



# Employer Self-Assessment Tool

Tool to understand an employer's management systems and practices vis a vis the Ethical Charter





## Introduction

In 2018, the Boards of Directors of our two industry associations, Produce Marketing Association and United Fresh Produce Association, launched the Ethical Charter on Responsible Labor Practices (Charter). The Charter contains guiding principles and values intended to set a reference framework for responsible labor practices throughout the global fresh produce and floral supply chains.

To support its adoption across the industry, our associations are developing a set of reference tools for communication of best practices and to provide a common interpretation of responsible labor standards and their implementation. This Employer Self-Assessment Tool (ESAT) is the first of these reference tools.

The ESAT asks a company to collect information on each of the thirteen principles contained in the Charter, focusing on either compliance with applicable laws and regulations, or an organization's activities or controls/management systems for implementation of the Charter's principles.

The ESAT is a valuable tool for any supply chain responsible labor practices program. It:

- Promotes awareness of the principles contained in the Charter;
- Provides a tool to communicate what is currently being done in the industry to promote, reinforce and improve responsible labor practices;
- Encourages self-reflection and responsibility for learning, helping employers evaluate and consequently manage responsible labor policies, practices, and performance;
- Provides a means for suppliers to provide information regarding their management systems and practices to their customers or other stakeholders;
- Reduces the burden of multiple questionnaires, to avoid duplication and improve efficiency, in efforts to make reasoned judgments about conformance to the Charter; and
- Enable buying companies around the world to work towards mutual recognition of audits.

To use this tool, employers may wish to develop a strategy to consider how to best gather the data needed. It is helpful to consult a variety of resources (e.g., company policies, wage slips, time records, health & safety records, etc.) and colleagues (e.g., health and safety officers, human resource managers, field supervisors, etc.). Workers are also valuable resource and it may be impossible to gather a clear picture of responsible labor practices without their input. Interviewing workers will be particularly important in the case vulnerable workers are employed, such as migrant workers, either directly or through a third-party labor contractor.





This ESAT is not an exhaustive list of the Charter's principles and values; rather, the Measurement Criteria is the proper reference document for this purpose. Note that this document is not intended to be, nor should it be construed as, legal guidance, given that specific legal requirements will differ per jurisdiction. Moreover, the presentation of questions in this document pertaining to specific employer practices does not necessarily imply an endorsement of either those practices or related codes of conduct; each company will need to develop its own management systems unique to its needs.

The ESAT is not a means to an end, but rather a tool to enable a spirit of cooperation, learning and transparency across the floral and produce supply chains about labor conditions, policies, and practices, as permitted by law.

## **Ethical Charter for Responsible Labor Practices**

We believe that everyone deserves to be treated with dignity and respect. We are committed to respecting workers' rights and protecting their safety and health, while recognizing the cultural and legal differences found throughout the industry and the world. As an industry, we care about the wellness, respect and safety of the workers who help us offer the wide variety of fresh fruit, vegetables and flowers consumers enjoy.

The guiding values and principles set out in this Ethical Charter provide a framework for coordinated, focused action across the industry. When growers, labor agencies, packers, distributors, foodservice operators, marketers and retailers of fresh produce and flowers work together to assure ethical working standards, everyone in the supply chain benefits and consumer confidence in our products is enhanced. Responsible labor practices are the right thing to do and our success as an industry depends on it.

#### **Our Values**

- We believe that work in the fresh produce and floral industries should provide economic opportunity for all involved. Employers, workers, their families, and communities should benefit financially as a result.
- We respect, value, and encourage mutually beneficial efforts and a positive relationship between the employer and the employee, and intend to support efforts that strengthen that relationship.
- We operate in a spirit of cooperation, learning and transparency with our workers, trading partners and other stakeholders.
- We support transparency in our supply chains about labor conditions, policies, and practices, as permitted by law, with the aim of improving the work environment and giving workers opportunities for success.
- We seek to inspire continual learning and progress across the produce and floral supply chain, through education and an exchange of ideas and best practices in implementation of these principles.
- We believe in accountability throughout the supply chain and among all stakeholders to deliver our shared vision of responsible labor practices. These values can only flourish because of our day-to-day behavior and actions, with each of us working within our individual area of responsibility and strengths.

## **Our Guiding Principles**

#### Respect for Laws at Work

#### Legal Compliance

Employers shall adhere to the law and regulations as established by the applicable jurisdiction.

#### Occupational Safety & Health

Workers shall be provided a safe, hygienic, and sanitary environment at both work-related sites, and at any housing mandated or provided by the employer. Employers shall adopt reasonable measures to identify hazards and control occupational risk of injury and illness. Examples of such safeguards may include, but are not limited to, the following: industrial hygiene and sanitation programs; injury and illness prevention; emergency preparedness and response; chemical safety; equipment and machine safety; ergonomics; ventilation and lighting.

#### Wages & Benefits

Workers shall be paid for all work performed. Employers must comply with all applicable legal requirements regarding legal eligibility to work, benefits and wages (including wages for overtime premiums and/or minimum compensation for any payment arrangement based on productivity). Employers must provide leave and benefits as required by law. Payments will be made in accordance with any applicable contract terms and pay calculation shall be transparent to workers.

#### **Working Hours**

Employers manage working hours in accordance with applicable laws, recognizing that agricultural labor needs vary by season, crop and task, and workers are sometimes needed for shorter or longer time periods than a standard workweek. Employers provide rest periods if needed to support a safe and healthy workplace. Employers inform workers about their expectations regarding hours of work and gain their agreement at time of hiring.

#### **Respect for Professional Conduct**

#### Communication and Worker Protections

Direct communication between management and their employees is the most effective way of resolving workplace issues and concerns. All workers should have both the right and responsibility to voice questions, report in good faith any improper or wrongful activity, or discuss opportunities and/or grievances. To do so, there should be a fair, transparent, and accessible channel of communication to provide input to management and to resolve workplace issues. Employers should encourage timely disclosure of concerns and shall prohibit retaliation against anyone who, in good faith, reports concerns.

