

## Particulars

### About Your Organisation

#### 1.1 Member Name

Ferrero Trading Lux S.A.

#### 1.2 Membership Number

4-0006-05-000-00

#### 1.3 Membership Sector

Consumer Goods Manufacturers

#### 1.4 Membership Category

Ordinary

#### 1.5 Country

Luxembourg

### 2.0 Does your company or organisation produce, process, consume or sell any palm oil or any products containing derivatives of palm oil?

Yes

### 2.1 Please select all description(s) that describe the palm oil-related activities of your company or organisation. Multiple selections are allowed, and not limited to the primary sector of the member's RSPO membership. You will be required to complete the relevant ACOP section based on your selection(s).

- I own and operate oil palm estate(s) and/or palm oil mill(s)
- I represent a palm oil Independent Smallholder farmer Group
- I own and operate independent palm oil mills
- I own and operate independent palm kernel crushing plants - Processors and/or Traders
- I trade or broker palm oil, palm kernel oil or related products - Processors and/or Traders
- I am a refiner of palm oil or palm kernel oil - Processors and/or Traders
- I am a processor of intermediate (B2B) palm oil, palm kernel oil or related fractions/derivatives - Processors and/or Traders
- I am a B2B distributor or wholesaler of palm oil, palm kernel oil or related products - Processors and/or Traders
- I manufacture final consumer (B2C) products containing palm oil, palm kernel oil or related products. This includes products manufactured by 3rd party contractors - Consumer Goods Manufacturers
- I retail final consumer (B2C) products containing palm oil, palm kernel oil or related products - Retailers
- I operate food retail outlets that use palm oil, palm kernel oil or related products - Retailers
- I am a conservation and environmental NGO supporting the sustainable development of the palm oil industry
- I am a social and human development NGO supporting the sustainable development of the palm oil industry

## Consumer Goods Manufacturers

### 1. Operational Profile

#### 1.1 Please state your company's main activity within the palm oil supply chain.

- Food Good Manufacturer - own brand
- Food Good Manufacturer - third-party brand
- Home & Personal Care Good Manufacturer - own brand
- Home & Personal Care Good Manufacturer - third-party brand
- Ingredient Manufacturers
- Biofuels
- Other

Other

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## 2. Palm Oil and Certified Sustainable Palm Oil Consumption

*Information in Section 2.0 - Palm Oil and Certified Sustainable Palm Oil Consumption - is a mandatory declaration in your ACOP. This includes volume data on palm oil, palm kernel oil and related products consumed, to enable the RSPO to accurately calculate uptake of individual members, sectors and RSPO members as a whole. ACOP reports without reported volume data will be considered as incomplete and will not be accepted. Incomplete ACOP reports may lead to suspension or termination of RSPO membership.*

**2.1 Please list down all operations and subsidiaries using palm oil, palm kernel oil and related products that are owned and/or managed by the member, including those under Group Membership**

Include Ferrero, Thornton's, Fannie May, the brands that were part of Nestle's chocolate business in the United States (e.g. Crunch, Butterfinger, Baby Ruth, Raisinets, Goobers, SnoCups, Chunky and 100 Grand), ICFC, Eat Natural

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**2.1.1 In which markets does your company sell goods with palm oil and oil palm products?**

Europe °,North America °,China,India,Malaysia,Indonesia,Africa °,Latin America °,Rest of the World °

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**DL.2.0 In order to facilitate ease of reporting and transparency, RSPO members operating within the palm oil demand supply chain can now choose to report palm oil and palm oil product volumes on:**

an aggregate level (as in previous ACOP reporting cycles)

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**2.2 Total volume of uncertified and certified palm oil, palm kernel oil and related products purchased for use in your company's own-brand and third-party brand products**

Description	Tonnes
Total volume of crude palm oil (tonnes)	0.00
Total volume of crude palm kernel oil (tonnes)	0.00
Total volume of palm kernel expeller (tonnes)	0.00
Total volume of crude palm oil/palm kernel oil-based derivatives and fractions (tonnes)	240539.00
Total	240539.00

