



TotalEnergies EP Nigeria Limited

MD.2025/225

Lagos, 8th September 2025

[REDACTED]
Administratrice chargée de
Service des procédures spéciales
HCDH

Dear Madam,

Response to Joint Communication of Special Procedures – AL OTH 62/2025

TotalEnergies SE has forwarded to us your letter dated July 2, 2025 (reference: AL OTH 62/2025) related to, but not limited to, the investments and upstream activities of TotalEnergies EP Nigeria Limited (TEPNG) and Total Upstream Nigeria Limited (TUPNI) in Nigeria, as the Nigerian subsidiaries of TotalEnergies SE.

In this letter, you will find the consolidated responses of TEPNG and TUPNI to the points and questions raised, without prejudice to any rights, defenses, or remedies available to TotalEnergies SE or any of its subsidiaries, including TEPNG and TUPNI.

1. TEPNG's Participation in the SPDC Joint Venture

TEPNG holds a 10% non-operating interest in the SPDC JV, now Renaissance JV.

The operator, previously Shell Petroleum Development Company (SPDC) and now Renaissance Africa Energy Company Ltd. (Operator), is responsible for day-to-day operations and implementation of environmental and human rights obligations for the JV.

Nevertheless, TEPNG exercises its leverage to the extent possible in line with international standards, including with business and human rights standards such as the UN Guiding Principles on Business and Human Rights (UNGPs). In particular, TEPNG has consistently demonstrated its commitment by:

Supporting Operator's full compliance with applicable regulatory obligations;

Contributing to remediation funding for environmental clean-up and site restoration purpose, including its full financial commitment to UNEP's Hydrocarbon Pollution Remediation Project;

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TotalEnergies EP Nigeria Limited

Continuation

Actively engaging with the Operator and the other JV partners through regular meetings covering social, environmental and remediation related matters.

The above efforts are sustained, despite that a large majority of oil spill incidents on the SPDC JV facilities, operated by SPDC (now Renaissance), are reported to be due to sabotage and illegal activities of third parties. Notably, in 2024, Shell reported that about 81% of crude oil spill incidents of more than 100 kilograms from its SPDC JV facilities were caused by illegal activities of third parties¹.

2. Divestment / Disposal of Interest in SPDC JV

In 2024, TEPNG announced its intention to divest its 10% interest in the SPDC JV, subject to obtaining requisite approvals from Nigerian regulatory authorities. In this regard, we confirm that the divestment has not yet been completed as of the date of this response; TEPNG continues to fulfil all its obligations under the JV.

3. Human Rights, Environmental and Host Community Engagement

In line with TotalEnergies' global human rights policy, both TEPNG and TUPNI align their operational practices with international standards, such as the UNGPs and the Voluntary Principles on Security and Human Rights (VPSHR).

In response to your enquiries, TEPNG operates OML 58, which includes the Ibewa and Obagi fields, and implements various actions in the course of its operations, including, but not limited to:

a) Human Rights

Since 2017, TotalEnergies' affiliates are audited with the assistance of an independent third party and qualified expert. Such audit targets all categories of stakeholders and is designed to assess that the Company's Code of Conduct which covers human rights is duly integrated within the affiliate's operations. In 2024, TEPNG went successfully through this process. In parallel to this 2024 audit, human rights trainings of all TEPNG's personnel and contractors' workers on site were organized. Close to 2000 people were trained, thereby demonstrating TEPNG's commitment to sustain human rights within its operations.

Trainings on VPSHR were also organized in Nigeria in 2022 and 2024 for private security companies contracted by TEPNG and for governmental forces.

b) Environmental Protection

First, we would like to point out that some allegations in your letter are inaccurate. For instance, on OML58 Obagi field, water produced from the petroleum reservoirs is processed and not disposed in the environment, in compliance with Nigerian regulations.

