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## **LEGAL VERIFICATION SERVICES**

## Sarawak Audit Checklist / Report STLVS Principles 1 - 4

Licensee	Suasana Pertiwi Sdn. Bhd. (1234056-W)	Reference #	GFSS 018-020
Contact Person	Mr. James Ho Yam Kuan (Chief Operating Officer) Mr. Tsen Teck Fen (Head of Planning & Development Department) Mr. Zion Kong Yik Seng (Senior Manager)	Report Date Date of close out	22/12/2021 -
Office Address	Wisma Samling, Lot 296, Jalan Temenggong Datuk Oyong Lawai Jau, 98007 Miri, Sarawak, Malaysia.	Telephone Fax	+6085 413 099 -
Site Address	FTL No. T/3670, Nanga Merit, Kapit Division, Sarawak, Malaysia.	Telephone Fax	+6085 412 751 +6085 413 713
Email	hoyk@samling.com.my tsentf@samling.com.my kongys@samling.com.my	Approved By	Dr. Kevin Grace

Statements				
GFS Statement of Compliance # GFS 088 LVS				
Issuance Date	01 January 2022	Expiration Date	31 December 2022	

Assessment Details	
Assessment dates	13 – 17 December 2021
Scope of Assessment	Forest Timber License No. T/3670
Species	<ul> <li>Shorea spp. (Meranti), Shorea spp. (Selangan batu), Sapotaceae spp. (Nyatoh), Mangifera spp. (Asam), Dipterocarp spp. (Keruing), Dryobalanops spp. (Kapur), Shorea spp. / Lithocarpus spp. (Empenit), Eugenia spp. (Ubah), Dialium indum (Keranji), Gluta spp. (Rengas hutan), Durio spp. (Durian), Octomeles sumatrana (Binuang), Myristica spp. (Kumpang), Mezzettia spp. (Kepayang Babi), Cephalomappa spp. (Arau), Vatica spp. / Cotylelobium spp. (Resak), Sindora spp. (Tampar hantu), Heritiera spp. (Mengkulang), Parastemon spp. (Ngilas), Cratoxylum spp. (Geronggang), Beilschmiedia spp. / Litsea spp. / Dehaasia spp. / Phoebe spp. / Magnolia spp. / Nothaphoebe spp. / Ternstroemia spp. / Actinodaphne spp. / Cinnamomum spp. (Medang)</li> </ul>
GFS Lead Assessor	Franklin Emang
GFS Assessor(s)	-
Others         Mr. Zion Kong Yik Seng, Mdm. Wong Kiu Ching, Mr. Jack Kong We           Others         Mr. Hardy Rose, Mr. Stewart Paran, Mr. Raphael Ong, Mr. Ho Kheng           Arnold Danney, Mr. Timothy Gis, Ms. Marlene A'an Quinquito, Mrs. Ma	

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### **OBJECTIVES:**

- The objective of this checklist is to verify compliance to the Criteria listed in the Sarawak Timber Legality Verification System as defined by STLVS Principles 1-4 (v02) dated 29 January 2019.
- Compliance is defined when all applicable criteria are observed to be compliant. A Minor Gap to any ٠ indicator does not constitute non-compliance to a criterion. A Major Gap to any applicable indicator does reflect non-compliance to a criterion. Compliance for a criterion where multiple minor gaps are identified in indicators under the criterion may reflect non-compliance to the criterion.
- All issues identified under this standard shall be considered appropriate to the scale and degree of forestry operations undertaken by the company in accordance with the standard.

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# **Summary Information**

### **Overview of Licensee**

#### **Organization Information:**

The Samling Group has a number of associated companies that include Suasana Pertiwi Sdn. Bhd. (formerly known as Sertama Sdn. Bhd., terminated on 15 January 2019). The Samling Group of Companies has multiple Forest Timber Licenses (FTLs) as well as License for Planted Forests (LPFs) within Sarawak, Malaysia. The current Licenses include 14 FTLs and 9 LPFs of which 3 overlapped with the existing timber licenses. A total licensed area under Samling management covers nearly 1.5 million ha.