**2.2.1 Please estimate the percentage of derivatives and fractions (reported in Question CG.2.2) derived from palm oil or from palm kernel oil. The default split for volumes is assumed to be 80% palm oil-based derivatives and 20% palm kernel oil-based derivatives.**

Description	Percentage
Palm oil-based derivatives and fractions	99
Palm kernel oil-based derivatives and fractions	1

**2.3 Please estimate the regional distribution of your company's uncertified and certified palm oil, palm kernel oil and related products sales (as declared in Question 2.2) in the following countries/regions.**

Countries/Regions	Percentage
Europe	70
North America	15
Malaysia	1
Indonesia	1
China	1
India	1
Latin America	6
Africa	1
Rest of World	4

**2.4 Volume of RSPO-certified palm oil, palm kernel oil and related products purchased for use in your company's own-brand and third-party brand products in the year:**

<b>Description</b>	<b>Crude/Refined Palm Oil (CSPO)</b>	<b>Crude/Refined Palm Kernel Oil (CSPKO)</b>	<b>Palm Kernel Expeller (CSPKE)</b>	<b>Certified Derivatives and Fractions</b>
RSPO Credits from Mill / Crusher	0.00	0.00	0.00	0.00
RSPO Credits from Independent Smallholder	0.00	0.00	0.00	0.00
Mass Balance (MB)	0.00	0.00	0.00	0.00
Segregated (SG)	0.00	0.00	0.00	239849.00
Identity Preserved (IP)	0.00	0.00	0.00	0.00
<b>Total</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>239849.00</b>

**2.4.1 Please estimate the percentage of RSPO-certified derivatives and fractions (reported in Question CG.2.4) derived from RSPO-certified palm oil or from RSPO-certified palm kernel oil. The default split for volumes is assumed to be 80% palm oil-based derivatives and 20% palm kernel oil-based**

<b>Description</b>	<b>Percentage</b>
Certified Palm oil-based derivatives and fractions	99
Certified Palm kernel oil-based derivatives and fractions	1

**2.5 According to the volume information you have provided in Question 2.2 and Question 2.4, your company's certified palm oil and palm oil products uptake is:**

99.71%

**2.5.1 Please provide additional information on your certified palm oil, palm kernel oil and related products uptake. This may include your usage of RSPO Credits to cover gaps in certified uptake, changes due to business environment, variations due to stock positions or efforts to support independent smallholders beyond volume commitments.**

By end 2022, Ferrero's, Thorntons, ICFC & brands that were part of Nestle's chocolate business in the United States – not including other acquired products – are 100% RSPO SG certified sustainable palm oil. (Brands that were part of Nestle's chocolate business in the United States is 100% RSPO SG as of second semester 2022)

We are currently working to extend our commitment to source only sustainable palm oil that is 100% RSPO Segregated certified to the other acquired products that have joined the Ferrero extended family in the past few years.

**2.6 Please estimate the regional sales volume distribution of your company's RSPO certified palm oil, palm kernel oil and related products (as declared in Question 2.4) in the following countries/regions:**

<b>Countries/Regions</b>	<b>Percentage</b>
Europe	70
North America	15
Malaysia	1
Indonesia	1
China	1
India	1
Latin America	6
Africa	1
Rest of World	4

**3. TimeBound Plan****3.1 Which year did your company achieve (or expects to achieve) the RSPO supply chain certification?**

2012

**3.2 Which year did your company begin (or expects to begin) using RSPO-certified sustainable palm oil and palm oil products in own-brand products**

2009

**3.2.1 If the previous target year has not been met, please explain why.**

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**3.3 Which year did your company begin (or expects to begin) using only RSPO-certified sustainable palm oil and palm oil products from any supply chain option in own-brand products.**

2015

**3.3.1 If the previous target year has not been met, please explain why.**

Since 2015 we source 100% RSPO certified palm oil as segregated. In the last years Ferrero extended its perimeter with acquired products Thornton's, Fannie May, the brands that were part of Nestle's chocolate business in the United States, ICFC & Eat Natural.

We are currently working to extend our commitment to source only sustainable palm oil that is 100% RSPO Segregated certified to Fannie May & Eat Natural.

