

RESOLUTIONS

Nexus

Where an undertaking commits a breach of a CSR provision that is promoted or advertised directly or indirectly in connection with the sale of its goods or services, such shall be actionable as an unfair commercial practice if the CSR provision would materially or is likely to materially influence the average consumer's decision to buy those goods or services of the undertaking.

Locus standi

In principle and without exclusion to other persons including trade or consumer associations, any person who is materially and adversely affected by a breach of a CSR provision shall be entitled to bring an action for unfair competition.

Disclosure of information

Where an arguable case is made out that an undertaking has breached a publicised CSR policy, a court shall have the power to order that the undertaking provide information which is relevant to the allegation which is in its possession and which can be located by the undertaking conducting a reasonable search

Competition law

In considering the application of competition laws to CSR policies, the beneficial effect on the environment and social working conditions shall be taken into account