



## Introduction:

Nutricia Clinical (Hong Kong) Limited is a subsidiary of Danone S.A., a multinational company with the mission of bringing health through food to as many people as possible. Nutricia Clinical (Hong Kong) Limited operates in Hong Kong, Taiwan and Macau of People's Republic of China respectively with different product catalogs respectively. And in total, Nutricia Clinical (Hong Kong) Limited sells 20 products for use by infants and/or young children with special medical conditions which are designated by Danone as Food for Special Medical Purposes (FSMP) that are used under medical supervision, that may qualify as breast milk substitutes (BMS) according to the World Health Organization (WHO).

As determined by B Lab's independent Standards Advisory Council, companies involved in the marketing of breastmilk substitutes are eligible for B Corp Certification if they (1) have a formal policy endorsing the [WHO's International Code of Marketing of Breast-milk Substitutes](#), and subsequent World Health Assembly (WHA) resolutions, (2) disclose how the company manages alignment to the code, and (3) are transparent about potential areas that do not align with the code. Companies who are listed in the Access to Nutrition Index are also required to meet minimum score requirements (TBD) on the breast milk substitute scorecard in order to be eligible for B Corp certification.

For more information on B Lab's position on the marketing of breastmilk substitutes, please refer to B Lab's statement on the breast milk substitute industry and B Corp Certification [here](#).

Danone S.A. has a [Global Policy for the Marketing of Breastmilk Substitute \("Danone's Policy"\)](#) which is applied to all of its subsidiaries that sell products that fall within the defined scope of their policy. Danone's policy includes a commitment to the principles of the WHO Code:

"Danone acknowledges the importance of, and commits to the principles of, the International Code of Marketing of Breast-Milk Substitutes adopted on 21st May 1981 (the "WHO Code") and the subsequent relevant resolutions of the World Health Assembly ("WHA")."

Food for special medical purposes (FSMPs), however, is not considered as part of the scope of Danone's policy as breastmilk substitutes due to their use in patients with a diagnosed medical condition who, because of their condition, have specific nutritional needs that cannot be met by normal diet. These products are prescribed or recommended by a healthcare professional. It is for these reasons that FSMPs are not considered as breast milk substitutes. Nutricia Clinical (Hong Kong) Limited does not sell any products that fall within the scope of Danone's Global Policy.



The WHA Resolution 69.9 defines a breastmilk substitute as any food being marketed or otherwise presented as a partial or total replacement for breastmilk, whether or not suitable for that purpose which includes infant milks marketed as food for special medical purposes (FSMP).

*Company Comments:*

Nutricia Clinical (Hong Kong) Limited sells medical nutrition products / food. In Hong Kong, Taiwan and Macau, these products are called foods for special medical purposes or FSMP's. These products are specially formulated for infants and young children who are unable to tolerate, absorb, digest or metabolise breast milk or standard infant formula, or have other medically determined nutrient requirements (e.g. allergy to whole proteins) that cannot be met by breast milk or standard infant formula. FSMPs are used under medical supervision for patients at risk of malnutrition, abnormal development or death if they cannot get access to these products.

As these products are introduced by the HCP to respond to the specific nutritional needs of the medical condition that cannot be met by breastfeeding alone, they should not be considered the same as a breast milk substitute for a healthy infant.

FSMPs are prescribed/recommended by HCP and the usage should be monitored by HCP following the diagnosis of a disease, disorder or medical condition, use of FSMPs/medical nutrition products are beyond the decision of the mother to breastfeed.