#### **Ethical Recruitment**

Employers shall recruit workers ethically. Abusive, deceptive, fraudulent, or corrupt practices are unacceptable at any stage of the recruitment and selection process. No worker should pay for a job; employers shall bear the costs of recruitment and placement. If third-party labor contractors are utilized, appropriate due diligence is performed to ensure their commitment to uphold the Ethical Charter.

#### Management Systems and Continuous Improvement

Employers commit to integrating sound management systems (such as policies, processes, education and training, documentation, communication, and feedback channels) that sustain and demonstrate compliance with applicable labor, employment, occupational health and safety laws governing the employer. Employers should look to these systems to continuously improve performance against compliance objectives.

#### **Responsible Purchasing Practices**

Companies purchasing commercial quantities of produce and floral products understand and seek to mitigate the impact of their planning and purchasing practices on the commitments in this Ethical Charter.

#### **Respect for Human Rights**

#### **Employment is Freely Chosen**

Employers must not tolerate modern day slavery – such as forced or compulsory labor, debt bondage, involuntary prison labor or the trafficking of persons. Employers commit to a work environment where employment is freely chosen and not performed under threat, coercion, force, or menace of penalty.

#### Freedom of Association

Employers follow applicable law regarding freedom of association and collective bargaining and workers' equal right to refrain from such activity.

#### **Humane Treatment and Non-Harassment**

Every worker deserves to be treated with dignity and respect and should not be subject to physical, sexual, psychological, or verbal harassment or abuse, coercion, or the threat of such conduct. Employers address the need to prevent sexual harassment with education, communication and disciplinary procedures that demonstrate that such behavior will not be tolerated.

#### Non-Discrimination

Equal employment opportunities are respected, including respect for all individuals. Workers deserve a workplace free from unlawful discrimination in any form, where employment decisions are based only on the requirements of the job.

#### Protection of Children and Young Workers

Respecting and supporting children's well-being requires employers to actively safeguard children's interests, preventing harm at the workplace. Young people who can legally work also desire and deserve economic opportunities but need age-appropriate work and appropriate supervision. Employers commit to prevent children and/or young workers from performing work that is mentally, psychologically, physically, or socially dangerous or harmful, or that hinders compulsory education. Employers do not hire anyone below the legal age of employment or younger than 15 where no minimum employment age exists.





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	Self-Assessment Tool	
Ma	anagement Systems	
Con	nmitment, Strategy, Policies & Procedures	
1.	Has the owner or most senior management level (such as CEO or Board of Directors) <b>committed</b> to responsible labor practices?  Please explain:	□ No □ Yes □ Planned
2.	Do you have a <b>dedicated senior manager</b> in charge of ensuring compliance with all national, provincial, and other local laws and regulations pertaining to the workplace across all your facilities?	□ No □ Yes □ Planned
3.	Do you have a documented <b>strategy</b> for addressing labor practices and driving the implementation of sound human resources practices?  **Please explain:	□ No □ Yes □ Planned
3.1	If yes, is this strategy based on an assessment of risks and opportunities related to workers' rights, safety, and welfare, and their causes?  Please explain:	□ No □ Yes □ Planned □ N/A
4.	Do you have <b>operational management systems</b> to ensure the delivery of the strategy and achievement of stated targets?  **Please explain:	□ No □ Yes □ Planned
5.	Please explain how you have allocated sufficient <b>resources</b> to implement policies and procedures.	





6.	For each Charter Principle, please indicate if you have written policies defining	$\square$ No $\square$ Yes
	your approach and corresponding procedures its implementation and oversight:	

Principle		Polic	су	Procedo		lure
Legal compliance	□No	☐ Yes	☐ Planned	□No	☐ Yes	☐ Planned
Occupational health & safety	□No	☐ Yes	☐ Planned	□No	☐ Yes	☐ Planned
Wages & benefits	□No	☐ Yes	☐ Planned	□No	☐ Yes	☐ Planned
Working hours	□No	☐ Yes	☐ Planned	□No	☐ Yes	☐ Planned
Communication & worker protections	□No	☐ Yes	☐ Planned	□No	☐ Yes	☐ Planned
Ethical recruitment	□No	☐ Yes	☐ Planned	□No	☐ Yes	☐ Planned
Employment is freely chosen	□No	☐ Yes	☐ Planned	□No	☐ Yes	☐ Planned
Freedom of association	□No	☐ Yes	☐ Planned	□No	☐ Yes	☐ Planned
Humane treatment & non-harassment	□No	☐ Yes	☐ Planned	□No	☐ Yes	☐ Planned
Non-discrimination	□No	☐ Yes	☐ Planned	□No	☐ Yes	☐ Planned
Protection of children and young workers	□No	☐ Yes	□ Planned	□No	☐ Yes	☐ Planned

7. For each item below, please indicate if it is within **the scope** of your policy & procedure:

Pri	nciple	Aspect	Within	Scope?	
Re	Occupational	Legal compliance in safety & health	□No	☐ Yes	☐ Planned
espo	Health & Safety	Risk mitigation and industrial hygiene practices	□No	☐ Yes	☐ Planned
ect :		Employer-provided housing	□No	☐ Yes	☐ Planned
for		Emergency preparedness and response	□No	☐ Yes	☐ Planned
Respect for Laws at Work	Wages &	Minimum wage legal compliance	□No	☐ Yes	☐ Planned
's at	Benefits	Wage legal compliance with piece rate	□No	☐ Yes	☐ Planned
8		Direct and timely payment in legal tender	□No	☐ Yes	☐ Planned
웃		Legal withholdings and deductions	□No	☐ Yes	☐ Planned
		Payment for work-related activities	□No	☐ Yes	☐ Planned
		Legal benefits	□No	☐ Yes	☐ Planned
	Working Hours	Legal compliance in working hours	□No	☐ Yes	☐ Planned
		Mitigating health & safety impacts from hours	□No	☐ Yes	☐ Planned
		Advanced communication/overtime requirements	□No	☐ Yes	☐ Planned
		Transparency of hours	□No	☐ Yes	☐ Planned
Professional Conduct	Communication	Communication channels	□No	☐ Yes	☐ Planned
	& Worker	Dispute resolution	□No	☐ Yes	☐ Planned
SSİC	Protections	Non-retaliation	□No	☐ Yes	☐ Planned
nal	Ethical	Transparency of terms of employment	□No	☐ Yes	☐ Planned
Co	Recruitment	Employer pays principle	□No	☐ Yes	☐ Planned
ndu		Ethical conduct and transparency in recruitment	□No	☐ Yes	☐ Planned
ct		Responsible labor contractors	□No	☐ Yes	☐ Planned
Re	Employment is	Voluntary labor	□No	☐ Yes	☐ Planned
Respect	Freely Chosen	Debt mitigation	□No	☐ Yes	☐ Planned
ect		Freedom of movement	□No	☐ Yes	☐ Planned
		Respect decision to terminate employment	□No	☐ Yes	☐ Planned





