

## **THE FIDI ANTI-TRUST CHARTER v. 1 OCTOBER 2017**

FIDI supports the adoption of Anti-Trust Compliance programmes by its Affiliates. FIDI is determined to support the fight against cartels, which restrict competition among suppliers to the detriment of customers

All FIDI Affiliates & Supply Chain partners commit to legal and ethical behaviour and to refrain from engaging in any business that will harm the interests of FIDI, other affiliates, clients, or the industry.

FIDI and its partners will take steps to ensure they are fully informed of applicable Anti-Trust laws and regulations in connection with cartel conduct and other Anti-Trust violations, and will monitor their employees and business partners to ensure full and continual compliance

### **FIDI Will Not Tolerate Cartel Conduct**

FIDI respects the Anti-Trust laws and regulations in the countries in which it operates and requires that its Supply Chain members do the same. Involvement in a cartel is unacceptable. It is against the core values of competing freely and fairly, based on the added value of its products and services. The laws and regulations that sanction cartel conduct are in place in most jurisdictions. These laws and regulations are designed to promote free and fair competition and to protect consumers.

Anti-Trust compliance programmes are here to detect and prevent cartels.

### **What is a Cartel?**

A cartel is an agreement, concerted practice or conspiracy among competitors to fix prices, submit collusive tenders, divide or share markets and, more generally, restrict competition. A cartel is regarded as the most egregious violation of Anti-Trust laws in most jurisdictions, which may lead to the imposition of significant fines as well as, in certain jurisdictions, criminal penalties.

Legal compliance FIDI Affiliates will ensure that they are aware of all applicable laws and regulations covering anticompetitive practices in all the jurisdictions in which they operate, and that they will obey and uphold those laws and regulations in connection with cartels.

### **Ethical behaviour**

As a demonstration of its commitment, FIDI and its Affiliates pledge to take a zero- tolerance approach to cartel conduct. At all times, FIDI and its Affiliates will act professionally, fairly and with the utmost integrity in all business dealings and relationships. This will apply wherever they operate.

### **Code of Conduct**

By agreeing and committing to this Charter, we ask you our supplier, you undertake to:

A. Never make direct or indirect (via third parties including agents, suppliers or customers) contact with an actual or potential competitor or other third party, the object of which is to engage in cartel behaviour.

B. Never propose or reach an agreement, whether directly or indirectly, formally or informally, with actual or potential competitors, regarding any sensitive competition-related issues, including:

\*Fixing prices, \*Dividing/sharing markets, customers/territories, \*Rigging a competitive bidding process.

C. Report any indication or initiative of improper anticompetitive business conduct by an actual or potential competitor in accordance to your internal reporting procedure, including but not limited to, reporting to your legal department and/or to the relevant Anti-Trust authorities.

D. Not to participate in a meeting of a trade association in which sensitive competition-related issues are discussed. If such subjects are raised during a meeting, employees/suppliers of FIDI Affiliates must immediately ask for the discussion to end. If not, they must leave the meeting and ask for that to be noted in the minutes of the meeting.

E. Ensure that all internal and external correspondence, including e-mails and texts, and documents, discussions and public statements do not contain any statements that might be misinterpreted by third parties or Anti-Trust authorities and courts in the context of a potential Anti-Trust investigation.

F. Maintain independent judgment in pricing or selling of any products and/or services.

G. Limit any information discussed during commercial negotiations, with or disclosed to competitors or other third parties, to that which is strictly necessary for completing or assessing the transaction