17 January 2014

Dear Samdech Akka Moha Sena Padey Techo Hun Sen, Prime Minister of Cambodia,

We, the undersigned global brands and global unions, write to communicate to you our grave concern at the killing and wounding of workers and bystanders by security forces on 2 and 3 January 2014.

The use of deadly force against protesting workers will not result in long-term industrial peace and jeopardizes Cambodia’s position as a stable sourcing location for international brands. We strongly support the United Nation’s request that the Royal Government of Cambodia launch a prompt and thorough investigation into the events of 2 and 3 January 2014. The investigation should ensure full accountability of any members of security forces found to have used disproportionate and excessive force and to take measures to prevent the repetition of such acts.

We urge the Government to immediately engage employers and unions to negotiate a resolution to this crisis and to lay the foundation for credible and regular dialogue between workers, employers and government.

A constructive path forward for the industry must address issues that have been the root cause of current and past conflicts as follows:

1. **Rights of detainees.** The government must respect the rights of the 23 detained trade union leaders and workers as detailed by the U.N.'s Office of the High Commissioner for Human Rights. Failure to take such actions constitutes serious interference with civil rights in general and trade union rights in particular.

2. **Respect for the right to freedom of association.** Legal action against organizations for their legitimate union activity violates ILO Convention 87, Protection of the Right to Organize, which Cambodia has ratified. It states that “no one should be deprived of their freedom or be subject to penal sanctions for the mere fact of organizing or participating in a peaceful strike.” International law sets strict parameters for the respect of trade union rights and the Government must be in compliance with these. Violence and destruction of property are not legitimate tools of industrial action, and punitive measures should be taken against the individuals who commit those acts. However, legal action against unions participating in the wage strike violates this core labour rights standard, and is counterproductive to re-establishing social dialogue in the garment industry.

3. **Trade union law.** The introduction of a legal framework that is consistent with ILO Conventions 87 and 98 as the foundation for effective industrial relations is long overdue. We urge the
government to re-start an inclusive process that clarifies the legal responsibilities of both employers and workers to contribute to good industrial relations.

4. **New wage-setting process.** The government needs to honor previous commitments to institute a methodologically sound and inclusive process for determining the minimum wage. This new process should find prompt agreement on a new minimum wage and include a regular review mechanism to underpin more stable industrial relations.

The Government should accept technical assistance from the ILO to establish an effective wage-setting mechanism and to develop and implement a trade union law.

The global garment industry is changing rapidly, and industrial peace is required to rebuild our confidence in the Cambodian garment industry.

We respectfully request that Samdech meet with senior representatives of the undersigned in the week of 3 February 2014 to discuss how we can help you achieve the above-mentioned goals.

Please accept, Samdech, the assurance of our highest consideration.

Frank Henke  
Global Director, Social and Environmental Affairs  
Adidas Group

Helga Ying  
VP, External Engagement & Social Responsibility  
American Eagle Outfitters, Inc.

Jeff Bee  
Merchandise Director  
Bonmarche

Philip Chamberlain  
Head of Sustainable Business Development  
C&A Europe
Adam Creasey
Trade Director, Global Sourcing
Debenhams

Charles Dickinson
Senior Vice President
Head of Global Quality Management and Sustainability
Esprit Holdings

Jane Randel
Senior Vice President
Corporate Communications and Corporate Social Responsibility
Fifth and Pacific Companies, Inc.

Bobbi Silten
Senior Vice President, Global Responsibility
Gap Inc.

Helena Helmersson
Head of Sustainability, H&M

Karl Gunnar Fagerlin
General Manager Global Production, H&M

Felix Poza
Global CSR Director
Inditex Sa.
Jyrki Raina  
General Secretary  
IndustriALL Global Union

Sharan Burrow  
General Secretary  
International Trade Union Confederation

David Love  
Chief Supply Chain Officer  
Levi Strauss & Co.

Tracy Nilsson  
Director, Global Sustainability  
Lululemon Athletica

Juerg von Niederhaeusern  
Head of Sustainability / Social Compliance  
Migros

Angela Spindler  
Chief Executive  
N Brown Group plc

Dr. Monica Gorman  
Head of Corporate Compliance  
New Balance Athletic Shoe, Inc.
Roger Wightman  
Managing Director  
New Look

Nick Athanasakos  
Vice President, Global Sourcing & Manufacturing  
Nike

Hannah Jones  
Vice President, Sustainable Business & Innovation  
Nike

Stefanie Reichenbach  
Corporate Social Responsibility  
Orsay

Paul Lister  
Company Secretary  
Associated British Foods

Dr. Reiner Hengstmann  
Global Director  
PUMA.Safe

Roopa Nair  
VP, Human Rights  
PVH Corp.

Dr. Sven Axel Groos  
Board Member (Non Food)  
Tchibo
Christophe Roussel
International Sourcing Director
TESCO

Ira M. Dansky
Executive Vice President, General Counsel and Secretary
The Jones Group Inc.

Michael J. Widman
Vice President, International Labor Standards
The Walt Disney Company

Michael Levine
Senior Counsel and Senior Director, Corporate Social Responsibility
Under Armour, Inc.

Phillip Jennings
General Secretary
UNI Global Union

Jan Saumweber
Vice President Ethical Sourcing

Ignacio Lopez
SVP Global Sourcing Operations
Walmart

Copies: H.E. Sun Chanthol, Senior Minister, Minister for Commerce
H.E. Ith Sam Heng, Minister for Labour and Vocational Training