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## MODEL OF ORGANIZATION, MANAGEMENT AND CONTROL OF

C. Steinweg - GMT S.r.l. Sole shareholder

Update dated 06/10/2020

### SPECIAL PART

#### CHAPTER I – ADDRESSEES

The directions contained in the Organization, Management and Control Model pursuant to Legislative Decree 231/2001 are addressed to all those who act in the interest of C. Steinweg - GMT S.r.l. Sole Shareholder, hereinafter also briefly as GMT, as Employees, Executives, Administrators, Consultants and Partners as well as collaborators, third parties and in general all those who have to do, in activities that are held at or in the company with activities considered at risk for committing the offenses mentioned below.

The aim is to adopt behaviors that are consistent with what is stated in this Model in order to prevent the completion of the offenses covered by the Decree.

Anyone who becomes aware of behaviors that do not comply with the requirements described in this document shall provide timely information to the Supervisory Body.

#### CHAPTER II - GENERAL RULES

For all the offenses described below and in the performance of all business-related operations, GMT Organs, employees, consultants, partners, , and suppliers and service companies, to the extent necessary for their duties, shall in general know and respect:

- applicable Italian and foreign legislation;
- the system of existing powers and powers;
- the principles enshrined in the Code of Ethics adopted by GMT;
- the documentation and provisions relating to the functional hierarchical structure of GMT and the management control system;
- GMT and Group business procedures;
- organizational communications.

The GMT analysis of activities in the General Part of the Model have led to the following areas of activity at risk and related offenses:

1. Activities in connection with Public Administration (P.A.), European Union and public forces.

- Relationships with customers, relations with P.A., European Union public forces.
- Offenses against P.A, European Union: corruption for the exercise of the function and corruption for acts contrary to the official duties (Art. 318 and 319 cp.); undue perception of disbursements to the detriment of the State (Article 316-ter cp.); aggravated fraud for obtaining public grants (Article 640 bis of the Italian Civil Code); induction to give or promise something (Article 319 quarter c.p.); trafficking in illicit influences (Article 346 bis of the Italian Criminal Code) ; fraud in public supplies (art. 356) crimes against industry and commerce (Law 23 July 2009, n.99; Art. 25-bis.1, Legislative Decree 231/2011); art. 2 L. 898 of 23.12.86; see art. 25 Legislative Decree 231/01 paragraph 1: only in the event that the fact offends the financial interests of the European Union embezzled (art.314 first paragraph) by profit from the error of others (art. 316 of the criminal code) and abuse of office (Article 323 of the criminal code).
- Customs smuggling (Presidential Decree no. 43 of 23 January 1973).

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## 2. Corporate litigation:

- Judicial and out-of-court disputes, corporate management, internal organization and assignment of powers and prosecutions.
- Crimes against P.A: corruption for the exercise of the function (Article 318 cp.); corruption in judicial acts (Article 319b); company crimes: obstructed control (2625 cc), false social communications (2621 cc), false in report (2623 cc), illegal distribution of profits and reserves (2627 cc), fake distribution of the capital (2632 cc), unlawful restitution of contributions (2626 cc), credit defaulting operations (2629 cc), undue distribution of social assets by liquidators (2633 cc), corruption between individuals (Article 2635 cc), illicit influence on the assembly (2636 cc), obstacle to the exercise of the functions of the Public Security Authorities (2638 cc).

## 3. Gift / Sponsorship / Purchasing Management:

- Free sponsorship management, purchasing management and P.A.
- Crimes against P.A: bribery and bribery for acts contrary to office duties (318 and 319 bc), induction to give or promise benefits (Article 319c); trafficking in illicit influences (Article 346 bis of the Italian Criminal Code); fraud in public supplies (art 356); corruption between private individuals (Article 2635 c.c.); crimes against property: acquiescence (art 648 cp.), money laundry (Article 648 bis cp.), self laundry (Article 648b ter 1 c.p.);

## 4. Relations with supervisory authorities:

- Corporate Property Management, Public Authorities Relationships for Authorizations, Concessions or Certifications for Corporate Real Estate, Waste Management and Discharges, Relations with Surveillance Authority (Agenzia delle Entrate, Port Authority, Customs Agency, INPS, INAIL, CCIAA, Labor Inspectorate, any body of the European Union) and Verification Services, Relationships with Authorities Surveillance (Agenzia delle Entrate) and audit management.
- Crimes against the P.A and European Union: State Aid (Article 316a cp.); undue perception of disbursements to the detriment of the State (Article 316-ter cp.); aggravated fraud for obtaining public grants (Article 640 bis of the Italian Civil Code); bribery in bribery and bribery for acts contrary to office duties (Art. 318 and 319 bc); indebtedness to give or promise usefulness (Article 319c); fraudulent damage to the state or to an entity (art 640 cp.); environmental offenses (Legislative Decree 121/2011, art. 25-dec. Legislative Decree 231/2001); corporate crimes: obstacles to the exercise of the functions of public oversight authorities (Article 2638 EC); See art. 25 Legislative Decree 231/01 paragraph 1: only in the event that the fact offends the financial interests of the European Union embezzlement (art.314 first paragraph), by profit from the error of others (art. 316 of the criminal code) and abuse of office (art. 323 of the criminal code);
- Customs smuggling (Presidential Decree no. 43 of 23 January 1973).

