

## 6.8 Competition Law Guideline Review

### Purpose

To enable the Board to note update to the Competition Law Guidelines.

### Background

The Competition Law Compliance Guidelines are designed to govern all activities engaged in by the staff and directors and Membership of the World Coal Association (“WCA”). They are designed to ensure compliance with the anti-trust laws of the United States and the competition laws of the EU and the UK, since the World Coal Association is in the UK. They go beyond the minimum requirements of those laws and set a high standard for the Association.

The Association is committed to ensuring that its staff and Membership adhere rigorously to the letter and spirit of these guidelines and to the competition laws of all nations. Even the cost of successfully defending civil and criminal anti-trust actions can be severe. Thus, conduct at all Association related functions must be so clearly beyond question as not even to invite any challenge. The legal penalties and impact on the Association and its Members that can result from a violation of competition laws are severe. Any deliberate breach of these guidelines will result in the expelling of an Association Member or, in the case of an Association staff Member, termination of employment.

**Due to the complexity of the Competition Law Compliance Guidelines, a review from an independent legal advisor is still in progress and will be distributed to Members during H2 FY2023.**

### Recommendation

The Board to note the Competition Law Guideline Review is still in progress.