

16th Meeting of RSPO Biodiversity and High Conservation Values (BHCV) WG			
Date	February 21, 2012 (Tuesday)		
Venue	Kinds Villa Bintang Resort, Bali		
	Henry S. Barlow (HB)	Sime Darby	Chair
	Oliver Tichit (OT)	Sipef Group	Member
	Anders Lindhe (AL)	WWF-International	Member
	Tim Killeen (TK)	Conservation International	Executive Board (EB) Member
	Junaidi Payne (JP)	BORA	Member
	Michal Zurst	ZSL	Member
	Sophia Gnych	ZSL	Member
	Peter Heng (PH)	GAR	Member
	Richard Kan (RK)	GAR	Member
	Gan Lian Tiong (GLT)	PT Musim Mas	Member
	Dwi R. Muhtaman (DM)	Aksenta	Member
	Norazam Abdul Hameed (NH)	Sime Darby Plantation	Member
	Lee Swee Yin (LSY)	Sime Darby Plantation	Member
	Purwo Susanto (PS)	ISPO Consulting	Member
	Marcus Colchester (MC)	Forest Peoples Programme	Member
	Adam Harrison (AH)	WWF	Executive Board (EB) member
	Anders Lindhe (AL)	WWF-International	Member
	Glen Reynold (GR)	Royal Society	Invited
	Irwan Gunawan (IG)	WWF-ID	Invited
	Haryono	WWF-ID	Invited
	Carl Traeholt (CT)	Copenhagen Zoo	Invited
	Salahudin Yaacob (SY)	RSPO	Secretariat
	Desi Kusumadewi (DK)	RSPO	Secretariat
	Asril Darussamin (AD)	RSPO	Secretariat
	Audrey Lee Mei Fong (ALMF)	RSPO	Secretariat
	Resit Sozer	Aksenta	Observer – on behalf of SD
Absence with Apology	Devan Subramaniam (DS)	WWF-MY	Member
	Reza Azmi	Wild Asia	Member

	Catherine Cassagne	IFC	Member
	Stan Rodger (SR)	LPF-Shemsi Sdn Bhd	Observer
Agenda	0900-1200 Welcoming remarks from chairperson Review previous minutes (BHCV WG meeting on 21 Nov 2011, Kota Kinabalu) Election of new co-chair (NGO) BHCV WG Proposal on P&C revision Tea break Quality of HCV assessment and consistency of HCV interpretation Lunch break 1400-1600 Update on SDP stage 3 remediation actions Update on Indonesia Peraturan 11 AOB End of meeting		

1) Welcoming Remarks and Introduction

HB opened the meeting at 0900 hr and welcomed those present. Due to the flight schedule of all participants, HB suggested the WG to decide on the date for next meeting. Next meeting is scheduled on 13-14 June 2012, in Kuala Lumpur.

2) Review previous minutes

Minutes was approved and RSPO secretariat to update on the website.

3) Election of co-chair

Michal Zurst (ZSL) and Irwan Gunawan (WWF-ID) were nominated. Irwan Gunawan was selected as co-chair of BHCV WG and CTF.

RSPO secretariat was tasked to invite Marcus Colchester (FFP). Besides FPP, COAC and Tenaga Nita (MY), Yayasan Setara Jambi and Sawit Watch (ID) will be invited to join the BHCV WG.

Progress – Setara Jambi has declined. No reply from others.

4) BHCV WG Proposal on P&C Review

Comments received from WWF, Sipef and ZSL. Summary of the comments from WWF are as below:

From	Suggestions for P&C Review	Discussion Note
WWF	<p>General: Shall and should; indicator format, indicator for SH and large operation</p> <p>P1: HCV assessments and management plan should be available</p> <p>In ID, Bupati could revoke the HCV land based on the info available.</p> <p>BHCV group to discuss further on this esp. in the case of ID how this can avoid reversed environmental effect and legality situation in ID.</p> <p>Info should be available in local language as well</p> <p>P2: Anti-corruption criteria</p> <p>Elevate FPIC from guidance to indicator</p> <p>P4: Prohibit most hazardous pesticide (WHO1A and B; Stockholm, Rotterdam)</p> <p>In the current P&C noted on the justification of pesticide use and phase out the pesticide</p> <p>CABI report</p>	<p>GLT mentioned shall and should was discussed in the past. AL responded that in cases where “should” is used in the indicator, guidance must be given.</p>

	<p>Minimize the negative impacts of pesticide use (rather than use itself) at indicator level.</p> <p>P5: Clarify objective 5.2 and the aim to “maintain” the HCV</p> <p>Additional criteria needed to address multi-functional non HCV riparian zones and natural forest fragments</p> <p>P6: Check RTRS</p> <p>P7: Clarify aim of maintaining HCVs</p> <p>Separate formulation for past and present HCV management</p> <p>Define primary forest Prohibit peat planting</p>	<p>GLT mentioned that ID regulation allows planting on shallow peat. Some literatures reviewed by PLWG shows replanting is needed on some degraded peat to reduce C emission.</p> <p>PS highlighted that areas under certain bupati consist of 60% peat, Prohibit peat planting will affect economic growth.</p> <p>RS stated that most of the time, peat land has been opened up. WG has to study issues highlighted in BMP for existing OP on peat.</p> <p>We should steer expansion on degraded land and low-carbon land</p>
ZSL	<p>P1.1: set a timeframe for info request</p> <p>P1.2: HCV assessment and management plan as</p>	<p>GR suggested the wording for 5.1 is maintained but</p>