## 5. Recruitment / dismissal and management of staff:

- Fulfillment of employment / employment relationship management / termination.
- Bribery in bribery and bribery for acts contrary to office duties (Art. 318 and 319 bc); indebtedness to give or promise usefulness (Article 319c); use of third-country nationals whose stay is irregular (Article 22, paragraph 12 bis Legislative Decree 286/98), self laundering (art.648 ter 1 c.p.);

## 6. Accounting, budgeting and taxation management:

- Accounting, balance sheet preparation and semi-annual reports, tax compliance and tax office inspections.
- Corporate crimes and crimes against the PA: corruption in office acts and corruption for acts contrary to office duties (Articles 318 and 319 BC), indebtedness to give or promise usefulness (Article 319 cp), trafficking in illicit influences (art. 346 bis c.p.); fraud in public supplies (art. 356) ; undue enrichment , improper appropriation, misuse of third party sums. (Article 648 of the Italian Civil Code), recourse (Article 648 bis of

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the Italian Civil Code), the use of money, goods or utilities of illicit origin (Article 648b), recycling (Article 648b);

- Tax offenses pursuant to Legislative Decree 74/2000: fraudulent declaration through the use of invoices and other documents for non-existent operations (art. 2 paragraph 1 and 2 bis), fraudulent declaration through other devices (art. 3), issue of invoices or other documents for non-existent operations (art. 8 paragraph 1 and 2 bis), concealment or destruction of accounting documents (art. 10), fraudulent removal from the payment of taxes (art. 11).

## 7. Information systems and illicit data treatment:

- Logical access management, IT security management, IT systems management.
- Computer offenses: abusive access, abusive detention, access codes, falsity of computer documents, interception, prevention or interruption of computer or telematics communications (Article 615b, cp), information, data and computer programs (Article 635 (Article 635-ter cp), damage to computer or telematics systems (Article 635-cc), damage to information, data and computer programs used by the State or other public entity or public utility damage to computer or telematics systems of public utility (Article 635-quinquies cp), computer fraud of the subject providing electronic signature certification services (Article 640-quinquies cp); industrial or intellectual property offenses (Trademarks); crimes against industry and commerce (Law 23 July 2009, n.99; Art. 25- novies.1, Legislative Decree 231/2011); offenses against individual personality and individual safety: child pornography (Article 600b), detention / use of pornographic material (Article 600c);
- illicit data treatment

Article 1, paragraph 1 of Legislative Decree September 21, 2019, n.105, converted by Law 133/19.

## 8. Crimes against the individual

Child Pornography (art. 600 ter c.p.), possession/use of pornographic material (art. 600 quater c.p.); art. 600-quater 1 c.p. - Art. 600 – quarter 1 – virtual pornography

## 9. Health protection and occupational safety regulations:

- Protect health and safety of work.
- Violation of accident prevention regulations: guilty murder (Article 589 of the Italian Civil Code); personal injuries (art 590 c.p.);

## 10. Crime and Terrorist Association:

- Relations with suppliers, partners.
- Associative offenses: favoring (art. 378 cp.), Criminal association (article 416 c.p.); (Article 416 bis cp), an association for the illicit traffic of narcotic drugs or psychotropic substances (Article 74 DPR 9.10.1990, No. 309), Mafia Political Election (Article 416 bc); crimes for terrorism purposes: assistance to associates of associations for the purpose of international terrorism or the overthrow of the democratic order (Article 270b of the CCP);

## 11. Crimes against public trust:

- Cash usage and stamp values.
- Expenditure and introduction into the State without concert of falsified coins (art. 455 c.p.), spent on falsified coins received in good faith (Article 457 cp.), Use of counterfeit or altered stamp values (Article 464 cp.);

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- Waste management.
- Environmental offenses listed in art. 25 of Legislative Decree 231/2001.

## CHAPTER III - AGAINST THE PUBLIC ADMINISTRATION AND EUROPEAN UNION.

### 1. Type of offense against the Public Administration and European Union.

This section refers to offenses against the Public Administration. Below are briefly described the individual cases contemplated in Legislative Decree 231/2001 art. 24, 24-bis, 25:

#### Art. 316-bis c.p. – embezzlement to the State-

"Anyone who is outside the public administration, having obtained contributions from the State or other public entity or the European Union, subsidies or grants intended to facilitate direct actions for the carrying out of works or the pursuit of activities of public interest does not destine them the aforesaid purposes, is punished with imprisonment for six months to four years."

This hypothesis of offense occurs if, after receiving funding or contributions from the Italian State or the European Union, no proceeds are made to use the sums received for the purposes for which they were intended; or rather, sums are deviated having distracted, even partially, the amount obtained without noticing whether the scheduled activity has been implemented or not. The offense may also be based on loans already obtained and are not intended for the purposes for which they were granted.

This hypothesis of offense is potentially configurable in GMT.

#### Art. 316-ter c.p. - Executive perception of disbursements to the State-

"Except that the offense provided for in Article 640-bis is not the case, anyone who, by using or submitting false statements or false statements or false statements, or through the omission of such information, shall, unsuccessfully, whether for others or for others, grants, loans, mortgages or other similar payments, however named, granted or disbursed by the State, other public bodies or the European Union, are punished with imprisonment for six months to three years. The penalty is imprisonment from six months to four years if the fact offends the financial interests of the European Union and the damage or profit exceeds 100,000 euros".

When the amount unduly received is equal to or less than € 3,999,96, only the administrative penalty for payment of a sum of money from € 5,164.00 to € 25,822.00 applies. Such sanction cannot, however, exceed the triple of the achieved benefit."

Such a hypothesis is realized when, by omitting due declarations, they are obtained without the right to receive contributions, funding or other similar payments, granted by the State, Public Authorities, or the European Union. The offense is realized when the sum is received, in which case they do not detect the subsequent conduct. It should be stressed that the case is only confined to cases where the offense of fraud against the State does not apply.

This hypothesis of offense is potentially configurable in GMT.

### Art. 346 bis of the Italian Criminal Code - Trafficking in illicit influences.

"Anyone, outside the cases of concurrence in the offenses referred to in articles 318, 319, 319 ter and in the corruption offenses referred to in article 322 bis, exploiting or boasting non-existent or alleged relations with a p.u. or a person in charge of p.s. or one of the other subjects referred to in article 322 bis, unduly gives or promises, to himself or to others, money or other benefits, as the price of his illicit mediation towards a p.u. or a person in charge of p.s. or one of the other subjects referred to in Article 322 bis, or to remunerate him in relation to the exercise of his functions or powers, is punished with a prison sentence of one to four years and six months. The same penalty applies to those who unduly give or promise money or other benefits".