Principle		Aspect	Within Scope?		
	Freedom of	Legal compliance	□No	☐ Yes	☐ Planned
	Association	Protection of workers' choice	□No	☐ Yes	☐ Planned
	Humane	Prohibition against harassment and abuse	□No	☐ Yes	☐ Planned
	Treatment	Harassment prevention	□No	☐ Yes	☐ Planned
		Commitment to investigate and act	□No	☐ Yes	☐ Planned
	Non- Discrimination	Legal compliance	□No	☐ Yes	☐ Planned
		Prohibited inquiries and medical screening	□No	☐ Yes	☐ Planned
		Equal opportunity	□No	☐ Yes	☐ Planned
	Protection of	Minimum age for employment	□No	☐ Yes	☐ Planned
	Children &	Young workers protection	□No	☐ Yes	☐ Planned
	Young Workers	Removal of children	□No	☐ Yes	☐ Planned

### Tr

Tra	ining		
8.	site	person(s) responsible for implementing responsible labor practices at your (s) and/or facilities receive appropriate <b>training</b> necessary to conduct their vities?  Please explain:	□ No □ Yes □ Planned
8.1	L.If ye	es, do you have records to track the training, answering who, what, when?	□ No □ Yes □ N/A
Мо	nitor	ing Performance	
9.		v often does the management of your company <b>review management systems</b> dentify continuous improvement opportunities?	<ul><li>□ Never</li><li>□ Annually</li><li>□ Periodically</li></ul>
10.		you <b>evaluate practices</b> to learn what is working well or poorly and why? Do monitor your performance?	□ No □ Yes
	If y	res:	□ N/A
10	.1.	Are workers involved in the evaluation?  Please explain:	□ No □ Yes
10	.2.	What was the date of the last management review:	
10	.3.	Please provide an overview of the results of this review:	





10.4. Please list areas that are currently undergoing improvement, if applicable:	□ N/A
11. Do you have a main <b>system of documentation</b> that enables you to monitor and oversee all labor employment, and health and safety practices in the workplace?	□ No □ Yes □ Partially
12. Do you have a program to <b>engage in continuous improvement</b> of processes and social compliance?  Please explain:	□ No □ Yes □ Planned
12.1. If yes, do you also analyze areas for root causes of non-compliance or other problems to reduce the risk of reoccurrence?  Please explain:	□ No □ Yes □ Planned □ N/A
Communication & Worker Protections	
Communication Channels	
13. Do you have methods to create an <b>informed workplace</b> ?  If yes:	□ No □ Yes □ Planned □ N/A
<ul> <li>13.1. Do these methods inform workers of company policies and procedures?</li> <li>13.2. Do these methods inform workers of their duties, obligations &amp; rights?</li> <li>13.3. Are a variety of methods used, to take into consideration the composition of the workforce and the complexity of the message?</li> <li>13.4. Are workers made aware of the methods and programs they can use for</li> </ul>	<ul> <li>No ☐ Yes</li> <li>No ☐ Yes</li> <li>No ☐ Yes</li> <li>No ☐ Yes</li> </ul>
communication, consultation, or engagement?  14. Does the facility have written policies related to employee involvement?	□ No □ Yes □ Planned





15.	Do you have management systems for worker consultation and engagement? Please explain:	☐ No ☐ Yes ☐ Planned
15.	1. If yes, which of the following communication or consultation methods are deployed, whereby management and workers can discuss issues of interest to workers, and elicit their feedback:  Regular meetings Worker assemblies Regular dormitory meetings Suggestion boxes Worker-management committees Worker surveys Other	□ No □ Yes □ N/A
15.	2. If yes, do the methods deployed take into consideration the cultural and language differences of the workforce when promoting the understanding or, and the ability to participate?  Please explain:	□ No □ Yes □ N/A
15.	3. Does the facility provide training to all employees on employee involvement policies and procedures?	□ No □ Yes □ Planned
Disp	ute Resolution	
16.	Does the company have a <b>mechanism for resolving workplace complaints</b> , should they occur?	□ No □ Yes □ Planned
	If yes:	□ N/A
16. 16.		□ No □ Yes





concern?  Please explain:	les of  □ No □ Yes □ N/A
17. Do you require labor contractors to have their own similar mechanisms  *Please explain:*	s? □ No □ Yes □ Planned
Employment is Freely Chosen	
Voluntary Labor	
18. Do you have a <b>policy</b> that prohibits forced labor?	□ No □ Yes
18.1. If yes, please indicate what is prohibited under the policy:    Forced labor   Involuntary prison labor   Bonded labor   Debt bondage   Indentured labor   Trafficking of persons   Other	□ No □ Yes □ N/A
19. Do you use <b>prison labor</b> ?  If yes, please explain:	□ No □ Yes
Debt Mitigation	
20. Are there any <b>deposits or collateral</b> associated with obtaining work?	□ No □ Yes
21. Is there any use of labor in exchange for debt repayment?	□ No □ Yes
22. Do you <b>charge workers</b> for any training or education required for the jo	ob? □ No □ Yes
23. Are pay advances allowed?	□ No □ Yes
23.1. If yes, please describe any limits in amounts, if any:	□ N/A