**3.4 Which year did your company begin (or expects to begin) using only RSPO-certified sustainable palm oil and palm oil products from physical supply chain options (Identity Preserved, Segregated and/or Mass Balance) in own-brand products.**

2015

**3.4.1 If the previous target year has not been met, please explain why.**

Since 2015 we source 100% RSPO certified palm oil as segregated.

In the last years Ferrero extended its perimeter with acquired products Thornton's, Fannie May, the brands that were part of Nestle's chocolate business in the United States, ICFC & Eat Natural.

We are currently working to extend our commitment to source only sustainable palm oil that is 100% RSPO Segregated certified to Fannie May & Eat Natural.



**4. Trademark Use**

**4.1 Does your company use or plan to use the RSPO Trademark in own-brand products?**

Yes

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**4.2 Please select the countries where your company uses or intends to use the Trademark**

Applies globally

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**4.2.1 Which year did your company begin (or expects to begin) using the RSPO Trademark**

2013

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## 5. Actions for Next Reporting Period

### 5.1 Please outline activities that your company will take in the coming year to promote the production or consumption of certified sustainable palm oil (CSPO)

- Participation in RSPO Working Group or Task Forces
- Support Independent Smallholders (ISH)
- Contribute to the RSPO Smallholder Trainer Academy
- Financial contribution to the RSPO Smallholder Support Fund
- Direct investments in Smallholder Certification projects
- Involvement/direct investments in Jurisdictional/Landscape approach
- Direct/collective investments in conservation and restoration initiatives
- Financial contribution to support members with Remediation and Compensation (RaCP) process, direct/collective investments in conservation and restoration initiatives
- Allocating FTE to promote the production or consumption of certified sustainable oil palm products
- Specific policies and action plans by the member to promote CSPO production or consumption in the upstream or downstream supply chain, including target dates or broader policies that include such efforts
- No activities planned
- Others

Other

Ferrero will keep significantly promoting the production and consumption of sustainable Palm Oil in the following years by:

- Publishing our Palm Oil charter progress report
- Keep working to progressively align our acquired business to our standards 100% RSPO SG;
- Sponsoring on-the-ground projects to improve and diffuse sustainable agriculture practices (eg. Extending SAN project on Integrated Pest Management with Smallholders; Earthworm Southern Central Forest Spine Landscape, EF project with focus on human and worker rights)
- Investing in solid analysis and assessment both on palm oil supply chain (eg. with universities) and on palm oil reputation (eg. Consumer tracking).
- in RSPO; supporting their communication to large public to engage policy makers and other relevant stakeholders to improve identified opportunity areas (eg assurance) , by participating to BoG meetings and others organized by RSPO, by signing and actively supporting the SPOD Manifesto.
- By participating, through with local teams', in National Initiatives (NIs) in several countries to support sector promotion: Raising the bar in sustainability in the local PO supply chain;
  - o supporting on-the-grounds projects on biodiversity and smallholders;
  - o Communicating and engaging with key stakeholders to explain our investment in a more sustainable palm oil chain;
  - o In engagement with policy makers, civil society and stakeholders at national and EU level to raise awareness on palm oil sustainability and promote the uptake of sustainable practices.
- In SPOC platform, at regular meetings, sharing key data and best practices.
- Sharing our programmes and projects outcomes to open our expertise to other industry players.
- by communicating our palm oil sustainability practices (eg. RSPO certification, Starling monitoring, our suppliers agriculture practices, etc..) as Ferrero corporate as well as Nutella brand in many touchpoints (website, digital campaigns, PR) to fill the knowledge gap.
- As a member of the Consumer Goods Forum's (CGF) Human Right Coalition (HRC), we are working on a project with selected suppliers to develop and deploy Human Rights Due Diligence (HRDD) coverage within their operations - from refinery to plantation level – aim to address forced labour risks.
- Advocate for reforms and improvements of RSPO audit procedures, quality control and for complete and comprehensive reporting in Annual Communication of Progress (ACOP) reports
- Advocate the phase-out of the RSPO's Credit system with the exception made for smallholders-specific supply chains.