¹ [Shell Annual Report and Accounts and Form 20-F 2024](#)



TotalEnergies EP Nigeria Limited

Continuation

TEPNG's operations are continuously guided by Nigeria's environmental laws and TotalEnergies' standards, which notably promote a strong safety culture, environmental responsibility and continuous improvement across all levels of the organization.

In December 2023, TEPNG, in partnership with NNPC, finalized the OML 100 Flare Out project, thereby becoming the first major operator in Nigeria to completely eliminate routine flaring from all operated assets. As a founding member of the World Bank's Global Gas Flaring Reduction Partnership, TotalEnergies endorsed the "Zero Routine Flaring by 2030" initiative. By this singular effort, the company is actively delivering on the World Bank's initiative to end all routine flaring of associated gas by 2030.

In December 2023, TEPNG also signed an agreement with the Nigerian national oil company, Nigerian National Petroleum Company Limited (NNPC), for the adoption by NNPC of a methane detection technology known as Airborne Ultralight Spectrometer for Environmental Application (AUSEA) developed by TotalEnergies, in collaboration with the French National Centre for Scientific Research and the University of Reims Champagne-Ardenne.

c) Host Community Engagement

TEPNG maintains sustained and structured engagements with host communities, including Obagi and Ibewa. In its commitment to host community socio-economic development, TEPNG fully supports and contributes to funding Host Community Development Trusts established pursuant to Nigerian law.

In addition, TEPNG has an established grievance and dispute management system in place for managing community, group and individual complaints, petitions, litigations or claims arising from our operations and relationship with our host community members.

4. TUPNI operated Egina FPSO

In response to your reference to an incident which occurred on the Egina FPSO in November 2023, we confirm that through adequate response from TUPNI together with the Nigerian authorities, the leak caused by rupture of an export hose during tanker off-loading was rapidly contained by stopping export, and oil spill response means were quickly mobilized for containment and recovery, as well as preventive deployment of shoreline intervention. No local community was impacted by said incident.

Beyond this event, TUPNI equally and consistently applies the same environmental protection, human rights, and host community standards as TEPNG, in line with TotalEnergies' global policies, TotalEnergies' Code of Conduct and applicable laws, and continues to engage with regulators and stakeholders to ensure responsible and sustainable operations in its facilities. This



TotalEnergies EP Nigeria Limited

Continuation

was showcased in the Excellence in Project Integration award presented to it at the 15th International Petroleum Technology Conference (IPTC)².

5. Legal Proceedings

We note that certain matters referenced in your communication are subject to ongoing judicial proceedings in Nigerian and foreign courts. You will therefore easily understand that we reserve our comments to respect the integrity of legal processes. We reaffirm, however, our commitment to responsible participation in joint venture operations and full cooperation with competent authorities and regulators.

Conclusion

We remain committed to conducting our operations responsibly and sustainably in accordance with applicable laws, international standards, and our internal corporate principles, with regard to human rights, environmental protection, and engagement with local communities and stakeholders.

We appreciate the opportunity to provide clarity regarding our role, and the steps taken in line with our commitment to responsible operations and meaningful stakeholder engagement.

Yours faithfully,

For: TotalEnergies EP Nigeria Limited; and
TotalEnergies Upstream Nigeria Limited

Matthieu BOUYER
Country Chair TotalEnergies Companies in Nigeria

Encl:

- 1) 2023 TotalEnergies EP Nigeria Limited Sustainability Report
- 2) 2025 TotalEnergies Sustainability and Climate Progress Report
[totalenergies_sustainability-climate-2025-progress-report_2025_en.pdf](#)
- 3) Document d'enregistrement universel 2024
- 4) Code of Conduct
https://totalenergies.com/sites/g/files/nytnzq111/files/atoms/files/total_code_of_conduct_va_0.pdf

² Egina Project awarded **Excellence in Project Integration** prize at the 15th International Petroleum Technology Conference (IPTC), showcasing amongst others, a pervasive culture of HSE, and positive impact on its communities. <https://corporate.totalenergies.ng/news/totalenergies-egina-wins-15th-iptc-excellence-project-award>