

Statement of Compliance

The EUAA is strongly committed to ensuring that all Association activities fully comply with applicable competition and antitrust laws and regulations. The EUAA's policy therefore seeks to minimize the risk of a breach of such laws and regulations arising from meetings of its Board and / or members. All member companies and their executives must conduct themselves in a manner consistent with this policy. Failure to comply with antitrust and competition laws could have extremely serious consequences for individuals, Member companies and the EUAA.

Competition Risk

Competition laws prohibit anti-competitive conduct. To ensure compliance with the EUAA's policy, all individuals participating in meetings and other activities of the Association must adhere to the following guidelines:

- Do not enter into an agreement with a competitor on prices, price levels or other terms or conditions of sale of any product;
- Do not enter into an agreement with a competitor on capacity or production levels for any product;
- Do not agree to rig bids with a competitor or agree to keep away from one another's customers or to keep out of one another's territories or markets;
- Do not enter into an agreement with a competitor to purchase from a specific supplier or to purchase jointly;
- Do not with a competitor, or exchange information relating to, the following:
 - Prices (historic, current or projected), pricing policies, pricing formulas, profit margins
 - Bids (historic, current or future)
 - Costs of manufacturing or purchasing specific products
 - Discounts, rebates, allowances, promotions or marketing strategies
 - Credit terms
 - Other conditions of sale
 - Capacity or production levels
 - Unannounced expansion plans
 - Specific customers
 - Current or future research and development projects if they are competitively sensitive or involve trade secrets
- Do not agree with a competitor to refuse to deal with a supplier or customer;
- Do not agree to exclude a company from the EUAA without seeking legal advice;
- Do not discuss or solicit the adoption of standards that would restrict the development or use of technologies or exclude rivals, suppliers or customers.

Anti-competitive agreements do not need to be in writing. An unwritten understanding or undocumented arrangement to take, or refrain from taking, a course of action may be illegal. If price-fixing by an association, or its members is established, the fact that the prices struck are reasonable or

that the ends sought through anti-competitive behaviour are reasonable, will not provide a defense to an action for breach.

The EUAA does not endorse activity that may have an anti-competitive effect on the market for energy or related services, or activity that is otherwise prohibited by applicable antitrust or competition rules. The EUAA requires its members to observe their antitrust obligations at all times in respect of EUAA activities. This requirement is for the benefit of the EUAA, and also for the benefit of members.