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This residual figure with respect to corruption crimes punishes prodromal conduct with respect to the consumption of these crimes and its typical conduct consists both in claiming credit from a public official or a public employee by exploiting existing relationships and merely boasting of alleged relations with the subjects listed and is consumed with the bestowal or promise of money or other benefits regardless of the finalization of the agreement.

This offense is potentially configurable in GMT.

Art. 640-bis c.p. – aggravated fraud for obtaining public grants –

"The sentence is for imprisonment from two to seven years and it goes without saying if the fact referred to in art. 640 applies to grants, loans, soft loans or other similar payments, however denominated, granted or disbursed by the State, other public bodies or the European Union. "

This is the case when they are artificially or foolish enough to get public funding.

This hypothesis of offense is potentially configurable in GMT.

Art. 640 c.p. - aggravated fraud-

"Anyone who, by artifices or scams, misleading someone, procuring to himself or others an unfair profit with others, is punished with imprisonment for six months to three years and fine from € 51.00 to € 1,032.00.

The penalty is for one to five years imprisonment and a fine from € 309.00 to € 1.549,00:

- 1) whether the fact is committed to the detriment of the state or another public entity or European Union on the pretext of exonerating some from the military service;
- 2) whether the act is committed by creating in the offended person the fear of an imaginary danger or the erroneous conviction of having to execute an order of the Authority.

The offense is punishable by the injured party's lawsuit, unless there are any of the circumstances set out in the previous paragraph or another aggravating circumstance.

Art 640-ter c.p. - Computer Fraud-

"Anyone, by altering in any way the operation of a computer or telematics system or by acting without any right in any way on data, information or programs contained in a relevant computer or telematics system, procures to himself or others an unfair profit with others damages are punishable by imprisonment for six months to three years and with fine from € 51.00 to € 1.032,00. The penalty is for a one to five year imprisonment and a fine from € 309.00 to € 1.549,00 if one of the circumstances referred to in paragraph 1 of the second paragraph of art. 640, or if the offense is committed with abuse of the system operator quality. The penalty is two to six years imprisonment and a fine from € 600.00 to € 3.000,00 if the act is committed with theft or misuse of digital identity in harm to one or more subjects. The offense is punishable by the offense of the injured person, unless there are any of the circumstances referred to in the second and third paragraph or any of the circumstances provided for by art. 61 first paragraph number 5 limited to having taken advantage of circumstances in person, also with reference to age, and number 7 "

The case is realized when altering a computer or telematics system, or manipulating the data contained therein, you get an unjust profit by causing harm to a third party.

This hypothesis of offense is potentially configurable in GMT.

Art. 314 of the criminal code - embezzlement.

"The public official or person in charge of a public service, who, having for reason of his office or service the possession or in any case the availability of money or other movable property of others, appropriates them, is punished with imprisonment from four years to ten years and six months ". Legislative Decree 231/01 provides that this hypothesis is punishable only if configured to the detriment of the European Union. This

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offense is an own offense and is relevant, as well as for public economic bodies, also for investee companies or companies under public control that provide a service of public importance as some subjects assume public qualifications by virtue of the activity carried out. For the purposes of perfecting the appropriative conduct, the prior possession or availability must also exist in the hands of the subject who must, in any case, hold it for reasons of office or service. The appropriation conduct has been extended over time. - even following the abolition of distracting conduct - and today it can take the form of destruction, consuming use, non-return or delivery, alienation, retention, non-temporary use, concealment, placing in one's own assets. This offense is potentially configurable in GMT.

Art. 316 of the criminal code - Embezzlement by profit from the error of others "The public official or the person in charge of a public service, who, in the exercise of his functions or service, taking advantage of the error of others, unduly receives or retains, for himself or a third party, money or other benefits, is imprisonment from six months to three years. The penalty is imprisonment from six months to four years when the fact offends the financial interests of the European Union and the damage or profit exceeds € 100,000 ". Legislative Decree 231/01 provides that this hypothesis is punishable only if configured to the detriment of the European Union. This hypothesis arises only in the event that the agent profits from the error in which the taxable person spontaneously reports, or rather from a pre-existing error independent of the conduct of the active person; where the error has been determined by the conduct, the most serious hypothesis of embezzlement referred to in art. 314 of the Criminal Code ... In addition, the error, which the p.o. takes advantage of, must fall on the "an" or the "quantum debetur" if instead the error falls on the subject he will incur the crime referred to in art. 314 c.p. ..

This offense is potentially configurable in GMT

Art. 323 of the criminal code - Abuse of office. "Unless the fact constitutes a more serious crime, the public official or the person in charge who, in carrying out the functions or service, in violation of specific rules of conduct expressly provided for by law or by acts having the force of law and from which there is no margin of discretion, or by failing to abstain in the presence of a personal interest or of a close relative or in other prescribed cases, intentionally procures an unfair financial advantage for himself or others or brings an unjust damage to another is punished with imprisonment from one to four years. The penalty is increased in cases where the advantage or damage is of significant gravity ".

Legislative Decree 231/01 provides that this hypothesis is punishable only if configured to the detriment of the European Union. Following the modification made by the D.L. 76/2020 the case in point has been restricted with a partial abolitio criminis and today the violation committed by the public subject must concern a rule of conduct that must be specific and expressly provided for by a source of ordinary rank - or by the law or by another act having force of law - and must not leave room for discretion. Like the other types of own crimes analyzed in this Model, the company may compete pursuant to art. 110 as an extraneous where an employee - in the interest of the company - aware of the subjective qualification of the public official., etc. . participates in the conduct of a crime attributable to him

The abuse of office could materialize if an employee takes advantage of relations with a public official for the issue of permits or authorizations or contacts the same to obtain a document / provision favorable to the company despite being aware of not having the right.

This offense is potentially configurable in GMT.

Art. 317 c.p. - Malfeasance-

"The public official or public service officer who, by abusing his or her quality or powers, forces someone to

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give or promise unlawfully to him or to a third party, money or other usefulness, is punished with imprisonment for six at twelve years "

The present situation arises when an official public or a person in charge of public service, abusing his or her position, forces some to provide himself / herself with any money or benefits not due to him.