24. Are <b>loans</b> available to workers from the employer?	□ No □ Yes □ Planned
If yes:	□ N/A
<ul><li>24.1. Are wages deductions for repayments disclosed and agreed to in writing prior to any deduction?</li><li>24.2. Are repayment terms such that deductions are within legal limits, and ensure sufficient income for necessities?</li></ul>	□ No □ Yes
<ul><li>24.3. Are workers required to pay back the loan before they can terminate employment?</li><li>24.4. Please describe for what loans are offered, and the repayment terms:</li></ul>	□ No □ Yes
25. Is <b>housing, food, or daily transportation</b> provided by the employer?	□ No □ Yes
If Yes:	□ N/A
<ul><li>25.1. Is their use voluntary?</li><li>25.2. Are their costs reasonable?</li><li>25.3. Please explain any "yes" answers:</li></ul>	□ No □ Yes □ No □ Yes
Freedom of Movement	
26. Are any <b>restrictions of movement</b> inside the place of production or any employer-provided facilities?	□ No □ Yes
26.1. If yes, are restrictions limited to legitimate safety, security, or business concerns?	□ No □ Yes □ N/A
26.2. Are all workers free to leave the employment site during nonworking hours or at the end of their shift? (including workers who live on-site)	□ No □ Yes
26.3. Are employees allowed to leave the facility during work hours: for any reason; for medical appointments or in cases of emergency; or during break, rest time or after working hours?	□ No □ Yes
26.4. If housing is provided, are residents able to leave when they wish (even in the case where curfews may be used)?	□ No □ Yes □ N/A
26.5. Are employees allowed access to restroom breaks, drinking water and medical facilities?	□ No □ Yes





27.	Is <b>surveillance</b> used?	□ No □ Yes
	If Yes:	□ N/A
27. 27.	, , , , , , , , , , , , , , , , , , , ,	□ No □ Yes □ No □ Yes
28.	Are workers able to access drinking water, sanitary facilities, and medical facilities without suffering financial penalty?  Please explain any restrictions or how this freedom is assured:	□ No □ Yes
29.	Do you hold or safeguard <b>workers' documents</b> (ID cards, or passports, or residency papers)?	□ No □ Yes □ N/A
	If Yes:	□ N/A
29. 29. 29.	<ol><li>Do employees provide these documents of their own consent and is there a system through which they have free and easy access?</li></ol>	□ No □ Yes □ No □ Yes □ No □ Yes □ N/A
30.	Are migrant workers free to return to their home country or domicile during periods of annual or personal leave, without having to pay a deposit, or without being subject to threats of termination or retaliation?	□ No □ Yes
Res	pect Workers' Decision to End Their Employment	
31.	Are all workers free to leave their employment?  Yes, at any time Yes, when completing contract Yes, when worked off his/her debt Yes, upon giving notice  If yes, describe notice period:	
32.	Are workers responsible for any <b>fees, or are there any wage deductions</b> , if they terminate the job earlier than the contracted work period?  If yes, please explain:	□ No □ Yes





33.	Are there any cases where you withhold any payments or entitlements upon termination?  If yes, please explain:	□ No □ Yes
34.	Are all <b>final wages paid</b> , upon termination, within the standard pay period detailed in the terms of employment?  If no, please explain:	□ No □ Yes
35.	Do you arrange and pay for the <b>repatriation of foreign migrant workers</b> at the end of their contracts?  **Please explain:	□ No □ Yes □ N/A
35	Do you repatriate foreign migrant workers if you terminate his/her contract (for any reason other than documented gross misconduct) before the contract end date?	□ No □ Yes □ N/A
Etl	nical Recruitment	
Trai	nsparency of Terms of Employment	
36.	Does the facility have written <b>policies</b> related to ethical employee recruitment and hiring?	□ No □ Yes
37.	Do you obtain <b>workers' informed consent</b> to terms of employment without deception, threat, or coercion?	□ No □ Yes
38.	Are the main terms of employment provided to workers?  If Yes:	□ No □ Yes □ Planned □ N/A
38. 38.		□ No □ Yes





38.3. What information about the job does the company provide at the time of recruitment? At the time of contract signing? Upon entrance to the job?	□ N/A
38.4. Do you have a signed term of employment for every directly employed worker?	□ No □ Yes □ Planned
38.5. Does the facility provide trainings on recruitment and hiring policies and procedures to individuals responsible for hiring and recruitment?	□ No □ Yes □ Planned
38.5.1. Does the facility provide new employees with orientation trainings to assist their understanding of all workplace policies and procedures?	□ No □ Yes □ Planned
38.5.2. Does the facility communicate workplace policies and procedures to new employees? (i.e. by providing a handbook or equivalent)	□ No □ Yes □ Planned
Employer Pays Principle	
39. Have you <b>committed</b> to the employer pays principle?	☐ No ☐ Yes☐ Planned
39.1. Do you have a clear <b>forward-facing policy</b> that specifies the range of costs to be met by workers vs employers, and any expectations and timelines for reimbursement?	☐ No ☐ Yes☐ Planned
39.2. Please explain how this commitment and/or policy is implemented:	□ N/A
40. Do workers <b>pay any fees</b> at any point in the process of applying or getting hired,	□ No □ Yes
or for keeping their jobs?	☐ Not Sure
40.1. If fees are paid, please list all fee amounts, what they were for, and to whom they were paid.	□ N/A
40.2. If you answer no, have you validated with workers that they are not paying any fees of any type, whether before or during employment?  Please explain:	□ No □ Yes □ N/A





40.	Please explain:	☐ No ☐ Yes☐ Planned☐ N/A
40.	4. In the last 12 months, have there been circumstances in which the facility has had to use <b>deportation</b> , <b>cancellation</b> of visas or reporting to the authorities as a disciplinary measure?  If yes, please explain:	□ No □ Yes
Ethi	cal Conduct & Transparent Practices in Recruitment	
41.	How do you ensure that all <b>advertising</b> for applicants is done in a manner that discloses the true nature of the work?  Please explain:	□ N/A
42.	How do you ensure that when <b>recruiting with international or foreign migrant workers</b> that recruitment is done in accordance with both sending and receiving laws or regulations?  Please explain:	□ N/A
43.	Is <b>contract substitution</b> prohibited?  Please explain:	□ No □ Yes □ N/A
Res	ponsible Labor Contractors	
44.	Do you have an ongoing method of <b>monitoring the practices of your labor contractor</b> ?  Please explain:	□ No □ Yes □ Planned □ N/A
45.	Have you <b>validated the license</b> , if applicable, of the labor contractor and have you checked for any prior legal violations by the labor contractor?	□ No □ Yes





