



AG & ENERGY SOLUTIONS

Modern Slavery and Human Trafficking Transparency Statement

This statement is made pursuant to Section 54 (Part 6) of the UK Modern Slavery Act 2015 and Part 1 Section 5(1) of the Australian Modern Slavery Act 2018 by Koch Ag & Energy Solutions, LLC for the financial year ending December 31, 2022. Koch Ag & Energy Solutions, LLC and its subsidiaries, namely Koch Fertilizer, LLC and Koch Fertilizer Australia Pty, Ltd., are referred to herein collectively as “KAES”.

Introduction

KAES is a global provider of value-added solutions for the agriculture, energy and chemical markets. We are a wholly owned subsidiary of Koch Industries, Inc. KAES is one of the world's largest producers and marketers of fertilizers. These companies own or have interests in fertilizer plants in the U.S., Canada, and Trinidad and Tobago and a distribution network covering global demand through state-of-the-art terminals in the U.S., Canada, Mexico, Brazil, and Australia.

KAES is committed to conducting all affairs lawfully and with integrity. This commitment extends throughout our global organizations, no matter where we do business. Relationships with persons or entities who provide goods or services to KAES or who are authorized to conduct business for or on our behalf (collectively, “Third Parties”) who demonstrate they share this commitment are a key part of KAES’s continued success. KAES’s compliance and ethics expectations are set out in the Koch Code of Conduct, and in training and other communications we provide to our own employees, officers, advisers, agents and representatives, as well as our suppliers and other third parties.

Our Supply Chains

As part of our initiative to identify and mitigate risk, we have processes in place to vet our employees as well as Third Parties prior to them engaging in any business activities. Individuals that work for KAES go through various screening processes based on what their role will be at KAES. Non-compliance with laws, regulations and our standards regarding human trafficking and slavery will result in corrective action, up to and including termination, depending on the circumstances. The Koch Code of Conduct identifies numerous avenues to individuals, whether employees or Third Parties, for reporting compliance concerns, including on an anonymous basis (where allowed by law). Concerns raised are objectively investigated under the guidance and direction of our compliance or legal departments. KAES prohibits retaliation against anyone who, in good faith, raises a concern.

Evidence of the management of our compliance and ethics expectations in relation to human trafficking and slavery/forced labor in our supply chains, can be found in Koch’s Code of Conduct, which states:

Our companies strive to make people’s lives better through the products we make, support for the communities in which we live and work, maintaining quality work environments, and sourcing responsibly. We are committed to adhering to applicable employment and labor laws everywhere we operate. This includes observing those laws that pertain to child labor, forced labor, human trafficking, wages and work hours and freedom of association.



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We perform internal checks and have contracted with outside services to monitor our business relationships with Third Parties to avoid dealings with individuals or businesses that do not align with our values. All Third Parties go through various screening processes based on the perceived risk of the interaction. KAES maintains a Third Party vetting program which describes the process for selecting Third Parties in alignment with KAES's risk philosophy, including but not limited to preventing transactions with Third Parties that are in violation of the law.

Part of the program focuses on enhanced vetting for Third Parties in high risk jurisdictions. Our suppliers, distributors, and agents may conduct business in locations that are known to have elevated risks, specifically we have business dealings in Egypt and Algeria. There is no widely known risk of human trafficking or slavery in the industry, however locations where we have business could have an elevated risk regardless of the industry. With general corruption being the highest identified risk in our supply chain, we have processes in place to continuously screen our third parties. Our product materials are not recognized as those that are known to be sourced through practices that have a risk of Modern Slavery.

Training on Human Trafficking & Slavery

Due to the perceived low risk, KAES does not have a comprehensive, mandatory training program focusing on human trafficking and slavery.

Supplier Adherence to Our Values

We expect all those in our supply chain to comply with our values. We maintain standard Terms and Conditions that require counterparties to fully comply with applicable laws and regulations. Due to the perceived low risk, KAES does not have a direct supplier certification process specifically focused on human trafficking and slavery. Where a supplier has higher risk in any compliance area, we may include additional contractual language focusing on those aspects. KAES directly communicates compliance expectations to third party intermediaries and performs annual reviews of the business activities they are associated with to determine what type of additional training is needed. Assessments for any regulatory non-conformances and/ or allegations for human trafficking or slavery are conducted annually. For the past reporting year, there have been no instances known to KAES of human trafficking or slavery in our direct supply chains.

In order to prepare this joint statement, we consulted with the reporting entities covered by this statement that we own and control. Throughout the reporting period we discuss Modern Slavery risks as part of routine training and covered entities are aware of their requirements to raise concerns related to compliance with our Code of Conduct including anti-slavery and anti-human trafficking activities.



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This statement was approved by the boards of each of the two reporting entities covered by this statement. It is reflective of our position as of May, 17th 2023.

Koch Fertilizer, LLC

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By:

Name: Troy Honeywell

Title: Board Manager

Chief Financial Officer

Koch Fertiliser Australia Pty, Ltd

DocuSigned by:

A handwritten signature in black ink that reads 'Ross York'.

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By:

Name: Ross York

Title: Board Director

Managing Director