



DISCLOSURE MATERIALS

Certified B Corporations must complete a Disclosure Questionnaire to identify potentially sensitive issues related to the company (e.g. historical fines, sanctions, material litigation, or sensitive industry practices).

This component does not affect the company's score on the B Impact Assessment. If the company answers affirmatively to any items in the Disclosure Questionnaire and B Lab deems them to be material, the company must:

- 1) Be transparent about the disclosure issues identified on the company's public B Impact Report
- 2) Describe how the company has addressed this issue.
- 3) Demonstrate that management systems are in place to avoid similar issues from arising in the future.

In all cases, the Standards Advisory council reserves the right to refuse certification if the company is ultimately deemed not to uphold the spirit of the community.

In addition to the voluntary indication of sensitive issues in the Disclosure Questionnaire, companies pursuing Certification also are subject to background checks by B Lab staff. Background checks include a review of public records, news sources, and search engines for company names, brands, executives/founders, and other relevant topics.

Sensitive issues identified through background checks may or may not be within the scope of questions in the Disclosure Questionnaire, but undergo the same review process and are subject to the same possible review by the Standards Advisory Council, including ineligibility for B Corp Certification, required remediation, or disclosure.

This document contains a copy of the company's completed Disclosure Questionnaire and related disclosure documentation provided by the company.

DISCLOSURE QUESTIONNAIRE

Company Name: Tony's Chocolonely
 Date Submitted: 30/03/2022

Industries & Products	Yes	No
Please indicate if the company is involved in production of or trade in any the following. Select Yes for all options that apply.		
Animal Products or Services		✓
Biodiversity Impacts		✓
Chemicals		✓
Company Explanation Of Disclosure Item Flags		✓
Disclosure Alcohol		✓
Disclosure Firearms Weapons		✓
Disclosure Mining		✓
Disclosure Pornography		✓
Disclosure Tobacco		✓
Energy and Emissions Intensive Industries		✓
Fossil fuels		✓
Gambling		✓
Genetically Modified Organisms		✓
Illegal Products or Subject to Phase Out		✓
Industries at Risk of Human Rights Violations		✓
Monoculture Agriculture		✓
Nuclear Power or Hazardous Materials		✓
Payday, Short Term, or High Interest Lending		✓
Water Intensive Industries		✓
Tax Advisory Services		✓

Supply Chain Disclosures	Yes	No
Please indicate if any of the following statements are true regarding your company's significant suppliers.		
Business in Conflict Zones		✓
Child or Forced Labor	✓	
Negative Environmental Impact		✓
Negative Social Impact		✓
Other		✓

Outcomes & Penalties	True	False
Please indicate if the company has had any formal complaint to a regulatory agency or been assessed any fine or sanction in the past five years for any of the following practices or policies. Check all that apply.		
Anti-Competitive Behavior		✓
Breaches of Confidential Information		✓
Bribery, Fraud, or Corruption		✓
Company Explanation Of Disclosure Item Flags		✓
Company has filed for bankruptcy		✓
Consumer Protection		✓
Financial Reporting, Taxes, Investments, or Loans		✓
Hazardous Discharges Into Air/Land/Water (Past 5 Yrs)		✓
Labor Issues		✓
Large Scale Land Conversion, Acquisition, or Relocation		✓
Litigation or Arbitration		✓
On-Site Fatality		✓
Penalties Assessed For Environmental Issues		✓
Political Contributions or International Affairs		✓
Recalls	✓	
Significant Layoffs		✓
Violation of Indigenous Peoples Rights		✓
Other		✓

Practices	True	False
Please indicate if the following statements are true regarding whether or not the company engages in the following practices. Check all that apply. If the statement is true, select "Yes." If false, select "No."		
Animal Testing		✓
Company/Suppliers Employ Under Age 15 (Or Other ILO Minimum Age)		✓
Company Explanation Of Disclosure Item Flags		✓
Company prohibits freedom of association/collective bargaining		✓
Company workers are prisoners		✓
Conduct Business in Conflict Zones		✓
Confirmation of Right to Work		✓
Does not transparently report corporate financials to government		✓
Employs Individuals on Zero-Hour Contracts		✓
Facilities located in sensitive ecosystems		✓
ID Cards Withheld or Penalties for Resignation		✓
No formal Registration Under Domestic Regulations		✓
No signed employment contracts for all workers		✓
Overtime For Hourly Workers Is Compulsory		✓
Payslips not provided to show wage calculation and deductions		✓
Sale of Data		✓
Tax Reduction Through Corporate Shells		✓
Workers cannot leave site during non-working hours		✓
Workers not Provided Clean Drinking Water or Toilets		✓
Workers paid below minimum wage		✓
Workers Under Bond		✓
Other		✓