46. What <b>remedial action</b> do you take when a labor contractor rejects, o cooperate in, due diligence, or is unwilling to remedy a violation of la human rights?	
Freedom of Association	
Legal Compliance	
47. Do you <b>comply with all applicable laws and regulations</b> regarding fro association and collective bargaining?	eedom of □ No □ Yes
47.1. Please describe how you ensure compliance all applicable laws a regulations?	and
47.2. In the last 12 months, have there been any violations of the law freedom of association or collective bargaining?  If yes, please explain:	related to
Humane Treatment	
Prohibition against Harassment & Abuse	
48. Do you <b>comply with all applicable laws and regulations</b> regarding had and abuse?	arassment
48.1. Please describe how you ensure compliance all applicable laws a regulations?	and
48.2. In the last 12 months, have there been any violations of the law harassment and abuse?  If yes, please explain:	related to $\square$ No $\square$ Yes





49. Do	es your company have defined <b>rules against harassment &amp; abuse</b> ?	☐ No ☐ Yes☐ Planned
49.1.	In terms of scope, which of the following is prohibited by your rules?  Verbal harassment or abuse  Physical harassment or abuse  Visual harassment or abuse  Sexual harassment or abuse  Unlawful harassment or retaliation  Penalties for acts of harassment and/or abuse  Worker recourse in case of violations  Other  Other	□ N/A
Prohibit	tion against Harassment & Abuse	
50. Do	you take reasonable care to prevent harassment or abuse?	□ No □ Yes
	you provide workers with detailed communications on their rights and otections regarding harassment?	□ No □ Yes □ Planned
51.1. ar	If yes, please explain the methods used to ensure that workers both receive and understand it?	□ N/A
	es your company have any <b>educational efforts</b> on sexual harassment? ease explain:	□ No □ Yes □ Planned
52.1. tro	Do <b>you train</b> managers, supervisors, and crew leaders on employee eatment?	□ No □ Yes
52.2. 52.3.	If yes, when is this training provided?  If yes, which of the following is included in the training:  Procedures for bringing, investigating, and responding to a complaint  Recognizing unacceptable behavior  Preventing unacceptable behaviors  Appropriate or effective responses  Other	□ N/A





## Commitment to Investigate & Take Action

53. Do	you have a formal, documented <b>grievance procedure</b> ?	☐ No ☐ Yes☐ Planned
53.1.	If yes, which of the following is within the scope of your procedure?    Procedures for reporting harassment or abuse complaints   Procedures for the investigation of complaints in a fair and thorough manner   Procedures for responding to complaints   The designation of a qualified individual for oversight and/or implementation   Clear roles, responsibilities   Immediate and effective corrective action, in the event of confirmed occurrence   Procedures to assess root cause of problems, and possible preventive responses   Non-retaliation protection for making a compliant or assisting in its investigation   System to discipline supervisors, managers and employees who engage in any form of harassment or abuse?   Other If yes, please describe the efforts taken to identify lessons for improving the	
	echanism and preventing future grievances and harms raised through the echanism.	
54. In the 54.1. 54.2. 54.3. 54.4. 54.5.	he last 12 months, have there been any cases of harassment or abuse?  Any of violence against employees or where employees were threatened?  Any cases of physical harassment or abuse at the facility?  Any cases of verbal harassment or abuse at the facility?  Any cases of psychological or mental harassment at the facility?  Any cases of sexual abuse at the facility?	<ul><li>No ☐ Yes</li><li>No ☐ Yes</li><li>No ☐ Yes</li><li>No ☐ Yes</li><li>No ☐ Yes</li><li>No ☐ Yes</li></ul>

Employer Self-Assessment Tool 1.0

If yes, please explain:





Non-Discrimination			
Non-Discrimination Compliance			
55. Do you <b>comply with all applicable laws and regulations</b> regarding nondiscrimination?	□ No □ Yes		
55.1. In the last 12 months, have there been any <b>cases of discrimination</b> brought against the company due to a legally protected class?  If yes, please explain:	□ No □ Yes		
56. How do you ensure that any decisions during hiring, employment, or termination, are never based on a <b>personal characteristic</b> of the worker?	□ N/A		
57. How do you ensure there is <b>no difference in pay</b> for workers performing substantially similar work with a comparable composite of skill, effort and responsibility, absent bona-fide factors recognized by law?	□ N/A		
Prohibited Inquiries and Medical Testing			
58. Is <b>medical testing</b> required as a condition of being hired or promoted?	$\square$ No $\square$ Yes		
58.1. If yes, please explain what is tested, and whether it is legally required for the position being contracted:	□ N/A		
59. Do you ever ask females about <b>pregnancy status</b> during hiring or during the course of employment?	□ No □ Yes		
59.1. If yes, please explain the business reason for this:	□ N/A		





## **Equal Opportunity**

60.	How do you ensure all persons of the same skill level have an <b>equal opportunity for training and advancement</b> ?	□ N/A
61.	How do you ensure all that the allocation of tasks, access to training, access to opportunities, working hours, pay, overtime, benefits, health care, union rights, collective bargaining agreements, disciplinary measures, and termination policies, are both transparency and based on the principle of equal treatment?	□ N/A
62.	Are <b>supervisors trained</b> in avoiding disciplinary practices? If yes, please explain:	□ No □ Yes □ Planned
63.	Do you comply with all applicable <b>legal work requirements for pregnant, post-partum and lactating women</b> ?  Please explain:	□ No □ Yes
64.	In the last 12 months, have employees who are <b>pregnant or on parental leave</b> been terminated or resigned?  If yes, please explain:	□ No □ Yes