Like the other types of own offenses analyzed in this Model, the company may compete pursuant to art. 110 as an extraneous where an employee - in the interest of the company - aware of the subjective qualification of the p.o., etc. participates in the conduct of a crime attributable to him

This hypothesis of offense is potentially configurable in GMT.

**Art. 318 and 321 c.p. – corruption for the exercise of the function-**

"An official who, for the exercise and his or her functions or powers, unduly receives, for himself or for a third party, money or other benefit or accepts the promise, shall be punished by imprisonment for three to eight years . " The same penalties also apply to those who give or promise money or other utility to the public official or to an authorized public service.

The case concerns the assumption that the Public Officer receives, for himself or herself, money or other advantages to performing acts of his office.

This hypothesis of offense is potentially configurable in GMT.

**Art 319, 319-bis and 321 c.p. - Corruption for an act contrary to office duties -**

"An official who, to omit or delay or having omitted or delayed an act of his office, or having performed an act contrary to office duties, receives, for himself or for a third party, money or other benefit , or accepts the promise, is punished with imprisonment for six to ten years. "

"The penalty is increased if the fact referred to in art. 319 has as its object the awarding of public jobs or salaries or pensions or the stipulation of contracts in which the administration to which the public official belongs is concerned as well as the payment or reimbursement of taxes"

The case concerns the assumption that the Public Officer receives for himself or others money or other advantages to complete, omit or delay acts of his office.

This hypothesis of offense is potentially configurable in GMT.

**Art. 319 ter, 321 c.p. -Corruption in judicial acts-**

"If the facts referred to in Articles 318 and 319 are committed to favor or harm a party in a civil, criminal or administrative proceeding, the imprisonment sentence of six to twelve years applies. If the unjust conviction of someone to imprisonment for no more than five years derives from the fact that the sentence is of imprisonment for six to fourteen years; if the unjust condemnation of imprisonment of more than five years or imprisonment arises, the punishment is of imprisonment for eight to twenty years. "

The offense occurs when the Company is party to a judicial proceeding, and in order to obtain an advantage in the same bribe an Official Public.

This hypothesis of offense is potentially configurable in GMT.

**Art. 319 quater c.p. -Induction to give or promise usefulness-**

"Unless the act is the most serious offense, the public official or public service officer who, by abusing his or her powers or powers, causes someone to give or promise unlawfully to him or to a third party, money or other punished with imprisonment from six years to ten years and six months.

In the cases provided for in the first paragraph, those who give or promise money or other benefit shall be punished with imprisonment for up to three years or with up to four years, imprisonment when the fact offends the financial interests of the European Union and the damage or profit exceeds 100,000 euros. "

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The offense is a residual hypothesis with respect to the one in Art. 317 c.p. and becomes reality when an official public or a person in charge of public service, abusing his or her position, induces someone to procure himself or herself with money / utility not due to him.

Like the other types of own offenses analyzed in this Model, the company may compete pursuant to art. 110 as an extraneous where an employee - in the interest of the company - aware of the subjective qualification of the p.o., etc. participates in the conduct of a crime attributable to him

Tel misunderstanding is potentially configurable in GMT.

**Art. 320, 321 c.p. - Corruption of a person in charge of a public service-**

"The provisions of Art. 318 and 319 also apply to a public service contractor. In any case, the penalties are reduced to a maximum of one third. "

The article extends the cases of application of the two previous articles, the subject may also be a person in charge of public service.

This hypothesis of offense is potentially configurable in GMT.

**Art, 322 c.p. - Instigation to corruption-**

"Anyone who offers or promises money or other benefits not due to an official public or to a public service officer for the exercise of his or her duties or powers shall be subject, if the offer or the promise is not accepted, to the punishment established in the first paragraph of Article 318, reduced by one third. If the offer or promise is made to induce a public official or a public service officer to omit or delay an act of his office, or to act in contravention of his duties, the culprit suffers, if the offer or the promise is not accepted, under the punishment stipulated in Article 319, reduced by a third. The punishment referred to in the first paragraph applies to the official public or to a public service employee who solicits a promise or giving of money or other usefulness for the exercise of its functions or powers. The punishment referred to in the second paragraph shall apply to the public official or to an official of a public service requesting a promise or gift of money or other benefit to a private person for the purposes referred to in Article 319. " The concrete case involves the presence of behavior aimed at corruption, but the lack of acceptance by the public entity and the hypothesis in which the latter solicited the promise or giving for the same ends.

This hypothesis of offense is potentially configurable in GMT.

**Art. 322-bis c.p. - Picture, bribery, corruption and instigation of the corruption of members of the organs of the European Union and of officials of the European Union and of foreign-**

"The provisions of Articles 314, 316, 317 to 320 and 322, third and fourth paragraphs, shall also apply to:

1) members of the Commission of the European Union, the European Parliament, the Court of Justice and the Court of Auditors of the European Union;

(2) Officials and agents contracted under the Staff Regulations of Officials of the European Union or the Conditions of Employment of European Union;

3) to persons commanded by the Member States or any public or private entity in the European Union, who carry out functions corresponding to those of officials or agents of the European Union;

4) members and staff members established on the basis of the Treaties establishing the European Union;

5) those who, in other Member States of the European Union, carry out functions or activities corresponding to those of public officials and those entrusted with public service;

(5bis) to the judges, prosecutors, prosecutors, officials and agents of the International Criminal Court to persons commanded by States party to the Treaty establishing the International Criminal Court who carry out duties corresponding to those of officials or agents of the court, members and staff members established on the basis of the Treaty establishing the International Criminal Court.