#### Kev regulations:

The legal framework is provided in the following laws (ordinances), rules and regulations:

- Statement of Forest Policy (1954)
- Forest Ordinance (2015)
- Forest Rules (1954)
- National Parks Ordinance (1956) \_
- National Parks and Nature Reserves Ordinance (1998)
- Wildlife Protection Ordinance (1958)
- Sarawak Timber Industry Development Corporation Ordinance (1973) \_
- Sarawak Timber Industry (Registration) Regulations (2008)
- Sarawak Forestry Cooperation Ordinance (1995) -
- State of Sarawak Forest Timber License (FTL)
- Inter-agency Standard Operating Procedures (SOPs) for Performance of Forestry Functions in Sarawak (Ministry of Resource Planning and Environment, 2012)
- Minimum Wages (Amendment) (No.3) Order 2013
- Sarawak Labour Ordinance (Cap.76)
- Employment Act 1955.

#### **Description & Licenses:**

Samling (Suasana Pertiwi Sdn. Bhd.) holds the FTL No. T/3670 (Bah-Sama Forest Reserve & Rajang-Kakus Stateland Forest) granted by the Forest Department Sarawak (FDS) for timber harvesting operations within a licensed area of 35,379 ha of natural forest, with a validity from 03 April 2018 to 02 April 2023.

#### Management / Land Tenure:

Samling Group of Companies has restructured FTL No. T/3173 (formerly known Sertama Sdn. Bhd.) to FTL No. T/3670 (Suasana Pertiwi Sdn. Bhd.) and approved by the Forestry Department Sarawak with a validity of 5 years from 03 April 2018 to 02 April 2023.

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#### Management Planning (FMP / GP):

Forest Timber License No. T/3670 is under an approved Management Plan issued by the Director of the Forest Department Sarawak on 29 April 2019 and expires on 02 April 2023. The revised General Harvesting Plan (GP) was approved by the FDS on 02 May 2019 (Ref. #: (25) JHS/600-3/7/110Jld.2), consisting of 10 Annual Coupes and covering 35,379 ha of the licensed concession with a net operable area of 24,360 ha.

#### **Operational activities:**

Syarikat Samling Timber Sdn. Bhd. (Syarikat Samling Timber) is the registered logging contractor to fell, extract, harvest and sell all merchantable timber from the T/3670 licensed area.

Syarikat Samling Timber is currently conducting timber harvesting operation in Coupe 01A of FTL No. T/3670. Blocks 12 and 13 of Coupe 01A were visited during the recent assessment. Both blocks have a valid PEC 5 (fell and extract timber) approved by FDS (Block #: 011 - 015 approved on 26<sup>th</sup> August 2021). Harvesting schedule for Coupe 02a has been delayed due to the Covid 19 pandemic.

#### Land use classification:

Land classification	GP Area (ha) (02/05/2019)
Operable Area	24,360
Medium Density Area	3,442
Shifting Agriculture	3,008
Cropland	242
K, MD1 & MDR1 Area	1,330
Terrain IV Area	110
Water Catchment Area	1,414
Buffer Zone	11
Community Use Area	1,231
Affected Operable Area within 8km radius from Water Intake Point	231
Total Licensed Area	35,379

### **Environmental context:**

Forest type and history of management

Principal commercial species

The area is covered mostly by Hill Forest, mainly logged-over Mixed Dipterocarp Forest (MDF). The remaining area is under shifting cultivation.

The dipterocarps are mainly on the hillsides or valleys where accessibility is difficult and the previous logging intensity was not that severe. For the current re-entry timber harvesting, the data from the 10% enumeration for Coupe 06C of FTL No. T/3173 (previous number before a restructuring) dipterocarps made up 69,9% of the total enumerated volume.