	<p>publicly available info</p> <p>P4.1.: The indicator should be outcome based</p> <p>P4.6: Echoes WWF's comment</p> <p>P5.1: monitoring document is not listed as indicator. Offset negative impacts which can be remedied.</p> <p>P5.2: the objective of 5.2 is unclear.</p>	<p>need to be refined.</p>
Others	<p>HB highlighted the issue of workers' right. Under the MY legal regulation, employers are allow to retain workers passport.</p> <p>GR mentioned on the scoping study commissioned by RSPO to do study impacts of certification.</p> <p>SY asked on the requirement on time-bound plan and a more comprehensive management plan (e.g yield improvement) to be incorporated into the P&C? He also said the chain of custody should be incorporated into the revised P&C.</p> <p>CT stressed that green accounting will add positive value to the company who are implementing conservation and social engagement within its operation.</p>	

3) SDP's Stage 3 Remediation Report

RS presented on the stage 3 remediation report and the group has a discussion. The report was rejected with recommendations for improvement. Suggestions from the group including:

- Provide summary of the previous stages, background information on the sites selected and justification of the pilot testing areas.
- In stage 2, HCV identified is 1.3 (endemic) and 1.4 (refugia) but 1.2 (RTE) and 1.4, 1.3 is not mentioned in this stage 3 report. Formulation to address 1.3 and 1.4 must be incorporated into stage 3 report.
- GLT suggested not to carry out enrichment in swamp area because it is not practical.

- CB suggested SDP to start engagement with local government and other stakeholders including WILMAR who has similar OU conservation project in that area.
- CB mentioned that some of the riparian patch around Sg. Batu Kawan area has been cleared and SDP has to work together with other stakeholders to implement the remediation proposal. More elaboration on conservation of “golden triangle” with 3 other companies is requested.
- Map should be available in stage 3 report with the location of the block number
- One of the challenges is to get sufficient seedlings and appropriate species for biod restoration. The justification of the selection of the sps. and limitation of the species in the report. The next phase to introduce other species.
- GLT suggest to check on the soil PH esp. on the ex-mining area.
- GR shared that restoration of small forest patch might not be effective in re-establishing the biodiversity but to look into improve the connectivity of other areas.
- To include total cost of restoration in stage 3 report
- In future remediation phase, baseline data will be collected to measure the positive impacts of the installation of the civil engineering structure.
- There are issues on the permanency of the “Sg Batu Kawan” area it is under APL license.

4) Quality of HCV assessment and consistency of HCV interpretation

AL highlighted few main issues i.e. inconsistency in HCV interpretation, lack of clear objectives once HCV is identified, lack of HCV monitoring, and HCV is not recognized by Indonesian legislation.

He proposed four ways forward including develop common guidance on HCV interpretation, develop common system for licensing of HCV assessors, clarify RSPO objectives for HCVs and improve HCV management & monitoring.

Presentation slides are attached.

5) Update on Indonesia Peraturan Pemerintah No. 10 (2011)

AD presented on the recent development of Peraturan Pemerintah No. 10 Tahun 2011 on tanah terlantar (idle land) and explained on the potential impact and positive outcome to HCV maintenance in Indonesia due to this regulation.



Roundtable on Sustainable Palm Oil

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MC added on the role of current INA HCV Ad Hoc WG to study challenges to maintain HCV in Indonesia. INA HCV AD Hoc WG is now been reformed as a task force under BHVC WG to continues its engagement with ID government.

INA HCV TF will look into Peraturan 11 and other relevant regulations and report to BHCV WG on the achievements from time to time.

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No.	Name	Organization	Signature
1.	Sakhrudin Jaews	Rspo Secretariat	
2.	ADAM HARRISON	WWF	
3.	Simon Hong	GAR	
4.	Anders Lunde	WWFINT.	
5.	Carl Traeholt	Copenhagen Zoo	
6.	Haryono	WWF-ID	
7.	Sophia Croych	ZSL	
8.	MICHAŁ ZRUST	ZSL	
9.	olivia TICHI	SIBEF	
10.	Culley Beamish	MPOA / Wilmar	
11.	ASRI DARUSATIN	RILO	
12.	DESI KUSUMADEWI	RILO	
13.	Simon Siburt	ED. NILMAI / MPOA	
14.	San Linn Tinn	PT Murni N ^{MPOA}	
15.	NORAZAM ABDUL HANIB	Sme Darby Plantn	
16.	Juwandi (Jelm) hyme	BORA	
17.	GLEN REYNOLDS	ROYAL SOCIETY	
18.	PURWO SUSANTO	ISPO Foundation	
19.	Dwi R. Muhtaman	Absenta Consulting	
20.	ABUNG YN	AKSENTA	
21.	FERSELY GETSEMANI	AKSENTA	

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No.	Name	Organization	Signature
22.	Resit Sözer	ALUENTM - SDP REMEDIATION	<i>RS</i>
23.	Mohamad Pirabaharan	Minamas	<i>21/2/12</i>
24.	Lee Swee Tin	Sime Darby Plantations	<i>[Signature]</i>
25.	Richard Kan	Golden Agri-Resources	<i>[Signature]</i>
26.	H. Bastow	Sime Darby	<i>H. Bastow</i>
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HCV consistency and quality control

Anders Lindhe, WWF International, Denpasar Feb 21, 2012

What are the main problems?