5ter) to persons who perform functions or activities corresponding to those of public officials and persons in charge of a public service in the context of international public organizations;

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5 quater) to members of international parliamentary assemblies or of an international organization or supranational and judges and officials of international courts.  
5 quinquies) to persons who carry out functions or activities corresponding to those of the p.o. and those in charge within non-European Union states, when the fact offends the financial interests of the Union.  
The provisions of Articles 319c, second paragraph, 321 and 322, first and second paragraphs, also apply if the money or other utility is given, offered or promised:

- 1) the persons referred to in the first paragraph of this Article;
  - 2) to persons exercising functions or activities corresponding to those of public officials and agents of a public service within other foreign States or international public organizations, where the offense is committed to procure for themselves or others an undue advantage in international economic operations or in order to obtain or maintain an economic or financial activity.
- The persons referred to in the first paragraph shall be assimilated to public officials, if they carry out the corresponding functions, and those responsible for public service in the other cases. "  
This hypothesis of offense is potentially configurable in GMT.

Art. 356 of the criminal code - Fraud in public supplies. "Anyone who commits fraud in the execution of supply contracts or in the fulfillment of other contractual obligations indicated in the previous article - public supply contracts referred to in art. 355 - is punished with imprisonment from one to five years and a fine of not less than 1,032 euros. the penalty increased in the cases provided for by the first paragraph of the previous article ". For the purposes of the configurability of the crime, deceptive behavior is not necessary but bad faith in the execution of the contract or in the fulfillment of the contractual obligations assumed is sufficient: in fact, the fraud required for the purposes of the existence of the crime is generic, as awareness of perform a service different in quality or quantity from that due. This rule protects the State, public bodies and companies operating public services or public necessities and also includes non-fulfillment relating to things or works necessary for a public establishment or a public service.  
This offense is potentially configurable in GMT.

Art. 2 L. 898 of 23.12.86.

"If the fact does not constitute the most serious crime provided for by art. 640 bis of the Criminal Code, anyone who, through the display of false data or news, unduly obtains for themselves or others, aid, bonuses, indemnities. Refunds, contributions or other disbursements paid in whole or in part from the European Agricultural Guarantee Fund and the European Agricultural Fund for Rural Development punished with imprisonment from six months to three years. The penalty is imprisonment from six months to four years when the damage or profit exceeds € 100,000. When the unduly received sum is equal to or less than 5,000 euros, the administrative sanction referred to in the following articles is applied.  
This offense is not potentially configurable in GMT

2. Definition of Public Administration, Public Officials and Entities in charge of a Public Service  
In the Italian law, the Public Administration (PA) is a set of public bodies and entities (municipalities, provinces, regions, states, ministries, etc.), sometimes private (bodies governed by public law, concessionaires, contracting authorities, mixed spas); of all the other figures who carry out somehow the administrative function in the interest of the Union and, therefore, in the public interest, in the light of the principle of subsidiarity.

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The notion of official public is inspired by art. 357c.p. : "For the purposes of the criminal law, public officials are those who exercise a public legislative, judicial or administrative role. For the same reasons, the administrative function governed by rules of public law and authoritative acts is characterized by the formation and manifestation of the will of the public administration and its development by authoritative and certifying powers. "

The status of Public Officer is traditionally linked to the formal role of a person within the Public Administration. Law 181/1992 has further expanded the concept of public function where it is specified that "it is an official public who contributes in a subsidiary or ancillary manner to the implementation of the purposes of the PA with actions that cannot be isolated from the public function". Officials are those who:

- contribute to the will of a public administration;
- have decision-making powers:
- certification;
- attestation;
- coagulation;
- collaboration, even occasional.

Article. 358 c.p. states that a person in charge of public service is understood to mean, even though he is not an official public with the functions of his / her status, a service of public utility in public bodies in general

### 3. Sensitive activities

With regard to the offenses against the above-mentioned PA, the main sensitive activities that GMT has detected inside are:

- negotiation and conclusion of contracts with public entities and/or with the European Union;
- provision of PA services;
- Requests for permissions / licenses / permissions to public entities and / or the European Union both on their own and on behalf of third parties / intermediaries;;
- Demand for soft loans;
- management of public health and safety inspection audits (VVF / ASL / ISPESL / GDF etc. ..);
- sending tax returns;
- management of pension benefits and F24 delegation;
- recruitment of personnel belonging to protected categories;
- asset management;
- report accidents;
- legal disputes management;
- participation in conferences organized by public subjects;
- informal relations (public relations) with the PA;
- ISTAT / Bankitalia (Bank of Italy) reports;
- utility / representation fees / gratuities;
- sponsorship activities;
- relations with politicians.

### 4. Specific procedures

Employees, consultants, partners, suppliers and service companies are expressly prohibited from making or collaborating or giving cause for the conduct of behaviors such as to integrate offenses that fall within the scope of those offenses by Legislative Decree 231/2001.

It is expressly obliged to bear the above mentioned subjects of:

- Keep proper and transparent behavior, in compliance with the law and internal business procedures, in all activities involving the PA and with The European Union;

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- strictly observe all the rules laid down by law;
- Ensure the proper conduct of all processes in which you interact with PA and with the European Union;
- Prepare the required documentation required by the framework procedure for relations with PA and with the European Union.

Within these behaviors, it is forbidden in particular to:

- To carry out actions or to attempt behaviors that may even be interpreted as corrupt practices, illegitimate favors, or that can bring privilege to oneself and / or others;
  - to assure favors of any kind to persons in charge of carrying out a public service even for an interlocutor, so as to influence the free conduct of their business;
  - carry out arbitrary representation expenses that exclude the Company's goals;
  - exhibit documents, or divulge confidential information;
  - admit, for external collaborators, remuneration that is not related to the type of assignment they have performed on a contractual basis;
  - harm the operation of computer networks, or data contained within, in order to obtain an unfair advantage;
  - offer gift or free performance outside of what is provided by business practice. In particular, PA representatives, or their relatives, should not be offered any gift, gift or free gift that may appear to be related to the GMT or to affect the independence of judgment or to induce any benefit to GMT. Allowable allowances must always be of low value or they must be qualified as sponsorships and must be handled according to the procedure. In all cases, the gifts offered must be adequately documented to enable Verification by the OV. Charitable or cultural contributions or contributions for political purposes must remain within the limits permitted by legal provisions and all must be documented in order to allow the SB to carry out the relevant controls;
  - grant benefits of any kind, such as promises of recruitment, in favor of PA representatives, and with the European Union representatives or any relatives who may have the same consequences as the previous paragraph;
- Perform benefits and recognize remuneration in favor of subjects who do not find adequate justification in the context of their contractual relationship;
  - display documents containing false or false information;
  - Keeping a misleading behavior that can cause the PA and with the European Union to fail;
  - apart from the information that is due.