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The dipterocarp species with the highest volume enumerated is White Meranti (2,446.86 m<sup>3</sup> or 21.1% of total enumerated volume). Other main dipterocarps included Kapur (18.1%), Selangan batu (11.6%), Red Meranti (10.6%), Keruing (7.2%) and Yellow Meranti (1.3%). Non-dipterocarps accounted for the remaining 30.1%: Geronggang (9.1%), Seladah (5.5%), Ubah (5.5%), Medang (3.2%), Kumpang (2.4%), Empenit (1.6%), Asam (1.5%) and Nyatoh (1.3%)

- Specific biological values (e.g. rare or endangered species) Not available.
- Environmental services (e.g. critical watersheds, wildlife corridors, etc.) provided by the forest

Large mammals: Game such as *Sus barbatus* (wild boar), *Rusa unicolor* (sambar deer), deer, *Muntiacus muntjac* (barking deer), *Tragulus napu* (mouse-deer) and the protected *Hystrix brachyura* (porcupine). Protected *Macaca* spp. (long-tailed macaque and pig-tailed macaque) and Grey-leaf langur (*Presbytis hosei*) are the more common among the primates; call of the totally protected gibbon was heard during the EIA.

Small mammals: common squirrel, pigmy squirrel, protected flying squirrel and the protected flying lemur.

Birds: Bushy-crested hornbills, rhinoceros hornbill (*Buceros rhinoceros*), woodpeckers, kingfishers and several bulbuls. Dancing grounds of *Argusianus argus* (argus pheasant) on ridges and dry grounds.

Reptiles and amphibians: Protected *python recticulatus* (Python), *Naja Naja* (Cobra), lizards and skinks, frogs like *Rana* spp. and *Bufo* spp. around the edges of clean waterways.

Most of the many small hill streams are still quite pristine and have some high value food fishes such as the semah (*Tor douronensis*) and empurau (*Tor* spp.), prefering cool, clean running water. The other common fish include snakeheads (*Channa* spp.), mengalan (*Puntius waandersii*), labang (*Pangasius nieuwenhuisi*) and baong (*Hemibagrus nemurus*). There are small shrimps of *Caridina* and other atyids in small streams with clean water. These shrimps and the freshwater crab *Parathephusa maculata* are consumed by the locals.

• Environmental Impact Assessment (EIA)

The EIA report for the licensed area titled 'The Proposed Re-entry Hill Logging Under Timber Licence No. T/3670 in the Vicinity of Nanga Merit and Belaga to the North of Batang Rajang, Kapit Division, Sarawak' was conducted by a registered environmental consultant firm, Ecosol Consultancy Sdn. Bhd., submitted to the Natural Resources and Environment Board (NREB) and approved on 01 February 2019 (Ref. #: (16) NREB/6-3/2F/100.)

### **Social context**

Samling (Suasana Pertiwi Sdn. Bhd.) has not conducted a Social Impact Assessment (SIA) because the license provisions do not require such an assessment. However, the company maintains the settlements records associated with the licensed area.

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### Key findings of social assessment:

A total of 15 longhouses are associated with FTL No. T/3670.

No.	Race	Village Name	GPS Coordinates (Timbalai)	Coupe	Remark(s)
1	Sekapan	Sekapan Panjang	N 02° 38' 32.71" E 113° 44' 55.29"	01A	Interviewed in November 2020
2	Sekapan	Sekapan Pi'it	N 02° 40' 34.33" E 113° 46' 44.49"	01A (Blocks 29, 30, 31, 32 & 33)	Interviewed in December 2021
3	Kenyah	Uma Badeng	N 02° 38' 43.47" E 113° 44' 44.55"	01A (No logs commission – new settler)	Interviewed in December 2021
4	Kayan	Rh. Aging	Outside the licensed boundary	01A (Blocks 29, 30, 31, 32 & 33)	
5	Kayan	Long Amo	Outside the licensed boundary	01A (Blocks 29, 30, 31, 32 & 33)	
6	Kayan	Uma Tevok	N 02° 32' 2.53" E 113° 38' 3.03"	04A	Visited in October 2019
7	Tanjong	Uma Pawah Tanjong	N 02° 30' 41.36" E 113° 36' 19.48"	04A	
8	Punan	Kpg. Punan Sama	N 02° 28' 54.65" E 113° 31' 12.46"	06A	
9	Punan	Rh. Dari Jelawing	N 02° 25' 54.4" E 113° 26' 5.99"	07A	
10	Iban	Kpg. Sg. Pemulan	N 2° 26' 31.17" E 113° 24' 16.17"	08A	
11	Punan	Rh. Kuleh	N 02° 25' 2.69" E 113° 25' 35.82"	08A	
12	Punan	Rh. Steven	N 02° 24' 54.26" E 113° 24' 47.7"	08A	
13	Iban	Rh. Lat	N 02° 24' 5.88" E 113° 23' 44.04"	08A	
14	Punan	Kpg. Punan Bah	N 02° 22' 57.84" E 113° 20' 53.65"	09A	Visited in October 2019
15	Punan	Kpg. Punan Data Bah	N 2° 22' 57.84" E 113° 20' 53.65"	09A	