## Shared Responsibility

*The Board of Governors of the Roundtable on Sustainable Palm Oil approved new Shared Responsibility rules on 31 October 2019, requiring all members to share sustainability requirements and obligations. Reporting of Shared Responsibility (SR) requirements will be done through ACOP and MyRSPO. As the process of verification of the reports is in development, the Shared Responsibility section in ACOP may change in future ACOP cycles. Evidence to show compliance to the SR requirements shall be uploaded via your membership profile in MyRSPO. Please login to your MyRSPO account and upload the relevant policies, plans and relevant reports there. If you do not have a policy or your policy does not cover all items, you will be required to provide a Declaration of Support for the relevant policy items in your MyRSPO profile. Additional information on the required policies and plans applicable to all sectors as well as the annual uptake targets for supply chain actors can be found on <https://rspo.org/members/shared-responsibility> or email the Shared Responsibility team at [sharedresponsibility@rspo.org](mailto:sharedresponsibility@rspo.org).*

### Information & Public Availability

**1.1 Does your organisation have organisational management documents publicly-available?**

Yes

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### Ethical Conduct & Human Rights

**1.2 Does your organisation have a publicly-available Policy covering Ethical Conduct & Human Rights?**

Yes

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**1.2.1 Does the policy cover:**

- Ethical conduct for contractors
- Ethical conduct for recruitment
- Respect of human rights, including for suppliers and sub-Contractors

### Legal Compliance

**1.3 Does your organisation comply with all applicable legal requirements?**

Yes

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**1.4 Does your organisation require its third party contractors to comply with legal requirements, i.e. including a clause on legal compliance in the contracts?**

Yes

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### Complaints & Grievances

**1.5 Does your organisation have a Grievance Mechanism that is accessible to all affected parties?**

Yes

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**1.5.1 Is your Grievance mechanism in line with the principles of the RSPO's Complaints System?**

Yes

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**Land Use & FPIC**

**1.6 Does your organisation have a publicly-available policy covering Commitment to respect Free Prior and Informed Consent (FPIC) in the Palm Oil Supply chain?**

Yes

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**1.6.1 Does your organisation have a procedure in place to identify legal, customary or user rights, and people entitled to compensation?**

No

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**Smallholders**

**1.7 Does your organisation support oil palm smallholders (groups)?**

Yes

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**1.7.1 Does your organisation report on the actions to support the inclusion of smallholders?**

Yes

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**Labour & Labour Rights**

**1.8 Does your organisation have a publicly-available policy covering Labour & Labour Rights?**

Yes

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**1.8.1 Does the policy cover:**

- No discrimination and equal opportunities
- Pay and working conditions at least at legal or industry minimum standards and are sufficient to provide decent living wages (DLW)
- Freedom of association and Collective bargaining
- Protection of children, as well as the workforce of suppliers and third-party contractors
- Prevention of all forms of harassment, including sexual harassment
- No forced or trafficked labour

**Occupational Health & Safety**

**1.9 Does your organisation have a publicly-available Policy covering Occupational Health & Safety?**

Yes

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**1.9.1 Does your organisation have a Standard Operating Procedure (SOP) for Occupational Health & Safety?**

Yes

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**Waste Management**

**1.10a Does your organisation have a waste management plan that includes reduction, recycling, reusing and disposal based on the hazardous characteristics?**

Yes

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**1.10a.1 Is this plan implemented?**

Yes

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**Water Management**

**1.11 Does your organisation have a water management plan to promote efficient use and continued availability of water sources?**

Yes

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**1.11.1 Is this plan implemented?**

Yes

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**Energy Use**

**1.12 Does your organisation have an energy use plan to improve the efficiency of the fossil fuels used and to optimise renewable energy?**

Yes

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**1.12.1 Are there records of implementation of the plan ie. monitoring and reporting?**

Yes

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**Climate Change & Greenhouse Gas (GHG)**

**1.13 Does your organisation have a publicly-available policy covering Climate Change & Greenhouse Gas (GHG) including identification and assessment of GHG emissions and implementation of a plan to reduce or minimise them?**

Yes

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**Claims and labels**

**1.15 Does your organisation promote the use of off-product RSPO claims and labels?**

Yes \_\_\_\_\_

## Challenges and Support

### 1.1 What significant obstacles or challenges has your company encountered in the promotion of certified sustainable palm oil (CSPO)? What efforts has your company taken to address these obstacles or challenges?