# Occupational Safety & Health

_ega	al Compliance				
55.	Does the facility <b>comply with all applicab</b> and safety?	le laws and re	<b>gulations</b> relate	ed to health	□ No □ Yes
65.	<ol> <li>Please describe how you ensure com laws and regulations?</li> </ol>	ipliance to all a	applicable healt	h & safety	
65.	<ol> <li>In the last 12 months, have there been occupational health and safety?</li> <li>If yes, please explain:</li> </ol>	en any violatio	ns of the law re	elated to	□ No □ Yes
65.	65.3. Are building certificates and permits available, as required by law? □ No □ Yes				
Poli	cies and Procedures				
production being performed, to identify and guard and against hazards and prevent injury or illness at work?				□ No □ In Place □ Partial □ Planned □ N/A	
	Principle		Policy	Pro	ocedure
	Industrial hygiene and sanitation	□ No	☐ Yes	□No	☐ Yes
	Chemical safety	□ No	☐ Yes	□No	☐ Yes
	Injury and illness prevention	□ No	☐ Yes	□No	□ Yes
	Emergency preparedness and response	□ No	☐ Yes	□No	☐ Yes
	Equipment and machine safety	□ No	☐ Yes	□No	☐ Yes
	Ergonomics	□ No	☐ Yes	□No	☐ Yes
	Ventilation	□ No	☐ Yes	□No	☐ Yes
	Lighting	□ No	☐ Yes	□No	☐ Yes
	Structural and building safety	□ No	☐ Yes	□ No	☐ Yes

□No

Other:

☐ Yes

□No

☐ Yes





<u>[</u>	Principle	Policy	Procedure
66.2	Please explain what is missing:		□ N/A
67.	Does the company have <b>health and safety p</b>	rocedures that are relevant	to the □ No
	production being performed, to identify and		
	prevent injury or illness at work?	0	☐ Partial
			☐ Planned
67.1	If yes, please tick off which subjects are	included in the procedures:	□ N/A
	Accident and injuries are documented and inve	stigation	
	Access to clean drinking water during working h		
	Building evacuation procedures (where applical		
	Chemical handling and pesticide-related proced		
	Canteen safety & hygiene	idi C3	
	Communication channels between workers and	l management on health and s	afety matters
	Contractor safety	i management on neath and so	arety matters
	Documentation and investigation of accidents,	iniuries	
	Dormitory safety & hygiene	injuries	
	Electrical safety		
	Emergency contact information for local author	ities	
	Emergency plans, response, and communicatio		
	First aid, medical	in procedures	
	Food handling rules (where applicable)		
	General work environment (e.g. ventilation, cle	anliness lighting noise etc.)	
	Hearing conservation	ariirress, iigritirig, rioise, etc.,	
	Heat stress and/or sunstroke signs, symptoms,	and prevention	
$\overline{\Box}$	Hygiene: toilets, handwashing, drinking water		
	Machine maintenance, licensing, safety devices	and inspections	
	Material safety data sheets in native language of		
	Mitigation and prevention of repetitive motion		
	Physically demanding work	, ,	
	Preventing or controlling exposures that endan	ger life, health, or physical cond	dition
	Procedures for inclement weather	, , , , , , , , , , , , , , , , , , , ,	
	Provision, maintenance and use of appropriate	personal protective equipment	
	Rules about working when ill		





	Rules for smoking, eating, chewing tobacco, spitting	
	Safe handling of electricity	
	Safe use of electrical equipment	
	Structural safety of buildings (where applicable)	
	Use of jewelry, watches, or other personal effects	
	Vehicle operation and safety procedures	
	Other:	
67.		□ N/A
68.	Are all workers (including temporary workers) <b>trained</b> on health, safety, and hygiene?	□ No □ Yes
68. 68.	, ,	□ N/A □ N/A
Risk	Mitigation & Industrial Hygiene Practices	
69.	Does your company have a <b>health &amp; safety risk assessment process</b> to identify, prioritize and mitigate the potential OHS risks associated with your operations and activities?  Please explain:	☐ No ☐ In Place ☐ Partial ☐ Planned
69.	<ol> <li>If applicable, please specify any high-risk areas identified through the risk assessment process.</li> </ol>	□ N/A





69	.2. Do you implement action plans for all risk areas identified?  If yes, please provide an example:	□ No □ Yes □ N/A
69 69	,	⊠ N/A □ No □ Yes □ N/A
Ξm	ployer-Provided Housing	
70.	Is sleeping in the field prohibited?	□ No □ Yes
71.	Is <b>housing secured, provided, or mandated</b> in connection with the work? <i>Please explain:</i>	☐ No ☐ Yes ☐ Planned
72.	Does the housing meet all <b>applicable laws and regulations</b> for occupancy, structural, health, sanitation, and safety?	□ No □ Yes
73.	Do housing conditions and infrastructure ensure sanitation, decency, privacy, and security?  Please explain:	
74.	Are measures in place to prevent overcrowding in housing and sleeping arrangements?  Please explain:	□ No □ Yes □ Planned
Em	ergency Preparedness and Response	
75.	Do you have an <b>emergency response plan</b> to prepare for, and respond to, fire, natural disaster or accidents or other emergencies? <i>Please explain:</i>	□ No □ Yes □ Planned
75	.1. Which staff person is responsible for implementation of the plan?	□ N/A





75.2. Is first aid available at the work site?  Please explain:	□ No □ Yes □ Planned
75.3. Is emergency contact for local authorities accessible and understandable? Please explain:	□ No □ Yes □ Planned
75.4. Do workers have a means to contact authorities in the event of an emergency?  Please explain:	□ No □ Yes □ Planned
Protection of Children and Young Workers	
Minimum Age for Employment	
76. Does the facility have <b>written policies</b> related to the recruitment and hiring of child labor/underage labor?	☐ No ☐ Yes ☐ Planned
77. Is there a <b>minimum wage of employment</b> requirement in the country, region, or locality where your facility operates?  If yes, what is it?	□ No □ Yes
78. What is the <b>date of birth of the youngest worker</b> , and when did he or she start working in the company?	
79. Are all employees currently <b>at or above the applicable legal minimum</b> working age?	☐ No ☐ Yes☐ N/A there is no minimum age legally
79.1. If there is no established minimum age for employment under law, are all employees currently at least fifteen years old?	□ No □ Yes □ N/A
80. Do you have a robust system for checking and verifying the ages of workers, and that he/she is legally allowed to work?  80.1. If yes, what documents do you use to confirm the age of applicants?  □ ID card □ Birth certificate □ School certificate □ Church certificate □ School certificate □ Dental or doctor certificate □ Driver's license □ Passport □ Social security document □ Other:	□ No □ Yes □ Planned □ N/A
80.2. Do you keep copies of proof of <b>age documentation in</b> worker's personnel files?	□ No □ Yes □ Planned