#### **Social Monitoring:**

Samling (Suasana Pertiwi Sdn. Bhd.) has not conducted a formal Social Monitoring Program under a scheduled system of communication with the longhouses. Community claims or issues are recorded, monitored and dealt with according to the Company's Standard Operating Procedures. Samling social policy requires the compant to conduct a social assessment and sign an agreement on log commission and goodwill contributions prior to logging operations. Interviews with communities identified that in general, the communities are satisfied with Samling operations.

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### **Scope of Assessment**

- The scope of the evaluation is to verify compliance of FTL No. T/3670 Suasana Pertiwi Sdn. Bhd. with the Principles 1-4 of the STLVS Standard (v02) 29 January 2019.
- Site evaluation to verify and report the level of compliance by Suasana Pertiwi Sdn. Bhd. to the standard in respect to each of the criteria within this report.
- Compliance is defined when the auditee demonstrates that the indicators consist of only minor gaps or no gaps against any applicable criteria of the standard. Non-compliance to the Sarawak Legality Standard occurs when a Major Gap is issued against an indicator and associated criterion.

Itinerary of Assessment					
Date	Activities	GFS Staff	Mandays		
13 December 2021 Monday	Morning: Travel to Wisma Samling, Miri / Opening Meeting / Document Review. Afternoon: Travel to Lana base camp (FTL No. T/3670) and overnight.	Franklin Emang	1		
14 December 2021 Tuesday	Social evaluation - Interview session with Rh. Sekapan Pi'it and Uma Badeng representatives at Lana Camp's office. Lana Camp Inspection: Dumping site / Workshop / Scheduled Waste Storage / Generator Station / Fuel, Oil & Lubricant Store / Diesel Depot / Security Gate / workers quarters. Document review at Lana camp's office.	Franklin Emang	1		
15 December 2021 Wednesday	Field visit to Coupe 01A: License boundary / Stream Buffer Reserves / Coupe boundary / Block Boundary / Operational blocks (Blocks 12 & 13) / sampling of stumps / checking retained trees/ sampling logs at Lana PoRM. Document review at Lana camp's office.	Franklin Emang	1		
16 December 2021 Thursday	Travel to CDC Lana log pond (sampling logs) and document review. Travel back to Miri	Franklin Emang	1		
17 December 2021 Friday	Travel to Wisma Samling, Miri / Document Review / Closing Meeting.	Franklin Emang	1		
22 December 2021 Wednesday	Reporting: GFSS 018-020	Dr. Kevin Grace Franklin Emang	2		
Total			7		

### **Highlights of Assessment**

Suasana Pertiwi Sdn. Bhd. has complied with the Sarawak Legality Standard (Principles 1-4) as *no* non-compliance was identified during the assessment on 13<sup>th</sup> – 17<sup>th</sup> December 2021.

Summary of current status of operations against each principle. **Principle 1:** 

The company has demonstrated compliance with the license requirements, EIA requirements and management planning guidelines.

November 2020: Gap 004/2020 (Minor) – Checklist 1.2.4

- Household rubbish was underneath the quarters and in the drainage system. Stagnant water was observed at the housing area. Some wooden structures were observed to be unsafe.
- Domestic waste was disposed on top of the ground without constructing a contained disposal pit.

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### Highlights of Assessment

#### December 2021: Gap 004/2020 (Minor) – Closed

Drainage system is functioning. Unsafe wooden structures such as staircases and walkway had been repaired and domestic waste was collected and disposed into the landfill.

#### Principle 2:

Suasana Pertiwi has demonstrated compliance with forestry operation standards, specifically standards pertaining to demarcation of boundaries and areas for protection, tree enumeration, control of timber production, log transportation, worker safety and health.

Suasana Pertiwi has a system to protect the area from illegal activities that include a security gate and an aerial survey is conducted annually. Reports were documented and maintained.