## 5. The Auditor's Controls

Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the OV periodically conducts the sample checks on activities potentially at risk of offenses aimed at verifying their correctness in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the OVD and those who operate on behalf of and on behalf of the ODB itself are granted free access to all relevant business documentation.

## CHAPTER IV - SOCIAL REACTIONS.

### 1. Type of corporate crimes

This section refers to corporate crimes. Below are briefly described below the individual cases contemplated in Legislative Decree 231/2001 art. 25 ter:

#### Art 2621 c.c. - False social Communications -

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"Out of the cases provided for in Article 2622, directors, general managers, executives responsible for drafting corporate accounting documents, liquidators, who, in order to obtain for themselves or for others an unfair profit in the financial statements, or in other social communications directed to members or to the public, consciously exhibit material facts that are not true to the truth or omit relevant material facts whose disclosure is imposed by the law on the economic, financial or financial situation of the company or group to which it belongs, in a concretely appropriate manner to induce others to err, are punished with the imprisonment sentence of one to five years.

Punishment also extends to cases where the information relates to assets owned or administered by companies on behalf of third parties."

This offense is carried out through: the exposure in the financial statements, reports or other corporate communications provided for by law and directed to members, creditors or the public for material facts that are not true, even though they are subject to proper assessments the addressees of the economic, financial or financial situation of the company or group to which it belongs, with the intention of deceiving the members or the public; that is, the omission, with the same intention, of information on the situation of which communication is imposed by law.

The conduct must be aimed at achieving for itself or for others an unfair profit, false and / or omitted information must be significant and such as to significantly affect the representation of the company's economic, equity or financial position.

This hypothesis of offense is potentially configurable in GMT.

Art 2622 c.c. -False social communications of listed companies-

"Directors, general managers, managers responsible for preparing corporate accounting documents, liquidators of issuers of financial instruments admitted to trading on a regulated Italian or other European Union country, which, in order to achieve or for others, an unfair profit, balance sheets, reports or other social communications directed to members or the public deliberately expose material facts that are not true to the truth, or omit material facts material whose disclosure is imposed by the law on the economic situation, capital or financial position of the company or group to which it belongs, in a concretely appropriate

way to induce others to err, are punished with the imprisonment sentence of three to eight years. The companies referred to in the preceding paragraph shall be equated to:

1) companies issuing

financial instruments for which an application for admission to trading on an Italian or other regulated European market has been submitted;

2) companies issuing financial instruments admitted to trading in a multilateral trading system in Italy;

3) companies that control issuing companies financial instruments admitted to trading on a regulated Italian or other European Union market;

4) companies that appeal to the public or who manage it. The provisions of the preceding paragraphs shall apply even if false or omission relates to assets owned or administered by the company on behalf of third parties."

This is the case for listed companies through: exposure in the financial statements, reports or other corporate communications provided by law and directed to members or the public for material facts that are not true, even though they are subject to valuations, mislead the addressees on the economic, financial or financial situation of the company or group to which it belongs, with the intention of deceiving members, creditors or the public; that is, the omission, with the same intention, of information on the situation of which communication is imposed by law. The conduct must be aimed at achieving for itself or for others an unfair profit, false and / or omitted information must be significant and such as to significantly affect the representation of the company's economic, equity or financial position.

Such an offense is not configurable at GMT.

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## Art. 2625 c.c. -Extended control-

"Administrators who, by hiding documents or other suitable assets, prevent or otherwise hinder the carrying out of control activities legally attributed to members or other corporate bodies, are punished with a fine of up to € 10,329.00. If the conduct has caused damage to the members, it applies imprisonment up to one year and proceeds to the offense of the offender. The penalty is doubled if it is a company with securities listed in Italian or other European Union regulated markets or widely disseminated to the public in accordance with art. 116 of the unique text of Legislative Decree no. 58/98".

The direct offense of the directors consists in preventing or hindering, through concealment of documents or other suitable means, the conduct of control activities legally attributed to members and other social organs. Such a hypothesis becomes a crime where the conduct described above causes damage to the members.

This hypothesis of offense is potentially configurable in GMT.

## Art. 2626 c.c. -Executive restitution of contributions-

"Directors who, except in the case of legitimate redemption of share capital, return, even simultaneously, contributions to members or release them from the obligation to execute them, are punished by imprisonment for up to one year."

The direct offense of the directors foresees that the same, except in the case of a legitimate reduction in the share capital, even give a simulated return of contributions to the members or free them from the obligation to execute them.

This hypothesis of offense is potentially configurable in GMT.

## Art. 2627 c.c. - Illegal distribution of profits and reserves –

"Unless the offense is a serious offense, directors who distribute profits or advances on earnings that are not actually earned or are allocated by law to reserves, or which distribute reserves, including non-profits, which cannot be lawfully distributed, are punished with the arrest of up to one year. The reimbursement of the

profits or the replenishment of the reserves before the deadline for the approval of the budget extinguishes the offense."

The offense is configured for Directors who distribute profits, or advances on earnings that are not actually earned or, by law, allocated to reserve, which cannot be distributed by law.

This hypothesis of offense is potentially configurable in GMT.

## Art. 2628 c.c. -Securities on shares or shareholdings or the parent company -

"Administrators who, except as permitted by law, acquire or subscribe shares or shareholdings, shall be punished with up to one year imprisonment, causing a loss to the integrity of the share capital or reserves that cannot be distributed by law. directors who, except as permitted by law, purchase or subscribe shares or units issued by the parent company, causing a loss of a share capital or reserves that cannot be distributed by law. the adoption of the financial statements for the year in which the conduct was put into effect, the offense shall be extinguished."

