

thyssenkrupp

Supplier Code of Conduct.



thyssenkrupp



Our understanding of sustainability in supplier management

At thyssenkrupp (meaning thyssenkrupp AG and all its affiliates), we consider sustainability to be an essential component of our business processes. As a technology group with high materials competency, we purchase raw materials, commodities and services from suppliers worldwide so as to secure the sustainable success of our customers by providing innovative solutions for products and services.

This requires responsible management that strives for a long-term, value-added business model. For this reason, our suppliers are an integrated part of our sustainability strategy. In all our procurement activities, we carefully take into consideration a set of economic, process-driven and technical criteria as well as essential social and ecological factors such as human rights, labor conditions, anti-corruption concerns and environmental protection.

Irrespective of different products, services, markets, regions or processes, the principal factors for supplier assessment and evaluation at thyssenkrupp are always cost, quality, reliability, innovation and sustainability.

At thyssenkrupp, we expect that our suppliers comply with applicable national statute, with the principles of the United Nations Global Compact, and with the thyssenkrupp Supplier Code of Conduct. Furthermore, we expect our suppliers to introduce suitable processes within their organizations that support compliance with applicable statute and that drive continuous improvements with regard to the principles and requirements laid out in the thyssenkrupp Supplier Code of Conduct. Moreover, we expect from our suppliers to ensure compliance with these principles and requirements by all their affiliates.

For the purposes of this Supplier Code of Conduct, an “affiliated company” shall mean an enterprise in which one of the parties holds a direct or indirect participating interest of more than 50% of the voting registered capital.

Human and labour rights

At thyssenkrupp, we expect that our suppliers respect and comply with the fundamental rights granted to all employees under applicable national statute. Furthermore, we expect our suppliers to fully recognize the labor standards issued by the International Labor Organization (ILO), taking into due account the applicable laws and regulations in different countries and at different sites. At thyssenkrupp, we expect our suppliers to respect third persons' rights and to minimize any possible adverse effects by taking into account all relevant international standards.

Child labor

At thyssenkrupp, we expect our suppliers to prohibit and refrain from any kind of child labor within their organization.

Discrimination

At thyssenkrupp, we expect that our suppliers promote equal opportunities and equal treatment. Furthermore, we expect our suppliers to prohibit any form of discrimination in recruiting, promoting or selecting employees for basic or advanced training programs. Within the organization of our suppliers, no employee may be discriminated against based on his or her gender, age, color, race, ethnical or social origin, nationality, sexual orientation, incapacity, religion or world view or political opinion.

Forced labor

At thyssenkrupp, we expect our suppliers to prohibit any kind of forced labor or human trafficking in their organization and any contribution to it.

Freedom of association

At thyssenkrupp, we expect our suppliers to respect the right of their employees, to the full extent of applicable national statute, to form a workers council, collective bargaining unit or other employee representations, and to enter into collective bargaining.

Working time and remuneration

At thyssenkrupp, we expect our suppliers to fully comply with applicable national statute on working time. Furthermore, we expect that the employees of our suppliers receive a remuneration which is in line with applicable national statute.

Conflict Minerals

At thyssenkrupp, we expect our suppliers to adhere to all applicable conflict minerals regulations. If a product contains one or more of the so-called conflict minerals (tin, tantalum, tungsten and gold or their ores) we expect our suppliers to provide, on request, transparency on the supply chain up to the smelter.

Occupational health and safety

At thyssenkrupp, we expect our suppliers to fully comply with applicable national statute governing health and safety at work. Furthermore, our suppliers are expected to establish and maintain an appropriate occupational health and safety management system (e.g., in accordance with OHSAS 18001, or national equivalent). This includes containing actual as well as potential health and safety risks at work. Moreover, our suppliers are expected to train their employees for the purpose of preventing accidents and occupational diseases as best as possible

Environmental protection

At thyssenkrupp, we expect our suppliers to comply with all applicable national laws, regulations and standards to protect the environment. Our suppliers are expected to establish and maintain a suitable environmental management system (e.g., in accordance with ISO 14001, or national equivalent) to minimize environmental impact and hazards, and to improve environmental protection in their everyday operations.

Conduct in business environment

Prohibition of corruption and bribery

At thyssenkrupp, we expect our suppliers to have zero-tolerance for corruption and to ensure compliance with all United Nations (UN) and Organisation for Economic Co-operation and Development (OECD) conventions against corruption, and with all governing anti-corruption laws. In particular, our suppliers are expected to ensure that their employees, subcontractors and agents do not offer, promise or grant any advantages to any thyssenkrupp employees or related parties with the goal of securing an order award or any other form of preferential treatment in their business transactions.