- HCVs are not interpreted and identified in a consistent manner
- No explicit objective what to do with HCVs once identified
- No robust monitoring of HCV outcomes – neither in concessions or at the overall RSPO level
- HCVs not recognised by ID legislation / concession system

What not to do – but not what to do!

- Criterion 5.2 The status of rare, threatened or endangered species and high conservation value habitats, if any, that exist in the plantation or that could be affected by plantation or mill management, shall be identified and **their conservation taken into account** in management plans and operations
 - *Indicator: If (HCVs) are present, appropriate measures will include: **avoiding damage to and deterioration of applicable habitats***
- Criterion 7.3 New plantings since November 2005 have **not replaced** primary forest or any area required to maintain or enhance one or more High Conservation Values

HCVs not recognised in ID legislation

- Government planning does not identify HCVs – allocated concessions contain HCVs
- Perverse incentive to excise HCV areas from permits – cleared by others
- Unclear mechanisms for voluntary protection – undeveloped HCV areas reallocated
- Expansion without adequate provision for local livelihood may force people into HCV areas
- Positive attitude from some state agencies, progress in province of Central Kalimantan

What are the consequences?

- Growers not clear on their obligations
- Unlevel playing field between different growers and regions
- Risk that HCV mechanism does not fulfill its role as environmental and social safeguard
- Reputational risks for RSPO
- ...

Ways forward

HCVs – a two step process

- *Interpret* the definitions and *identify* HCVs in the field
- Develop management plans to *maintain* and *monitor* HCVs identified

Scope for common solutions

- Interpretation and identification of HCVs

'75/25' generic global vs. national, commodity-specific focus

= interpretation of HCV definitions and identification of HCV may be the **same for all schemes** (RSPO, FSC, RTRS, RBS...)

- Management and monitoring of HCVs identified

'75/25' national, commodity-specific vs. global, generic focus

= management of HCVs **will depend on regional commodity contexts** – RSPO needs its own separate guidelines

1. Common guidance on identification of HCVs

- Agree on interpretations of HCV definitions
- Agree on clear, common guidelines
- Align national and global toolkits

Progress

- Bonn meeting January 2011 FSC-HCV RN
- Amended HCV definitions endorsed by FSC members
- Process underway to update global (2003) toolkit based on national experiences, scheme guidance etc
- Invite and encourage participation from Roundtables and national initiatives / networks
- Aim: common guidelines on identification of HCVs available for any responsible user (RSPO, FSC, RTRS...) - with scope for national adaptation

Suggested next steps

- MoU with RSPO to engage with the process
- Representation in editorial group
- Cooperate with ID HCV network
- Volunteers from the BHCV WG for reference group
- Regular update / report back to BHCV WG

2. A common system for licensing of assessors

- Develop competence criteria for assessors
- License assessors and monitor their performance

Progress

- Competence criteria:
 - Criteria suggested to RSPO by the HCV RN
 - RSPO checklist for assessors
 - Stan Rodgers' guidance on procedures
- Assessor licensing / monitoring:
 - Further discussions by BHCV WG 'volunteers'
 - Positive interest from RSPO Secretariat at RT 9
 - Positive interest from the HCV RN SG

Suggested next steps

- RSPO should ask the HCV RN to develop a licensing model that takes advantage of national capacity
- Present proposal to the BHCV WG for comments and recommendations
- Form reference group, invite other schemes
- Pilot test the model

3. Clarify RSPO objectives for HCVs

- Revise Principles 5 and P 7 to clarify HCV objectives
- 'Ease the burden' of the HCV concept through specific RSPO criteria for forest fragments and riparian zones

4. Improve HCV management and monitoring

- Revise P&Cs to include transparent reporting on HCV *plans, management and monitoring results*
- Finalise RSPO guidelines on management of HCVs
- Evaluate overall RSPO results of HCV concept on the ground – are we delivering?

5. ID recognition of HCVs – next steps

- Revive RSPO Ad Hoc Working Group on HCVs in Indonesia
- ...
- ...
- ...

Immediate next steps – summary:

- MoU with HCV RN to develop guidance / toolkit on HCV identification together with other schemes
- Ask the HCV RN to develop and propose a model for licensing and monitoring of HCV assessors
- Revise the P&Cs to clarify HCV objectives and 'limit the burden' of the HCV concept
- Increase transparency on HCV management and monitoring
- Finalise guidance on HCV management and monitoring