

MaaS Alliance Policy Statement and General Rules for Antitrust Compliance

1 Introduction

Whenever competitors gather together in trade associations, professional associations or to establish industry standards, potential antitrust risks arise. The reason, of course, is that such meetings provide an opportunity for discussions among the association's members to go beyond topics related to the legitimate and pro-competitive purposes of the association to topics that competitors should not discuss with one another.

The antitrust laws, generally speaking prohibit coordinated conduct among competitors with respect to terms of trade, agreements to fix prices or allocate customers or markets, for example, fall within this general prohibition. Agreements among competitors as to other business practices -- e.g., marketing practices, business hours -- have also been held unlawful. Agreements need not be express (e.g., written) to be unlawful. Tacit understandings reached by competitors may also violate the antitrust laws.

This is not to say that the antitrust laws prohibit all communications among trade association members with respect to their common business. On the contrary, the antitrust enforcement agencies and courts have always recognized that organizations like this Association may provide valuable services to their members and others, such as suppliers and customers, who deal with those members. Trade associations may benefit these groups, for example, by aggregating and disseminating information, sponsoring joint research on issues faced by the associations members, providing industry-wide marketing and promotion, or facilitating voluntary standard-setting. While these activities are not immune from the antitrust laws, with appropriate guidance they can be structured in such a way as to avoid any appreciable antitrust risk.

With this basic understanding in mind, the following are the MaaS Alliance Antitrust Policy Statement and the General Rules of Antitrust Compliance:

2 MaaS Alliance Antitrust Declaration

A competitive and free enterprise system is the basis of free market economy.

This system, as the basis of a free market is protected and promoted by competition law.

Consequently our actions as the MaaS Alliance will comply with all applicable antitrust and other laws regulating competition.

- We do not act in a manner that unfairly influences the free market economy.
- We do not make any agreements, formal or otherwise to fix or set prices or allocate products, markets, territories or customers.
- We do not obtain or share current or future information about price, profit margins or costs, bids, market share, distribution practices, terms of sales, specific customers or vendors

3 MaaS Alliance Antitrust Policy Statement

The MaaS Alliance is a non-profit organisation or AISBL organized to serve and advance the profession and science of Mobility as a Service. It's purpose is promote public awareness of the potential of Mobility as a Service currently regarded as having the potential to achieve a paradigm shift in transport. It will encourage cooperation on a harmonised approach to Mobility as a Service with the objective of connecting travel (personal and goods) in Europe and beyond.

MaaS Alliance is not intended to, and may not, play any role in the competitive decisions of its member companies or their employers, nor in any way restrict competition among users or suppliers in any of the industries it serves.

Through its conferences, seminars, educational courses, working groups and other activities, MaaS Alliance brings together representatives of competitors in many innovative, development, operational, educational, service and sales areas. Although the subject matter of MaaS Alliance activities is normally informative in nature, and although the purpose of these activities is principally educational and there is no attempt to restrain competition in any manner, nevertheless the Board of Directors recognizes the possibility that the Association and its activities could be seen by some as an opportunity for anti-competitive conduct. For this reason, the Board takes the opportunity, through this Statement of Policy, to make clear its unequivocal support for the policy of competition served by the antitrust laws and its uncompromising intent to comply strictly in all respects with these laws.

In addition to the Association's firm commitment to the principle of competition served by the antitrust laws, the penalties which may be imposed upon both the Association and its members involved in any violation of the antitrust laws are so severe that good business judgement demands that every effort be made to avoid such violation. In addition, treble damage claims by private parties (including class actions) for antitrust violations are extremely expensive to litigate and can result in judgments of a magnitude that could destroy the Association and seriously affect the financial interest of its members.

It shall be the responsibility of every representative of a member company of MaaS Alliance to be guided by the Association's policy of strict compliance with the antitrust laws in all MaaS Alliance activities. It shall be the special responsibility of Association officers, committee chairpersons and event leaders to insure that this policy is known and adhered to in the course of activities pursued under their leadership.

To assist the MaaS Alliance staff and all of its officers, and committee officers in recognizing situations which may raise the appearance of an antitrust problem the Board will as a matter of policy furnish to each such persons the Association's General Rules and Antitrust Compliance.

Should questions arise as to the manner in which antitrust laws may apply to the activities of MaaS Alliance or any committee thereof, such questions shall be directed to MaaS Alliance Headquarters. Antitrust compliance is the responsibility off every MaaS Alliance

member company and their representatives. Any knowing violation of the MaaS Alliance general Rules of Antitrust Compliance or this general policy by an MaaS Alliance member representative will result in that person's company being immediately suspended from membership in the Association, and removal of that representative from any Association office held.

4 General Rules of Antitrust Compliance

The following rules are applicable to all MaaS Alliance activities, and must be observed in all situations and under all circumstances without exception or qualification other than noted below:

1. Neither the MaaS Alliance nor any committee, or activity of MaaS Alliance shall be used for the purpose of bringing about or attempting to bring about any understanding or agreement, oral or written, formal or informal, expressed or implied, among competitors with regard to prices, terms or conditions of sale, distribution, volume or production, territories, or customers.
2. No MaaS Alliance activity or communication shall include discussion for any purpose or in any fashion of pricing methods, production quotas or other limitations on either the timing, costs or volume of production or sale, or allocations of territories or customers.
3. No MaaS Alliance activity or communication shall include discussion which might be construed as an attempt to prevent any person or business entity from gaining access to any market or customer for goods or services or to prevent any business entity from obtaining a supply of goods or otherwise purchasing goods or services freely in the market
4. In conducting MaaS Alliance committee meetings, the chairperson shall prepare and adhere strictly to a written agenda. Minutes or other records of the meeting to document discussion topics shall be distributed to all in attendance according to the Internal Rules. The minutes should reflect MaaS Alliance policy of complying with the antitrust laws. Approval of the minutes shall be obtained for the committee at its next meeting.
5. Speakers at educational activities, committee and other technical MaaS Alliance meetings "shall be informed of the Association's General Rules of Antitrust Compliance before their presentations.
6. At informal discussions at the site of any MaaS Alliance meeting or event, but beyond the controls of its chairperson or leader, all member representatives and all others in attendance are expected to observe the same standards of personal conduct as are required of the Association in its compliance with these antitrust guidelines.

Address all questions concerning antitrust policy and guidelines to:

President of the MaaS Alliance
MaaS Alliance AISBL
Avenue Louise 523
1050 Ixelles
Brussels, Belgium

5 Guidelines for All Meetings and Events to Meet the General Rules of Antitrust Compliance

AT EVERY ISTA GATHERING, THE MEETING CHAIR OR EVENT LEADER MUST BE READ THE FOLLOWING.

The Board of Directors of the MaaS Alliance has publicly stated its support for the policy of competition served by International antitrust laws, and its intent to comply strictly with these laws. In support of this Statement, as the MaaS Alliance officer, chairperson or representative in charge of this event, I am making the following requests before this event begins:

1. Everyone in attendance today should be familiar with the provisions of the MaaS Alliance Antitrust Policy Statement and General Rules of Antitrust Compliance, copies of which are available from me.
2. The agenda for this meeting or the schedule for this event shall be followed and permission of the chair or event leader must be obtained before any other matters of business are introduced.
3. During this gathering, there shall be no discussion of pricing methods, costs, volume or conditions of production or sale, allocation of territories or customers or any discussion which might be construed as limiting any person or business from free access to any market, customer, or source of supply.