

Mrs. Sara Eyckmans
Coordinator
Western Sahara Resource Watch
Brussels

Bilbao, April 24th 2020

Dear Ms. Eyckmans

Thank you for your letters dated December 17th, 2019 as well as March 26th, 2020, both addressed to our CEO, Dr. Markus Tacke (“the Letters”). We are pleased to answer to both letters hereto.

First of all hope you and your beloved ones as well as the WSRW Team stays safe in the current scenario of COVID19.

As a general statement please be aware that our company refrains, as a matter of policy, from taking positions or making judgements on questions of international law remains our position.

Under such premise, we are pleased to share with you answer to the questions you raised on the Letters:

1. Has there been any change Siemens Gamesa’s position regarding participating in Morocco’s wind energy projects in occupied Western Sahara without the consent of the people of the territory?

The external legal assessment refreshed in February 2020 confirmed again the position of SGRE about the compliance if its activities in Western Sahara with applicable laws, also with respect to the question and the impossibility around seeking the consent of the population in an area where an administrative power exercises sovereignty de facto.

SIEMENS GAMESA RENEWABLE ENERGY

Parque Tecnológico
de Bizkaia - Ed. 222
48170 Zamudio (Vizcaya)
España

Tel: +34 94 431 76 00
Fax: +34 94 431 76 32
<https://www.siemensgamesa.com>

2. Could you clarify Siemens Gamesa's stake in the construction of the new Boujdour wind farm, given that Enel Green Energy signed the contract with the Moroccan authorities for the construction of the farm?

The involvement of Siemens Gamesa is limited to delivery, installation, commissioning and servicing of the Wind Turbines.

3. In its white paper on the envisioned 900 MW wind farm, Soluna states that it has consulted Siemens Gamesa in relation to the procurement and construction of the farm. We'd be grateful if you could confirm.

We confirm that, under standard commercial discussions, Soluna has consulted Siemens Gamesa, as leading OEM in Africa, about its capabilities and experience in the continent as EPC provider and Operation and Maintenance servicing, and Morocco in particular.

4. Elaborate on the content of those consultations and what your response was.

SGRE has been contacted by Soluna and, as customary in commercial discussions and before engaging in any project with developers-owners, we have requested information in order to obtain clarification on Soluna's intentions as well as on all relevant economic, social and humanitarian aspects of the project. Discussions are still on going and no decision has been taken yet by Siemens Gamesa as to take part in any competitive bidding for the wind farm related to the project.

5. Considering Siemens now qualifies Morocco's presence in Western Sahara as an occupation, how does it assess the legality of Morocco exploiting the Bou Craa phosphate mines, entirely powered by wind mills delivered by Siemens?

We are not legally entitled to speak on behalf of any other Company but Siemens Gamesa.

6. In relation to Morocco's exploitation of the territory's non-renewable mineral resources in Bou Craa, how does Siemens assess its own contribution to that exploitation carried out by an occupying power?

As mentioned, we are not legally entitled to speak on behalf of any other Company but Siemens Gamesa.

Regarding the Fom El Oued project you are mentioning, we as OEM have carefully examined in advance the legal implications of our activities (i.e. EPC and operation and maintenance of Wind Turbines) and have been seeking advice from several external legal experts. As it is in the case for all activities conducted by Siemens Gamesa, our performance in the region is in accordance with applicable laws.

Siemens Gamesa offers wind turbines for projects in Western Sahara region that are developed by private developers on the basis of investment plans, which are developed according to the applicable Laws.

Helping developing parts of the world to share in the benefits of clean, renewable energy is a central part of our mission. As wind power technology evolves, we will continue to work hard to ensure that it creates value to all stakeholders wherever the projects in which we may involve as may be.

We remain hopeful that a peaceful and consensual resolution to this issue can be achieved.

Kind regards

A handwritten signature in blue ink, appearing to read 'Lezamiz', is written over a horizontal line that is intersected by a vertical line.

Jon Lezamiz Cortazar

Global Head of Public Affairs