This offense consists in the purchase or subscription by directors, shares or shareholdings or by the parent company which causes a damage to the integrity of the share capital or the non-distributable reserves by law. Such an offense hypothesis is not potentially configurable in GMT.

## Art 2629 c.c. - Operations in the creditors'

"Directors who, in breach of statutory provisions for the protection of creditors, make reductions in share capital or mergers with other companies or divisions, causing damage to creditors, are punished, in the case

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of the offender, with imprisonment for six months three years Compensation to creditors before the judgment extinguishes the offense. "

The case is executed by the directors, in violation of statutory provisions for the protection of creditors, redemptions of share capital or mergers with other companies or divisions, which cause harm to creditors. This hypothesis of offense is potentially configurable in GMT.

## Art. 2629 bis c.c. - Failure to Communicate the Conflict of Interest-

"The administrator or a member of the Management Board of a company with securities listed on regulated Italian or other European Union markets or widely disseminated to the public in accordance with Article 116 of the Uniform Decree Legislative February 24, 1998, no. 58, and subsequent modifications, or a supervised subject under the sole text of Legislative Decree no. 385 of the abovementioned single text of Legislative Decree no. 58 of 1998, of Law no. 576, or Legislative Decree no. 124, which violates the obligations laid down in the first paragraph of Article 2391, is punished with imprisonment for one to three years, if the violation results in damage to the company or to third parties."

The offense is committed when the director, or member of the management board, of a listed company violates the expected disclosure obligations of his position that conflicts with company decisions to be taken. Such an offense hypothesis is not potentially configurable in GMT.

## Art. 2632 c.c. - Fictitious training of capital-

"The directors and the shareholders who, in part, even form or increase fictitiously the share capital through the allocation of shares or shareholdings in a total amount exceeding the amount of the share capital, the mutual subscription of shares or units, the significant over valuation of the transfer of assets in kind or in credits or in the company's assets in the event of transformation, are punished with up to one year imprisonment. "

The regulated case is aimed at safeguarding the integrity of the share capital, and is addressed to the directors and the issuing shareholders.

Such an offense hypothesis is not potentially configurable in GMT.

## Art. 2633 c.c. -Subsequent distribution of social assets by liquidators-

"Liquidators who, by sharing the social assets between the members before the payment of the social creditors or the provision of the sums necessary to satisfy them, cause harm to the creditors, are punished, in the lawsuit of the offender, with imprisonment for six months to three years. Compensation to creditors before the judgment extinguishes the offense. "

The concrete case requires liquidators to bring damage to social creditors because of the distribution of assets between the shareholders before they have satisfied the social creditors themselves or have set aside the sums needed to meet them.

Such an offense hypothesis is potentially configurable in GMT.

## Art. 2635 c.c. -Corporation between private individuals –

"Unless the offense is the most serious offense, directors, directors, executives responsible for preparing corporate accounting documents, liquidators, who, following the giving or promise of money or other benefits, for themselves or for others, execute or omit acts, in violation of their office obligations or obligations of loyalty, causing harm to society, are punished with imprisonment for one to three years. The imprisonment sentence is applied up to one year and six months if the offense is committed by those who are subject to the direction or supervision of one of the subjects referred to in the first paragraph. Whoever gives or promises money or other usefulness to the persons referred to in the first and second paragraphs shall be punished with the penalties provided for therein. The established penalties and the previous

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paragraphs have doubled in the case of companies with securities listed on regulated Italian or other European Union markets or distributed to the public to a significant extent within the meaning of Article 116 of the Single Act on Brokering Provisions financial, as per D.Lgs. 58/98 and subsequent amendments. The injured party's lawsuit is filed, unless it distorts competition in the acquisition of goods or services. Without prejudice to the provisions of art. 2641, the confiscation measure of equivalent value may not be less than the value of the given or promised utility. "

The factual context of the case is unchanged with respect to the unfaithfulness of the case, which has preserved the complex structure characterized by a double causal link. The conduct that is the subject of indictment is still integrated, in fact, from the fulfillment or omission of acts in violation of the obligations inherent in its office following the giving or promise of utility whose criminal relevance continues to depend on the cause of the event constituted from the haggard to the company.

The illicit nature of the act may depend on the breach of the "loyalty obligations" and the subject of the gift or promise can also be constituted by the money, thus adapting the case to the normative content envisaged by art. 318 and 319 cp ..

They assume not only the violation of the specific duties deriving from the legal or contractual rules governing the position of the typical active person, but also the most generic duty of "fidelity" in the exercise of the private office.

Next to the catalog contained in the first paragraph of art. 2635 c.c. where private corruption continues to be the offense of directors, general managers, executives responsible for drafting corporate accounting documents and liquidators of a company (as well as offense of "corrupt corrupt" competition), the second paragraph also extended the punishment of those who are subject to the supervision and supervision of the qualified subjects mentioned in the preceding paragraph and, therefore, of subjects that do not have an apical or control charge within the company.

This hypothesis of offense is potentially configurable in GMT.

**Art. 2636 c.c. -Apply influence on the shareholders'**

"Anyone with simulated or fraudulent acts determines the majority in the assembly for the purpose of obtaining an unfair profit for themselves or others, is punished with imprisonment for six months to three years."

By means of simulated and / or fraudulent acts, the majority of the shareholders' meeting is determined to give an unjust profit to themselves or to others.

This hypothesis of offense is potentially configurable in GMT.

**Art. 2637 c.c. – rigging the market-**

"Anyone who publishes false information, or implements simulated transactions or other artificially concretely capable of causing a significant change in the price of unlisted financial instruments or for which a request for admission to trading on a regulated market has not been submitted Significantly affecting the public's trust in banks 'or banking groups' wealth stability is punished with imprisonment for one to five years." The concrete case foresees that the price of financial instruments is altered, spreading false information, or simulating transactions being made, significantly affecting the trust the public places on banks or banking groups.

