

## TERMS OF REFERENCE

### Review of RSPO Remediation and Compensation Procedures (RaCP) for Implementation in Jurisdictional Approach Certification

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#### **BACKGROUND**

Following the conventional certification approach, where the focus is on the mill and its supply base, RSPO has begun the journey to upscale its impact and approach onto a Jurisdictional level in 2015. This approach is referred to as the Jurisdictional Approach to Certification (JA).

In September 2021, the RSPO launched its Jurisdictional Approach Pilot Framework, offering guidance and a framework for developing Jurisdictional Approaches to the certification of sustainable palm oil, which will follow the RSPO Standards (Principles & Criteria 2018, Independent Smallholder Standard, etc.) and sets a stepwise approach that is coherent across all regions.

Building on the endorsed pilot framework, jurisdictional certification can only be achieved if a number of new RSPO institutional arrangements and guidelines are developed to accommodate this new approach. Key factors, such as HCV-HCS assessments and remediation and compensation procedure, will also need to be adjusted to jurisdictional/landscape approaches.

There is existing procedure (RaCP) available for Management Unit<sup>1</sup> to fulfil the P&C Indicator **7.12.8 (C) Where there has been land clearing without prior HCV assessment since November 2005, or without prior HCV-HCSA assessment since 15 November 2018, the Remediation and Compensation Procedure (RaCP) applies.**

It is vital to first understand the gap of existing management unit level Remediation and Compensation Procedure to be upscaled for jurisdictional level application.

#### **OBJECTIVES**

The RSPO, through this ToR, aims to engage the services of an independent body/ individual to conduct a thorough review of the current RaCP, to identify the areas and changes that are required for the procedures to be applicable at jurisdictional level, in addition to management unit level.

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<sup>1</sup> Unit of certification, which is the mill and its supply base.

## **SCOPE**

The consultant will be expected to undertake the following tasks:

- I. Assess the applicability of existing RaCP on jurisdictional level.
- II. Identify the gaps / constraints of existing RaCP to be applied on jurisdictional level
- III. Develop recommendations to enhance the applicability and close all gaps and constraints identified of existing RaCP at jurisdictional level.
- IV. Develop recommendations on jurisdictional level remediation and compensation, complementary to management unit level remediation and compensation efforts.

The Consultant shall take into consideration the following:

- Feedback and comments from members of respective RSPO Working Group, i.e., BHCVWG and JWG.
- Feedback and comments from RSPO JA pilots (Ecuador, Sabah and Seruyan).
- Feedback and comments from RSPO members experienced in implementing RaCP (i.e., certified growers) having certified unit within the RSPO JA pilots.

The RSPO Secretariat will work closely with the Consultant on the following tasks (if needed):

- Sharing of supporting data.
- Connecting consultant with respective RSPO members (WG members and/or implementing members)
- Connecting consultant with respective committee implementing RSPO JA, i.e., Sabah Jurisdictional Certification Steering Committee.
- Regarding relevant RSPO technical and administrative requirements.

## **OUTPUT**

The deliverables expected are:

- I. A draft report presenting the findings of applicability, gap(s), and constraint(s) of existing RaCP at Jurisdictional level.
- II. A draft report presenting recommendations to enhance the applicability and close all gaps and constraints identified of existing RaCP at jurisdictional level.
- III. A draft report presenting recommendations on jurisdictional level remediation and compensation, complementary to management unit level remediation and compensation efforts.

A final written report consisting of all three deliverables stipulated above is envisioned. The consultant is expected to present to the RSPO BHCVWG-JWG subgroup on the draft report of respective desirables above.

## **TIMELINE**

The expected timeline as below :

<b>Deliverables</b>	<b>Timeline</b>
Draft report of Deliverables I and II	03 Mar 2023
Draft report of Deliverable III.	17 Mar 2023
Final written report consisting of all deliverables (I, II, & III)	31 Mar 2023

## **CONSULTANT PROFILE**

The consultant is expected to demonstrate:

- Experience with RSPO certification processes
- Familiar with RSPO Standards and Remediation and Compensation Procedures (RaCP)
- Regional experience in Southeast Asia, Latin America, Africa, and other regions where there is a prominent presence of RSPO members and palm oil sector
- Knowledge and experience in conservation science, habitat restoration, high conservation values (HCV) areas

## **PROPOSAL SUBMISSION**

Interested consultants are invited to submit their tender with a proposal containing at minimum the following:

- Background of the company or individual
- Description of relevant experience and expertise
- CVs of proposed team members (if applicable)
- Outline of work plan
- Financial proposal, distinguishing fees and expected costs.

Proposals should be sent to RSPO at [tender@rspo.org](mailto:tender@rspo.org) by 6:00 PM MYT (GMT+8), 9 December 2022 (Friday). For any queries, kindly contact Daniel Liew at [daniel.liew@rspo.org](mailto:daniel.liew@rspo.org). Only shortlisted candidate would be notified.