Invitations and gifts

At thyssenkrupp, we expect that our suppliers refrain from presenting any invitations or gifts to our employees so as to gain any form of influence. Any invitations or gifts extended to thyssenkrupp employees or related parties, if any, must be reasonable and suitable with a view to scope and design, i.e. they must be of low financial value and reflect ordinary local business custom. We also expect our suppliers to refrain from asking thyssenkrupp employees or related parties for any inappropriate advantages.

Preventing conflicts of interest

In our suppliers' business dealings with us, we expect our suppliers to take decisions based on objective criteria only. Any factors that might influence our suppliers' decisions due to private, business or other conflicts of interest must be prevented from the start. The same applies to relatives and other related parties.

Unrestricted competition

At thyssenkrupp, we expect our suppliers to always compete in a fair manner and to comply with applicable antitrust laws and regulations. Our suppliers are expected not to enter with competitors into agreements that might constitute a breach of antitrust law, nor to take advantage of any dominant market position they might hold.

Money laundering

At thyssenkrupp, we expect our suppliers to comply with all applicable statute governing the prevention of money laundering, and not to participate in any money laundering activities.

Supplier relations

At thyssenkrupp, we expect our suppliers to communicate the principles laid out herein to their subcontractors and subsuppliers and to take these principles into account when selecting subcontractors and subsuppliers. Our suppliers are expected to encourage their subcontractors and subsuppliers to comply with the minimum standards of this Code of Conduct regarding the protection of human rights, working conditions, anti-corruption and environmental protection when fulfilling their contractual obligations. Further we expect from our suppliers to only source material from legal sources and if requested to provide evidence on the legal source.

Compliance with the thyssenkrupp Supplier Code of Conduct

We will review our suppliers' compliance with the principles and requirements laid out in the thyssenkrupp Supplier Code of Conduct regularly, asking our suppliers to complete a self assessment not more than once a year. Furthermore, we reserve the right to consult with each supplier and to either perform a sustainability audit at the supplier's site or to appoint a qualified third party to perform the audit.

In the event that such a sustainability audit is performed, the supplier shall bear all costs and expense for this audit if the annual turnover of the supplier with thyssenkrupp exceeds 100,000 €. The audit cost should usually not exceed a limit of 5,000 Euros. thyssenkrupp will receive a full report on the audit findings.

Any violation of the principles and requirements set out in this thyssenkrupp Supplier Code of Conduct will be regarded as a serious violation of the supplier regarding his contractual obligations towards thyssenkrupp.

In the event that supplier is suspected of violating any of the principles or requirements laid out in the thyssenkrupp Supplier Code of Conduct (e.g. based on negative media reports), thyssenkrupp reserves the right to request from the supplier that all relevant information be disclosed.

In the event that a supplier evidently fails to fulfill any of the principles or requirements set out in this thyssenkrupp Supplier Code of Conduct, or refuses to pursue and implement measures for improving his sustainability performance, after having been given a reasonable period of grace, thyssenkrupp reserves the right to immediately terminate any or all contracts with the supplier for cause.

References

- ➔ United Nations Global Compact
www.unglobalcompact.org
- ➔ International Bill of Human Rights
www.un.org/en/rights
- ➔ International Labour Standards (ILO)
www.ilo.org/global/standards/lang--len/index.htm
- ➔ OHSAS 18001 Healthy & Safety Standard
www.ohsas-18001-occupational-health-and-safety.com
- ➔ International Organization for Standardization (ISO)
www.iso.org

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engineering.tomorrow.together.

thyssenkrupp Supplier Code of Conduct

Supplier Declaration

We, the undersigned, hereby confirm on behalf of our company (the „Supplier“) that

- 1. we have received the thyssenkrupp Supplier Code of Conduct.
- 2. by signing this document, we undertake to acknowledge and comply with all provisions and principles laid out in the thyssenkrupp Supplier Code of Conduct, above and beyond any other contractual obligations that we might have entered into with thyssenkrupp or any thyssenkrupp affiliates.
- 3. In the event that the Supplier violates any principles or provisions laid out in the thyssenkrupp Supplier Code of Conduct, this Supplier Declaration and the thyssenkrupp Supplier Code of Conduct shall be governed by the laws of the country which are stipulated as governing law in the supply contract which governs the business transaction between thyssenkrupp and the Supplier, in the course of which the violation has occurred.

Name of Company

Place, Date

Place, Date

Name (in print)

Name (in print)

Authorized Signatory

Authorized Signatory

This document shall be duly signed by authorized signatories of Supplier as required by Supplier’s internal levels of authority and returned to the following address within 20 working days from date of receipt (post stamp):

thyssenkrupp AG
Corporate Function Procurement and Supply Management
Sustainable Procurement
Postbox, 45063 Essen, Germany

Supplier Reference Number

thyssenkrupp Supplier Code of Conduct

Company related information

Name of Company

Adress

Country

Contact person in company for sustainability issues

Last Name, First Name

Last Name, First Name

E-Mail address

Phone

Supplier Reference Number