

Ørsted's response to Business and Human Rights Resource Centre invitation to respond regarding human rights due diligence in light of Russian invasion of Ukraine

For companies operating or investing in Ukraine:

Not applicable to Ørsted. Ørsted had no operation, investment nor suppliers in Ukraine.

For companies operating or investing in Russia:

Nature of involvement

1. How long has your company or subsidiary been operating or investing in Russia? In summary, can you briefly describe the nature, sector, scale, and geographic area of these operations or investments?

Ørsted did not have any company or subsidiary activities going on in Russia. Ørsted did however source biomass and coal prior to the Russian aggression in Ukraine. Ørsted also had a long term take-or-pay contract with Gazprom (2006-2030) which was the industry standard for procuring gas at the time of signing. Under the contract, Ørsted received approximately 20 TWh of gas per year. The gas was delivered in Germany and formed part of Ørsted's sourcing strategy towards our Danish and Swedish business-to-business and wholesale customers.

Assessing risks

2. How is your company enhancing its due diligence to identify, prevent, and mitigate heightened human rights risks and comply with international humanitarian law?
 - What measures is your company taking to ensure it relies and acts upon robust monitoring of the situation, including through consultation with your workers, affected communities, human rights groups, and/or humanitarian organizations?

Since Ørsted does not have any direct presence in Russia, our main concern from the beginning of the war in Ukraine has been to stop any economic activities with Russian entities and thus ensure that we do not indirectly support the government of Russia.

Mitigating risks and tracking effectiveness

3. As the situation in Ukraine unfolds, is your company or subsidiary planning to cease operations in or divest from Russia? If so:
 - What have been the key considerations informing this decision and did you consult with your workers and/or other affected stakeholders as part of your decision-making process?
 - b. What are the immediate and longer-term steps that your company has taken or is prepared to take to mitigate any negative impacts of your exit on affected communities and your workers, including addressing any loss of income?

Ørsted condemns the Russian invasion of Ukraine and has taken several steps to stop its cooperation with Russian companies. Ørsted has ceased all sourcing of biomass and coal from Russia for its power stations, Ørsted will not enter into new contracts with Russian companies, and Ørsted has made sure that none of our direct suppliers for the build-out of renewable energy are Russian.

Ørsted has a contract to buy gas from Gazprom. See more info in [this public statement](#). Ørsted has refused to comply with the demand to pay for the gas in roubles. Subsequently, Gazprom Export has halted the supply of gas to Ørsted since 1 June 2022. Ørsted has remained in close dialogue with the authorities regarding the situation. Read more about this [here](#).

4. If your company or subsidiary chooses to continue operating in Russia, what human rights due diligence has been undertaken and how are you planning to mitigate harm in Ukraine?

N/A to Ørsted

5. What kind of due diligence measures does your company use to ensure that it does not have any business relationships with sanctioned Russian individuals and entities? Beyond sanctions compliance, how does your company ensure that it does not have any business relationships with individuals or entities with a track record of rights violating conduct?

We fully support the ambition of the Danish government and the EU to become independent of Russian gas and to fast-track the green transformation of EU's energy sector, and we are ready to help accelerate the green build-out.

Our ongoing program Know Your Counterparty is our risk-based approach with which we assess our business partners by screening them and conduct further due diligence where needed against anti-bribery and -corruption, sanctions, government watch lists and adverse media to ensure compliance with our Good Business Conduct policy. We use a screening tool to conduct the initial screening which screen against current sanctions (incl. those imposed by EU, US, UN) both in relation to the company (including ultimate ownership) as well as owners and directors of the company.

Exercising leverage

6. How does your company intend to use your leverage to protect the rights of your workers and communities affected by your operations in Russia, including freedoms of association and expression?

N/A to Ørsted

7. Is your company providing any support to Russian activists who are taking action against the war and in support of democracy and peace in Ukraine?

After the start of the war Ørsted instantly donated DKK 26.5 million to UNICEF for their efforts in Ukraine.