

November 29, 2023

Mr. Kevin He  
PT IWIP  
Sopo Del Office Tower A, Lt. 21  
Jl. Mega Kuningan Barat III, Lot 10.1-6  
Mega Kuningan Area, Jakarta 12950

*SENT VIA EMAIL AND REGULAR MAIL*

**RE: Summary of findings for upcoming report on the environmental and human rights impacts of the nickel industry in Indonesia**

Dear Mr. Kevin He,

I am writing on behalf of Climate Rights International, a U.S.-based NGO that conducts research and advocacy on the human rights dimensions of the climate crisis. For the past several months, we have been carrying out research for a report that we plan to publish on the human and environmental impacts associated with nickel mining and smelting at and near the Indonesia Weda Bay Industrial Park (IWIP).

Based on more than forty interviews with community members, our research finds that nickel mining in Central and East Halmahera, North Maluku and nickel smelting at IWIP are threatening the rights of local people, harming the local environment, and contributing to the climate crisis. Community members told Climate Rights International that their lands have been taken by nickel companies, they were not able to fairly negotiate land sales, and Indigenous Peoples have been denied their legal right to Free, Prior, and Informed Consent (FPIC). In addition, pollution from industrial activities is threatening critical freshwater resources and the ecosystems that people depend on for their traditional livelihoods. Despite claims that nickel from this project is needed to power the electric vehicle transition, massive deforestation and coal use at IWIP is directly contributing to the climate crisis, making this project a climate bomb.

We want to ensure that our report accurately reflects the views, policies, and practices of relevant authorities and companies, and we hope that you or your representatives will respond to the following questions, outlined below. Any responses will be reflected in our reporting as appropriate, and we may publish your responses at our discretion and when appropriate, either in full or in part.

**Questions**

Corporate Governance

1. Please provide a full list of all companies currently operating at PT IWIP.

2. Please provide a full list of all companies that have projects under construction at IWIP, have committed to participate in projects at IWIP, or have announced the intention to participate in projects at IWIP.
3. How does PT IWIP ensure that companies operating at the industrial site are in full compliance with Indonesian laws and regulations? Does it conduct regular, unannounced audits?
  - a. If yes, please provide a list of audits that have been conducted and provide the results of those audits.

### Environmental Impacts

4. We understand that IWIP will ultimately include twelve captive coal-fired power plants. What is the current status of each of those plants? How many plants are currently operational? How many plants are currently under construction? What is or will be the total capacity for each of the coal plants, whether planned or currently operational?
5. It is our understanding that the scale of IWIP has grown since PT IWIP submitted its 2018 environmental impact assessment. Has PT IWIP submitted an addendum to its environmental impact assessment? If yes, please provide the addendum.
6. Does PT IWIP collect air and water quality data taken within the boundaries of IWIP and/or in the surrounding area? If yes, is that data made publicly available? If yes, how is it made available? Please share the results of any air and water quality data collected.
7. Please provide information about freshwater usage and wastewater treatment at IWIP. How does PT IWIP manage wastewater? Where does hot water from industrial facilities, including coal plants, go?
8. Please describe the waste management systems at IWIP. What is the process for dealing with industrial waste, including tailings and coal ash?
9. Is PT IWIP planning to invest in renewable energy? If so, please provide more information about its plans.
10. Does PT IWIP have any plans to phase out coal use at the industrial park? If yes, please describe those plans. If not, why not?
11. Does PT IWIP have climate adaptation plans, including plans to adapt to sea level rise and extreme weather events? If so, please elaborate.

### Human Rights Concerns

12. Please describe the process of acquiring land prior to the development of the industrial park. Did PT IWIP hold public meetings with local communities about the proposed

project? If so, please provide information about the dates, locations, and attendance of those meetings. In addition, please detail the information provided to communities at those meetings.

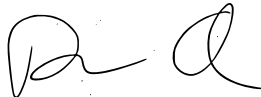
13. How was the price for land determined? Did IWIP offer a flat rate, or did it negotiate with those occupying the land? How much did IWIP offer to purchase lands for? If possible, please provide a list of land acquired and prices paid per plot.
14. It is our understanding that some community members have not received compensation by IWIP for their lands. What steps has IWIP taken to ensure that it is fairly compensating all landowners, including Indigenous Peoples for their customary lands?
15. Some residents who previously owned land in what is now IWIP told CRI that they were only compensated for a portion of their land. What steps has IWIP taken to ensure that people were appropriately compensated for their lands? Did IWIP management audit the activities of its land acquisition division? If yes, please provide the results of any such audits.

Please provide your responses in writing. Your responses can only be considered for inclusion in our report if we receive them by December 20, 2023. Please reply in English or Bahasa Indonesia at [REDACTED], copying [REDACTED]. In addition, please include any other materials, statistics, and/or information you think may be relevant.

I also welcome the opportunity to speak with you or your representatives. Please let me know if you have any questions or if you would like to arrange a meeting or video conference.

Sincerely,

Brad Adams



Executive Director, Climate Rights International

[REDACTED]