- Awareness of RSPO in the market
- Difficulties in the certification process
- Certification of smallholders
- Competition with non-RSPO members
- High costs in achieving or adhering to certification
- Human rights issues
- Insufficient demand for RSPO-certified palm oil
- Low usage of palm oil
- Reputation of palm oil in the market
- Reputation of RSPO in the market
- Supply issues
- Traceability issues
- No challenges faced
- Others

Others

The rise of PO-free claims

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### 1.2 In addition to the actions already reported in this ACOP report, what other ways has your company supported the vision of the RSPO to transform markets to make sustainable palm oil the norm?

- Communication and/or engagement to transform the negative perception of palm oil
- Engagement with business partners or consumers on the use of CSPO
- Engagement with government agencies
- Engagement with peers and clients
- Promotion of CSPO through off product claims
- Promotion of CSPO outside of RSPO venues such as trade workshops or industry associations
- Promotion of physical CSPO
- Providing funding or support for CSPO development efforts
- Research & Development support
- Stakeholder engagement
- No actions taken
- Others

Others

- Poig: <http://poig.org/>, Poig: <http://poig.org/wp-content/uploads/2021/03/POIG-Innovations->
  - HCSA: <http://highcarbonstock.org/>
  - FONAP: <https://www.forumpalmoel.org/en/welcome>
  - EPOA: Home » European Palm Oil Alliance
  - SPOD Manifesto 2022
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**1.3 If your company has any other publicly-available reports or information regarding its palm oil-related policies and activities, please provide the links here**

Ferrero Code of Ethics: <https://s3-eu-west-1.amazonaws.com/ferrero-static/globalcms/documenti/3710.pdf>  
Code of Business Conduct: <https://s3-eu-west-1.amazonaws.com/ferrero-static/globalcms/documenti/3631.pdf>  
Ferrero supplier code: <https://s3-eu-west-1.amazonaws.com/ferrero-static-qa/globalcms/documenti/2755.pdf>  
Ferrero HR: [https://www.ferrerosustainability.com/int/sites/ferrerosustainability\\_int/files/2022-01/ferrero\\_hrps\\_v1.1\\_def.pdf](https://www.ferrerosustainability.com/int/sites/ferrerosustainability_int/files/2022-01/ferrero_hrps_v1.1_def.pdf)  
Poig: <http://poig.org/>  
HCSA: <http://highcarbonstock.org/>  
Ferrero Mill list: MILL LIST (ferrerosustainability.com)  
Ferrero Palm Oil Charter: <https://www.ferrero.com/news/ferrero-reaffirms-its-commitment-to-source-palm-oil-responsibly-through-its-new-palm-oil-charter>  
Ferrero Palm Oil Action Plan: 20210927 - Palmoil\_Action\_plan new reduced (ferrerosustainability.com)  
Ferrero Palm Oil Progress report: 202200505\_PalmOil\_Report (light) (ferrerosustainability.com)  
Ferrero Sustainability Report: ferrero\_book\_1307\_interactive-compressed.pdf (ferrerosustainability.com)  
Ferrero Starling: <https://www.ferrero.com/news/ferrero-commits-to-100-percent-satellite-monitoring-of-its-palm-oil-supply-chain>  
Ferrero IPM (SAN): <https://www.sustainableagriculture.eco/identifying-ipm-and-biodiversityfriendly-agriculture-practices-in-malaysian-oil-palm-production>  
Ferrero Cirad: In Borneo, the oil palm sector is banking on agroforestry | Cirad  
Ferrero EF: <https://www.earthworm.org/members/ferrero>  
CGF: <https://www.theconsumergoodsforum.com/social-sustainability/human-rights-ending-forced-labour/key-projects/palm-oil/>  
Fonap: <https://www.forumpalmoel.org/fonap-project>  
SNSB: <https://sustainablenutrition-sb.com/>  
UPIS: <https://www.olioidipalmasostenibile.it/>

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