B Corp Certification - Disclosure Questionnaire Documentation

PROVIDED BY:

Tony's Chocolonely

UPDATED AS OF:

30/03/2022

DISCLOSURE QUESTIONNAIRE CATEGORY	Recalls
TOPIC	Recalls due to ingredient contamination
SUMMARY OF ISSUE	<p>"Tony's Chocolonely has had 2 recalls in the last five years due to contamination of products. In the first case, ingredients were processed by a machine which had before processed peanuts, which was not listed as an allergen on the company's products. In the second case, plastic brush hairs were found in various bars coming from the company's co-manufacturer Kim's Chocolate.</p> <p>-2016: Milk Chocolate Hazelnut Bar -2018: Multiple Bars"</p>
SIZE/SCOPE OF ISSUE (e.g. \$ financial implication, # of individuals affected)	"In total, the equivalent % of overall production cost across all of the company's products during the reporting years was 5%.
IMPACT ON STAKEHOLDERS	<p>"The products recalled were classified as a Class 2 Recall by Food & Health Safety Regulators. These could cause serious illness or even possible death after anaphylactic shock for people with severe peanut allergy.</p> <p>There were no reported consumer illnesses due to the listed products that have been recalled."</p>
IMPLEMENTED MGT PRACTICES	<p>"To address the issue in regards to the first recall, the company terminated the contract with its 'nut chopper supplier' and started working with a new peanut free production facility. Additionally 'peanut' was added to the allergen statements on all product labels.</p> <p>The company hired a Quality Manager and implemented a new HACCP system with specific procedure on New Product Development after the first recall in 2016. After the second recall, the co-manufacturer implemented more strict procedures in checking the brushes for coating the chocolate tanks. "</p>
OTHER MANAGEMENT COMMENTS	The company additionally shared a press release following these incidents.
RELATED INCIDENTS (YES/NO)	There have been no additional recalls.

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DISCLOSURE QUESTIONNAIRE CATEGORY	Industries at Risk of Human Rights Violations
TOPIC	Forced labor, child labor, and human trafficking risks in cocoa/chocolate industry
SUMMARY OF ISSUE	As a chocolate producer, Tony's Chocolonely operates in an industry in which human rights issues such as forced labor, child labor, and human trafficking are prevalent globally in the cocoa supply chain.
SIZE/SCOPE OF ISSUE (e.g. \$ financial implication, # of individuals affected)	100% of the company's cocoa comes directly from cocoa farms of its dedicated partner cooperatives, this represents approximately 41% of the company's supplier expenses.
IMPACT ON STAKEHOLDERS	The global cocoa industry has a history of forced and child labor, which subjects workers to poor working conditions, low wages, and puts children at risk for human trafficking.
IMPLEMENTED MGT PRACTICES	<p>"100% of cocoa sourced by Tony's Chocolonely is traceable back to the original farmer.</p> <p>Tony's Chocolonely is constantly on the lookout for forced labor and child labor in the company's supply chain. While the company hasn't found any cases of forced labour in its supply chain, the company has found cases of child labor. To prevent child labour, the company's approach includes paying a Living Income Reference Price for the cocoa it buys. The company also raises awareness for child rights. In addition, the company actively and continuously monitors for child labour cases in all its partner cooperatives and remediates cases of child labour found within a timeframe of 12 months, through its Child Labour Monitoring and Remediation program. A transparent report on child labour cases found and remediated can be found in the company's Annual Fair Report, along with 3 KPIs on CLMRS that are audited by PWC (see https://tonyschocolonely.com/nl/en/clmrs#:~:text=The%20so%2Dcalled%20CLMRS%20stands,raising%20awareness%20around%20the%20topic.)</p> <p>Tony's Chocolonely is also Fairtrade certified which also means that all ingredients in their chocolate are Fairtrade certified (unless exceptions have been granted, for example, if a particular ingredient is not available as Fairtrade).</p> <p>All the cooperatives the company sources from are also Fairtrade certified. 100% of cocoa sourced by the company is Fairtrade certified."</p>