

#wearelogistics

Crime prevention policy

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CONTENTS

<u>I</u> ntroduction and purpose	3
<u>S</u> cope and enforceability	4
<u>C</u> ommitments	5
<u>P</u> rinciples of action	6
<u>C</u> ommunication and dissemination	7
<u>A</u> pproval and review	8

1. Introduction and purpose

The purpose of this Crime Prevention Policy (hereinafter the "Policy") is to establish the commitment of BERGÉ Infraestructuras y Servicios Logísticos, S.L. and its subsidiaries of zero tolerance against infractions, crimes and unethical actions, and to define the principles and criteria that should guide the behaviour of BERGÉ's professionals and decision-making processes to ensure a culture of integrity and business honesty that ensures the monitoring, prevention and, where appropriate, sanctioning of unlawful and/or unethical acts and conduct that jeopardise the value of the organisation along with its image and reputation.

The Policy develops the principles of integrity, transparency and respect for current legislation laid down in BERGÉ's Code of Conduct, and together with the rest of the internal policies on Compliance, constitutes one of the pillars of the organisation's corporate risk prevention model aimed at establishing an environment of prevention, detection, investigation and remedy of any conduct or practice contrary to the principles of the Code of Conduct and applicable regulations.

Through the Reporting and Whistleblower Channel, all BERGÉ professionals may report actions that, to the best of their knowledge and belief, constitute or may constitute a breach of this Policy and of the rest of the applicable regulations. Communications received through the Complaints and Whistleblower Channel will be received with total independence and confidentiality, guaranteeing the informant's anonymity, if he/she so wishes, and the rights of all parties involved.

BERGÉ shall promote the application of the principles set out in this Policy among its main suppliers and collaborators.

2. Scope and enforceability

This Policy is addressed to all professionals of BERGÉ Infraestructuras y Servicios Logísticos, S.L. and its subsidiaries (hereinafter “BERGÉ”).

Subsidiaries shall be understood as companies in which BERGÉ Infraestructuras y Servicios Logísticos, S.L. holds a stake in the share capital that allows it to have control, pursuant to the provisions of Article 42 of the Commercial Code.

The Policy constitutes an internal rule of mandatory compliance for all BERGÉ professionals, regardless of their geographical, hierarchical or functional location, and the contractual modality that determines their relation with BERGÉ.

No general exceptions to the application of the Policy will be approved. If a specific exception is required for justified reasons, prior authorisation from the GRC Department will be required.

3. Commitments

BERGÉ seeks to guarantee before the Public Administrations, the competent judicial bodies and third parties, its effective performance in compliance with the duties of control, surveillance and supervision, establishing measures to prevent or significantly reduce the probability of committing the criminal offences laid down in the Spanish Criminal Code.

In particular, BERGÉ assumes the commitment to identify and analyse situations of crimes, infractions or irregularities that may arise in the organisation's scope of action, even when it is not possible to attribute them to a specific person.

To this end, BERGÉ has developed a corporate risk prevention model that pursues the following goals:

- I. Respect for the law in force and absolute rejection of any criminal offence.
- II. Continuous improvement of the preventive organisational culture based on the principle of zero tolerance towards illegal acts, fraud and unethical actions.
- III. Preparedness and protection against the crimes and unlawful conduct, improving the organisation's response capacity and efficiency.
- IV. Increasing the confidence of our stakeholders.

4. Principles of action

The general principles of action of BERGÉ's corporate crime prevention and detection model, which govern this Policy, are as follows:

- I. To prevent and combat the possible commission of crimes or unlawful acts by BERGÉ professionals by identifying activities under which scope the crimes and unethical acts that must be prevented may be committed.
- II. Always act under the protection of current legislation and in the context established by the Code of Conduct and BERGÉ's internal regulations.
- III. Generate an environment of transparency by maintaining the appropriate internal and external channels to encourage informing potential irregularities or reporting illegal actions or practices.
- IV. Investigate any report of an alleged criminal act or fraudulent or irregular act regardless of its type or amount, guaranteeing the confidentiality of the complainant and the rights of the persons under investigation. Likewise, BERGÉ shall provide all the assistance and cooperation that may be required by judicial and administrative bodies or institutions and organisations, national or international, for the investigation of allegedly criminal, fraudulent or otherwise irregular acts that may have been committed by its professionals.
- V. Communicate to all BERGÉ professionals the obligation to report any fact constituting a possible criminal offence, fraud or irregularity of which they are aware, and specifically, any indication or suspicion that a projected transaction or operation could be linked to money laundering or the financing of any illicit activity.
- VI. Establish internal rules, procedures and protocols for action and decision-making, aimed at preventing BERGÉ's professionals from holding decision-making powers that are not subject to control.
- VII. Promote proactive activities, such as prevention and detection, as opposed to reactive activities, such as investigation and sanction.
- VIII. Ensure that the Regulatory Compliance Area has the material and human resources required to oversee the operation of and compliance with this Policy in an effective and proactive manner, without prejudice to the responsibilities that correspond to other BERGÉ bodies and areas.
- IX. Develop and implement, as frequently as required, dissemination and training programmes for BERGÉ's professionals, which disclose the requirements of applicable legislation and internal regulations, and promote a culture of business ethics and integrity and respect for current legislation.
- X. Monitor the imposing of the corresponding disciplinary measures or sanctions when required, in accordance with the provisions of the applicable legislation at all times.

5. Communication and dissemination

The full text of the Policy shall be made available to all BERGÉ professionals, all of whom shall be obliged to its strict compliance, and shall be the subject of communication, training and awareness-raising actions for its timely understanding and application.

The Policy will be available through the corporate Intranet and the organisation's website for promotion to third parties.

6. Approval and review

This Policy was approved by the BERGÉ Board of Directors on 25 January 2023, is incorporated into the internal regulations and may be reviewed and/or modified to adapt to the needs resulting from applicable regulations, technological progress, and other relevant changes in the organisation.

The updating of successive versions of the Policy and/or other documents required to comply with the policy's provisions shall be the responsibility of the GRC Department.