	Do you <b>check with labor brokers</b> you are using to supply labor that the ompany has copies of ID's of their workforce? <i>lease explain:</i>	□ No □ Yes □ Planned □ N/A
Young	Workers Protection	
	pes the facility have <b>written policies</b> related to recruitment and employment actices of young workers?	□ No □ Yes
	bes the facility have <b>written procedures</b> related to recruitment and employment actices of young workers?	☐ No ☐ Yes☐ Planned
82.1. tł	Do you have an up to date <b>risk assessment</b> that covers young workers and ne potential areas of risk in the workplace?	□ No □ Yes
	you have any <b>young workers</b> (i.e. below the age of 18), or do you have any prentices in the employment site?	□ No □ Yes
If	yes:	□ N/A
83.1.	Does the facility meet all legal requirements pertaining to the employment	
	f young workers?	□ No □ Yes
83.2.	Do you have a program to comply with any regulatory restrictions or	□ No □ Yes
	equirements applicable for those under the age of 18?	□ No □ Yes
83.3.	Does the facility monitor the working hours of all young workers separately?	
83.4.	Do you make sure that young workers are exempt from hours of work that onflict with their ability to attend compulsory education?	□ No □ Yes
83.5.	Do you make sure that your workers are exempt from overtime work?	□ No □ Yes
83.6.	Do you make sure that your workers are exempt from night work?	□ No □ Yes
83.7.	Do you make sure that young workers are exempt from hazardous work?	□ No □ Yes
83.8.	Does the facility maintain parental permission for young workers to work in	
tł	ne facility, as legally required?	□ No □ Yes
83.9. re	Does the facility arrange health checks for all young workers, as legally equired?	□ No □ Yes
83.10. d	Please describe your systems for the protection of young workers or why you o not need one:	





### Removal of Children

84.	What is your facility's practice when it comes to <b>children visiting the production areas</b> ? (i.e. children that are not employees, but are just visiting)	
85.	Are non-employed children provided from <b>access to production</b> , <b>harvest</b> , or other work areas?	□ No □ Yes
86.	Do <b>childcare facilities</b> , if made available at work, overlap with worksite areas where work is performed?	□ No □ Yes □ N/A
86.	<ol> <li>If you do not provide child care facilities, do you prohibit your employees from bringing their children to work?</li> </ol>	□ No □ Yes □ N/A
87.	Have you ever had child workers on your employment site?	□ No □ Yes
87.	1. If yes, what did you do?	□ N/A
88.	Do you have a formal <b>procedure for remedying</b> any confirmed instances of child labor?  Please describe your systems for remediation of child labor, or why you do not need one:	☐ No ☐ Yes ☐ Planned
88.	<ol> <li>If yes, does it include removal from the workplace immediately, and include a process for keeping the child safe until he/she is handed over to a legal custodian?</li> <li>Please explain:</li> </ol>	☐ No ☐ Yes ☐ Planned





Re	Responsible Purchasing Practices		
89.	pur	you <b>communicate or engage with your customers</b> on how their planning and chasing practices impact your commitment to responsible labor practices? ase explain:	□ No □ Yes □ Planned
89		If yes, in which of the following areas:  Alignment of financial terms with responsible labor practices  Accuracy and timeliness of planning/forecasting  Accuracy and timeliness of tech packs  Adequacy of lead time provided  Conflicting demands between business and compliance needs  Hit rates on products developed for customers  Paying bills on time and in full  Visibility into ordering plans  Other:	□ N/A
		Other:	
90. 90	<ul><li>90. Do you receive incentives from customers for responsible labor standards or practices?</li><li>90.1. If yes, which incentives:</li></ul>		□ No □ Yes □ Planned □ N/A
		Consistent minimum volume of production per month Customer paid training for skill or capacity development Larger volume Less social compliance audits (timing or amount) More favorable mix of products Option to set higher minimum order level Premium pricing Supplier award or recognition program	





91.	Do you <b>communicate to your suppliers</b> any expectations regarding responsible labor practices?	□ No □ Yes □ Planned
91	.1. If yes, please describe which types of suppliers receive this communication, in what form and by what methods:	□ N/A
W	ages & Benefits	
Mir	nimum Wage Legal Compliance & Wage Legal Compliance with Piece Rate	
92.	Does the facility <b>comply with all applicable laws and regulations</b> related to wages and benefits?	□ No □ Yes
92	.1. Please describe how you ensure compliance to all applicable wages & benefits laws and regulations?	
92	.2. In the last 12 months, have there been any violations of the law related to wages or benefits?  If yes, please explain:	□ No □ Yes
93.	Is there a legal <b>minimum wage</b> requirement in the country, region, or locality where your facility operates?	□ No □ Yes
	yes:	□ N/A
93 93 93	<ul><li>.2. Do any workers at your facility receive less than the minimum wage?</li><li>.3. Is the minimum wage paid for a standard work week?</li></ul>	□ No □ Yes
93	.4. Is productivity-based pay compared to the applicable minimum wage rate to ensure legal compliance?	□ No □ Yes





	low much does <b>the lowest paid worker earn</b> in a standard working hour per our, for each of the following:	
94.1.	· · · · · · · · · · · · · · · · · · ·	
94.2.		
94.3.	' '	
94.4.		
	Homeworker?	
	o you pay workers for overtime hours in addition to regular working hours?	□ No □ Yes □ N/A
96. Is	If yes, what is the rate of overtime pay compared to regular time pay?  (Select the best answer which matches your lowest rate of overtime paid.)  Less than regular time Equal to regular time More than regular time, but less than time-and-a-half Equal to, or between time-and-a-half, and double time Equal to double-time or more Other:  the appropriate premium rate applied for overtime?  Please explain:	□ N/A □ No □ Yes □ N/A
97. A	t, Timely Payment in Legal Tender & Wage Statements are wages paid directly to workers and not to a third party, by you or a qualified	□ No □ Yes
р	ayroll service?	
98. li	n which of the following ways are workers paid:  ☐ Cash ☐ Bank check ☐ Bank transfer ☐ Money order ☐ Direct deposit ☐ Voucher to the company store ☐ Pre-paid credit card ☐ Other:	
	How <b>often</b> do workers receive their wages?  Pase specify the frequency and exact date, if any:	
99.1.	Does any wage period exceed 30 days?	□ No □ Yes
	In the last 12 months, have there been circumstances under which wages were delayed or withheld from employees?  If yes, please explain:	□ No □ Yes





