specified <input checked="" type="checkbox"/> Low          2.2 <input checked="" type="checkbox"/> Un/specified <input type="checkbox"/> Low          2.3 <input checked="" type="checkbox"/> Un/specified <input type="checkbox"/> Low          2.4 <input type="checkbox"/> Unspecified <input type="checkbox"/> Low          2.5 <input type="checkbox"/> Unspecified <input type="checkbox"/> Low</p>
<p><b>3. Wood harvested from forests in which high conservation values are threatened by management activities</b>          Overall Risk Designation: <input checked="" type="checkbox"/> Unspecified <input type="checkbox"/> Low          Control Measures per indicator (if applicable)          Attached document</p> <p><i>*Indicator 3.0 and 3.3 to 3.6 only applicable when using FSC (Centralized) National Risk Assessments</i></p>	<p>3.0 <input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low          3.1 <input checked="" type="checkbox"/> Un/specified <input type="checkbox"/> Low          3.2 <input checked="" type="checkbox"/> Un/specified <input type="checkbox"/> Low          3.3 <input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low          3.4 <input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low          3.5 <input checked="" type="checkbox"/> Specified <input type="checkbox"/> Low          3.6 <input type="checkbox"/> Specified <input checked="" type="checkbox"/> Low</p>
<p><b>4. Wood harvested from areas being converted from forests and other wooded ecosystems to plantations or non-forest uses</b>          Control Measures (if applicable)          Attached document</p>	<p>4.1 <input checked="" type="checkbox"/> Un/Specified <input type="checkbox"/> Low</p>
<p><b>5. Wood harvested from forests in which genetically modified trees are planted</b>          Control Measures (if applicable)</p>	<p>5.1 <input type="checkbox"/> Un/Specified <input checked="" type="checkbox"/> Low</p>

Stakeholder Consultation Summary	
<p style="text-align: center;"><b>Summary of the consultation process(es) performed according to Annex B of FSC-STD-40-005 V3-1</b></p>	<p><i>For formal stakeholder consultation processes, the company conducted from each group by interview since July 1st, 2019. A random sample of stakeholder was conducted from each interest group. A questionnaire was hand delivered to each stakeholder. The questionnaire focused on the 5 specific topics that FSC is concerned with (legality, traditional and human rights, HCVs, forest conversion and genetically modified trees). It also contained a section where people could indicate any other concerns. Some suppliers (forest owners/community members) have been visited and interviewed in person, as other means of contact (e.g. by phone, postal or e-mail) was also always available and this was the most culturally appropriate was of contacting them. In questionnaire were interviews to a cross section of interested stakeholders. The staffs were visiting and interview stakeholders.</i></p> <p><input type="checkbox"/> N/A No stakeholder consultation conducted</p>
Expert Engagement Summary	
<input checked="" type="checkbox"/> N/A No expert engagement conducted	
<p style="text-align: center;"><b>Information on the engagement of one or more experts in the development of control measures in accordance with Annex C of FSC-STD-40-005 V3-1</b></p> <p style="text-align: center;"><i>Note: For individual experts this includes the names of the experts, their qualifications, their license/registration number (if applicable), and the scope of their services. For publically available expertise, the specific sources of information shall be cited.</i></p>	

## Summary of Field Verification (undertaken as a control measure)

N/A No field verifications conducted as control measures

**A summary of the organization's findings from field verification undertaken as a control measure, and steps taken by the organization to address identified non conformities where they occurred, unless confidential. The organization shall provide a justification for the exclusion of confidential information.**

*Note: The confidential nature of the information may be determined by the legislation that the organization must be in compliance with. Commercially sensitive information, and the names of individual landholders may be treated as confidential.*

*From the field verification undertaken as a control measure, the company found that the suppliers could present all the documents that company asked them to do as the control measure for example farmer's land certificate, farmer ID, location map of plantation, etc. However, there was the control measure such as health and safety of the harvesting team that they did the incomplete recommended control measures. They used the incomplete PPEs so the company did the risk assessment followed the scale, intensity, and risk and found that some tasks were not necessary to wear the full PPEs. They used the result of risk assessment to implement the use of PPEs in each job for the safety of workers.*