The licensee adhered to cutting limits as stipulated in the license conditions and monthly production limit as approved by FDS. The allowable cutting limits for FTL No. T/3670 are DBH 45 cm and above for non-Dipterocarp species and DBH 50 cm and above for Dipterocarp species. The current code of practice of harvesting for Coupe 01A is based on RIL harvesting system.

Permit to Enter Coupe (PEC Heading 5) was endorsed by FDS for active Blocks 12 & 13 of Coupe 01A which was visited during the recent assessment.

#### November 2020: Gap 005/2020 (Minor) – Checklist 2.3.5

Inadequate traceability between RIL tag numbers for harvested trees and log LPI numbers recorded in the Daily Production Returns.

#### December 2021: Gap 005/2020 (Minor) – Closed

RIL tag numbers (listed in the 100% tree enumeration data) used in the field were traceable to LPI numbers recorded in the Daily Production Return.

Field workers have valid documents and are covered with SOCSO and insurance.

All field workers were equipped with PPE.

#### November 2020: Gap 006/2020 (Minor) - Checklist 2.5.5

Several workers sampled in the field operation have not received a formal training by STA.

#### December 2021: Gap 006/2020 (Minor) - Closed

Field workers were trained by the company's internal STA certified trainer.

#### Principle 3:

Suasana Pertiwi demonstrated compliance with payment of Royalty Fees and other charges as required.

Logs sampled at Lana stumping (PoRM) and CDC Lana log pond were royalty assessed. Related documents on production, royalty payment and transportation were adequately maintained for cross checking and inspection.

#### Principle 4:

The communication between the longhouses and Samling is based on the needs of communities. The community committee members decide what is needed and then make arrangements to meet the camp

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### **Highlights of Assessment**

manager. Samling has a procedure to resolve land claim issues and disputes. Based on the interview session with the representatives of Rh. Sekapan Pi'it and Uma Badeng, no outstanding claims or disputes exist between the communities and Samling. They will liaise directly with the camp manager should any issue or dispute arises.

Samling demonstrated payments for log commission and goodwill in accordance to the signed agreements with the long house communities for Coupe 01A.

GAPs :	GAPs :							
GAP #	Туре	Checklist	Status	Description				
004/2020	Minor	1.2.4	Closed	<ul> <li>November 2020:</li> <li>Household rubbish was underneath the quarters and in the drainage system. Stagnant water was observed at the housing area. Some wooden structures were observed to be unsafe.</li> <li>Domestic waste was disposed on top of the ground without constructing a contained disposal pit.</li> <li>December 2021:</li> <li>Drainage system is functioning. Unsafe wooden structures such as staircases and walkway had been repaired and domestic waste was collected and disposed into the landfill.</li> </ul>				
005/2020	Minor	2.3.5	Closed	November 2020: Inadequate traceability between RIL tag numbers for harvested trees and log LPI numbers recorded in the Daily Production Returns. December 2021: RIL tag numbers (listed in the 100% tree enumeration data) used in the field were traceable to LPI numbers recorded in the Daily Production Return.				
006/2020	Minor	2.5.5	Closed	November 2020: Several workers sampled in the field operation have not received a formal training by STA. December 2021: Field workers were trained by the company's internal STA certified trainer.				

### Summary results:

(Maior Gap = 0 / Minor Gap = 0 / Observations = 0)

\*Note: Major Gap = Non-Compliance / Minor Gap still compliant to criterion. Minor Gap may be upgraded to a Major Gap if not adequately addressed by the date of the next surveillance visit.

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Observations								
Obs #	Checklist	Description						
-	-	-						

\*Note: Observations can be upgraded to a Minor Gap if not adequately addressed by the date of the next surveillance visit.

### Highlights of Close out visit (if applicable)

Dates

-

Not applicable

### **Recommendations**

Suasana Pertiwi Sdn. Bhd. has demonstrated compliance with the Sarawak Legality Standard (Principles 1-4) for Forest Timber Licenses No. T/3670 and is recommended to receive a GFS Statement of Compliance and STLVS Certificate of Compliance from FDS.

The next annual monitoring visit will be scheduled for November 2022.

**End of Summary Report** 

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