NOMOGAIA
GUIDING BUSINESS IN HUMAN RIGHTS

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Sandy Barblett

October 17, 2016

General Manager—Commercial

Equatorial Palm Oil plc

1 Berkekey Street, London, W1J 8DJ

United Kingdom

Re: Human Rights Risk Assessment, Palm Bay Plantation

Dear Mr. Barblett,

Thank you for your (KLK and EPO's) October 7 response to our request for specified information on the draft Human Rights Risk Assessment ("HRRA") of the Palm Bay Estate. The response was consistent with, and largely duplicative of, the verbal communications we had with Lawrence Read and Mark Nunn of CSR21. Thanks go to those gentlemen for their time and efforts. Thanks also to you and your staff for your openness and cooperation.

We requested information which is the basis of KLK and EPO's position that statements of fact made in the draft HRRA were incorrect. Virtually none of the information received fell into this category. The great majority either confirmed the facts in the draft HRRA, attempted to disagree with the human rights analysis, or were not directed to the question posed. There were self-serving statements which have, unfortunately, become typical of corporate communications on these sorts of issues. KLK and EPO are free, of course, to make such statements to the public, but they are not helpful in addressing actual, identified human rights risks. We have received and considered your comments. The final version of the HRRA will now be finalized, shared and published.

I take from your response that you found this human rights analysis to be useful and that you would like it to continue. Our impression is that EPO and KLK have taken positive steps regarding sustainability (e.g. RSPO certification) and community relations (e.g. CSR21's efforts on the joint mapping and Memorandum of Understanding with some village leaders), but they have not yet understood or confronted their human rights responsibilities. Human Rights Due Diligence, as required of companies by the United Nations Guiding Principles on Business and Human Rights, would be a good place to start. The HRRA we provided on Palm Bay may be of assistance to you in commencing that process. The Palm Bay Estate has problems which the company can solve, for its own benefit and for the betterment of the people affected.

Thank you for inviting me back to Palm Bay. I would enjoy the chance, but it would have to fit in with the timing and priorities of NomoGaia's other work. To be clear about ourselves, we are an independent, non-profit think-tank and not a consulting firm. We do no work for corporations or for activist NGOs.

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There are competent business and human rights specialists who can assist you in this work. We suggest you consider hiring them.

Kind regards,

Mark Wielga

Director, Nomogaia

cc: Pak Sin and Pak Lim (by email)