WSRW WESTERN SAHARA RESOURCE WATCH

ACWA Power
Attn: Dr. Samir J. Serhan, Chief Executive Officer
P.O. Box 301221
King Abdullah Financial District
Riyadh 11372

Brussels, 28.10.2026

## RE. CLARIFICATION ON THE LOCATION OF GREEN HYDROGEN PROJECT UNDER THE MOROCCO OFFER – MOROCCO / WESTERN SAHARA

Dear Dr Serhan,

Western Sahara Resource Watch (WSRW) presents you with its compliments. We are writing to follow up on our previous correspondence sent to your firm in July 2025 regarding your selection under the Moroccan government's green hydrogen initiative ("Morocco Offer").[1] In our previous inquiry, we requested clarification regarding the precise geographical location of the land intended for your project. To date, we have not received a response.

We are contacting you again because the regulatory landscape and public documentation regarding these allocations have progressed significantly. Specifically, the Moroccan Finance Bill 2027 has explicitly revealed the regional distribution of the six selected green hydrogen projects across the five chosen investor groups under the "Morocco Offer".[2]

According to the Finance Bill, two projects are located in Guelmim-Oued Noun, one is in Laâyoune-Sakia El Hamra, and three are in Dakhla-Oued Ed-Dahab. As you are aware, this distribution places four out of the six selected projects within the territory of occupied Western Sahara. Following the state-led signing of land reservation agreements on 5 February 2026, your firm should now hold definitive legal clarity regarding the exact coordinates and boundaries of the plots allocated to your consortium.

In light of this official budgetary disclosure, your company must surely now know the exact location of the land allotted to you. Therefore, we firmly request that you confirm whether your project's land allocation is situated within the internationally recognized borders of Morocco or within the occupied territory of Western Sahara.

[1] WSRW letter to ACWA Power, 29.07.2025, https://vest-sahara.s3.amazonaws.com/wsrw/feature-images/File/2513/6888ce6ee7124_20250729WSRW-ACWAPower.pdf
[2] Moroccan Ministry for Economy, Finances and Public Performance, Projet de Loi de Finances pour l'année budgétaire 2027, note de présentation, p. 133, available via www.finances.gov.ma

To assist us in accurately representing your firm's position in our upcoming public reporting, we would be grateful for your direct answers to the following questions:

1) Can you explicitly confirm whether the land allocated to your company for green hydrogen or derivative production is located in Morocco or in occupied Western Sahara?
2) If any portion of your project's allocated land falls within Western Sahara (referred to by Morocco as the regions of Laâyoune-Sakia El Hamra or Dakhla-Oued Ed-Dahab):
    a. What structural steps has your firm taken to seek and obtain the consent of the Saharawi people, who hold the sole sovereign rights to the territory under international law?
    b. How does your company evaluate the legal validity of land reservation agreements signed with the Moroccan government, given that multiple international courts - including the International Court of Justice and the Court of Justice of the European Union (CJEU) - have repeatedly affirmed that Western Sahara is distinct and separate from Morocco, and that Morocco possesses no sovereignty or administrative mandate over it?
    c. What assessment has your firm made regarding the financial, legal, and reputational risks of operating in a non-self-governing territory, particularly concerning the export of green energy derivatives to European markets where strict country-of-origin labelling and trade regulations apply?

We thank you in advance for your attention to these pressing questions and look forward to receiving your response before 12 November 2026.

**Sincerely**
**Sara Eyckmans**
**Coordinator, Western Sahara Resource Watch**
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