## Legal Withholdings & Deductions

	you make any <b>deductions</b> from workers' pay? res:	□ No □ Yes □ N/A
100.2. 100.3. app 100.4. Leg	Are deductions ever made as a disciplinary measure? Are all deductions and withholdings legally compliant? After deductions are made, do any workers receive less than the legally plicable minimum wage? Please provide details of: gally required deductions: her deductions:	□ No □ Yes □ No □ Yes □ No □ Yes
101. Do y If y	you make any <b>government required withholdings</b> ?	□ No □ Yes □ N/A □ N/A
101.1. 101.2. 101.3. 101.4. 101.5. 101.6. 101.7.	Do withhold for taxes?  Do withhold for social security?  Do withhold for social insurance?  Are government required withholdings correctly calculated?  Are government required withholdings submitted to applicable authority?  Are withholdings submitted within the legally required timeframe?  Are withholdings documented properly?  Pase explain:	<ul> <li>No ☐ Yes</li> </ul>
lang	all your workers receive <b>clear information</b> in the local or appropriate guage(s) about how their actual wages are calculated?  Pase explain:	□ No □ Yes □ Planned
103. Do v	workers receive an understandable pay statement?	□ No □ Yes
103.1.	Please indicate which of the following your wage statement includes:  Dates of the pay period  Name and address of employer  Name and address of employee  Total number of regular hours worked  Total number of overtime hours  Gross wages (all earnings before taxes or deductions)  Net wages (after taxes and deductions),  Rates of pay and the number of hours at each rate  Amounts for piece rate bonuses or allowances	□ N/A
	Other:	





## Payments for Work Related Activity

	I mandatory time at the work site paid to workers, including training or etings?	□ No □ Yes □ Planned
	workers paid for any time that they are required to be on the employer's mises or on duty at the prescribed work location?	□ No □ Yes
105.1.	Which of the following are covered?  Mandatory meetings  Mandatory trainings  Time spent traveling from one work site to another during the workday and after	□ N/A
	arrival at first work site  ☐ Time spent traveling to and from a new assignment away from a usually prescribed work location	
	□ Other:	
Legal Be	nefits	
106. Are 106.1.	all legally required benefits given? If yes, please explain what is provided:	□ No □ Yes
106.2. pe	Do you provide any <b>social benefits</b> to the workers (e.g. health insurance, nsion fund, child care, education, accommodation etc.)?	□ No □ Yes
106.3.	Are all legally required paid leaves given?	□ No □ Yes
106.4.	Are all legally required paid rest or meal periods given?	□ No □ Yes
106.5.	Are all legally required paid leaves given?	□ No □ Yes
106.6.	Are all legally required paid bonuses given?	□ No □ Yes





## **Working Hours**

Legal Compliance in Working Hours	
107. Does the facility <b>comply with all applicable laws and regulations</b> related to hours of work?	□ No □ Yes
<ul> <li>107.1. Related to maximum hours workers can be required to work?</li> <li>107.2. Related to young workers' hours of work?</li> <li>107.3. Recording working time?</li> <li>107.4. Time record keeping?</li> <li>107.5. Periods of leave?</li> <li>107.6. Rest days?</li> <li>107.7. Holidays?</li> <li>107.8. Rest periods?</li> <li>107.9. Meal intervals?</li> </ul>	<ul> <li>No ☐ Yes</li> </ul>
Please describe how you ensure compliance to all applicable hours of work laws and regulations?	
107.10. In the last 12 months, have there been any violations of the law related to hours of work?  If yes, please explain:	□ No □ Yes
108. Are there <b>any hours of work limits</b> (daily, weekly, monthly, or annually) defined by either local law or regulation or collective bargaining agreement?	□ No □ Yes
If yes:  108.1. In the last 12 months, are all regular working hours (daily, weekly, monthly, or annually) for all employees within allowable limits under applicable law or agreement?	□ N/A
108.2. In the last 12 months, are all overtime working hours (daily, weekly, monthly, or annually) for all employees within allowable limits under applicable law or agreement?	□ No □ Yes
108.3. Are any exceptions to this maximum allowed?  If yes, please explain:	□ No □ Yes





109. Wha 109.1.	at are the <b>typical or average hours of work?</b> Standard work week?	
109.2.	Average number of weekly overtime hours per person, per week?	
109.3.	Maximum hours workers work per day in peak season?	
109.4.	Maximum hours workers work per week in peak season?	
Mitigatir	ng Impact on Health & Safety from Working Hours	
the	s the company <b>analyze the impact of overtime</b> or extended working hours on risk of occupational injuries and illnesses?  yes, please explain:	□ No □ Yes
111. Wha	at strategies does the company have in place to <b>prevent work injuries</b> ?	
Advance	d Communication of Overtime Hours	
112.1. em	vertime compulsory, or a condition of employment?  If so, are workers informed of this policy at the beginning of their ployment?  se explain:	□ No □ Yes
Transpai	rency of Hours	
	s the company have a <b>time keeping system</b> for the accurate and complete king and reporting of work and leave time, which enables accurate calculation ay?	□ No □ Yes
113.1.	How are working hours <b>recorded</b> (regular &overtime) daily for each worker?	
	N/A. I do not record working hours	
	Attendance lists	
	Employee documented records	
	Punch / time cards	
	Electronic recording system	
	Other:	
113.2.	How does the time recording system used make hours of work (including	
ove	ertime) transparent to the employee and the company?	