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**Art. 2638 c.c. - Implementation of the functions of the Public Authorities Supervisory Authority -**  
"Directors, general managers, executives responsible for the preparation of corporate accounting

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documents, liquidators of companies or entities and other subjects subject to law by public oversight authorities, or who are subject to obligations against them, who, in communications to in order to obstruct the exercise of supervisory functions, exhibit material facts that are not true, even though they are subject to assessments, on the economic, financial or financial situation of the supervised entities or, for the same purpose, conceal with other fraudulent means, all or some of the information they ought to have communicated, concerning the situation in the United States, are punished with imprisonment from one to four years.

Punishment is extended even if the information concerns property owned or administered by the company on behalf of third parties.

Directors, general managers, liquidators of companies or entities and other subjects subject to law by public oversight authorities are bound to be punished with the same punishment or are bound by obligations to them, which, in any form, also omit communications due to these authorities, knowingly obstruct their functions.

The penalty is doubled if it is a company with securities listed in Italian or other European Union regulated markets or widely disseminated to the public as per art. 116 of the unique text of Legislative Decree no. 58/98.

The effects of the criminal law, the authorities and the functions of resolution referred to in the decree implementing Directive 2014/59 / EU are equivalent to the authorities and the supervisory functions. "

This offense condemns the cases in which those who are responsible for compiling the corporate accounting documents and who are subject to the public oversight authority regarding the Company's economic and financial situation exhibit facts that are not true or occult, in whole or in part , which should have been communicated.

Those operations, in order to constitute a criminal offense, must have as its object the prevention of supervisory activity.

This hypothesis of offense is potentially configurable in GMT.

## 2. Sensitive activities

With reference to the offenses outlined above, the main sensitive activities that GMT has detected inside are:

- training and preparation of the budget, reports or social communications provided by law and any legally relevant document;
- accounting keeping;
- issuance of press releases (although not directly managed by GMT but by the function of the Group to which they are used);
- relations with members, with the audit firm;
- capital transactions and the destination of profits;
- Exercise of corporate offices in subsidiaries.

## 3. Specific procedures

It is expressly forbidden to cover the GMT Organs, employees, consultants, partners, service companies, to put in place, to cooperate or to cause such conduct to include such offenses as those covered by Legislative Decree 231/2001.

It is expressly obliged to bear the above mentioned subjects of:

- To maintain proper, transparent and collaborative behavior in compliance with legal rules and internal business procedures in all activities aimed at the formation of financial statements and other social

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communications in order to provide truthful information to members and third parties and correct on the economic, financial and financial situation of the Organization;

- strictly comply with all the rules of the law to protect the integrity and effectiveness of share capital, in order to avoid harming creditors and third parties in general;
- ensure the proper functioning of the Organization and the Social Bodies, guaranteeing and facilitating any form of internal control over the social management provided for by the law, as well as the free and proper formation of the Shareholders'
- formalize the roles and responsibilities of those involved in activities considered sensitive,
- formalize the rules that require the highest transparency and collaboration with the audit firm.

Within these behaviors, it is forbidden in particular to:

- represent or transmit, for the purposes of drawing up and reporting financial reports, prospectuses or other social communications, false and obscene data or in any event not meeting the reality of the financial and financial position of the Organization;
- omit data and information required by the law on the economic, financial and financial situation of the Organization;
- carry out transactions on profits not provided for by applicable laws;
- To put in place behavior that materially prevents, through the concealment of documents or the use of other fraudulent means, or otherwise impede the conduct of audit and audit by the audit firm;
- Determine or influence the assumption of the deliberations of the Shareholders 'Meeting by putting into effect simulated or fraudulent acts aimed at altering the regular process of formation of the Shareholders' Meeting;
- expose the above-mentioned communications and transmissions that are not true to the truth, or conceal relevant facts about the company's economic, financial or financial conditions; to put in place any behavior that is hampering the exercise of the supervisory functions also in the course of inspection by the public supervisory authorities.

Finally, they are banned from violating US business principles and procedures, including, in particular, those governing the following processes:

- drafting of the budget;
- management of the assemblies;
- distribution of profits;
- management of relations with members, auditing companies;
- external communications.

## 4. The Auditor's Controls

Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the OV periodically conducts sample checks on activities potentially at risk for offenses aimed at verifying the correctness of these in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the OVD and those who operate on behalf of and on behalf of the ODB itself are granted free access to all relevant business documentation.

## **CHAPTER V - DELIVERS AGAINST THE PUBLIC SECRET**

### 1. Type of crimes against public trust

This section refers to crimes against public trust. Below are briefly listed below the individual cases contemplated in Legislative Decree 231/2001 art. 25 bis:

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Art. 453 c.p. -Faxing coins, spending and introduction into the state, after concert, of falsified coins-  
"He is punished with imprisonment from three to twelve years and with a fine from € 516.00 to € 3.098,00:

1) Whoever counterfeits national or foreign currencies, having legal tender in the state or outside;  
2) anyone who alters in any way genuine coins, by giving them the appearance of a higher value;  
3) anyone who, not having been involved in counterfeiting or alteration, but in concert with the one who has performed it or with an intermediary, introduces into the territory of the State or otherwise places counterfeit or altered coins in circulation;

anyone who, in order to put them into circulation, buys or receives from counterfeiters or counterfeit coins, or from an intermediary, by someone who has falsified them. The same penalty applies to those who, legally authorized to manufacture, produce unduly, abusing the tools or materials in their availability, excessive amounts of coins than the prescriptions. The penalty is reduced by one-third when the conduct referred to in the first and second paragraphs concerns coins not yet having legal tender and the initial term thereof is determined.

The offense occurs when, whosoever counterfeits, alters, introduces or puts into circulation false national currency.

The only crimes of use and spent on falsified coins received in good faith could in abstract hypothesis of the extreme being configured. However, the very small actual importance of payments made in cash leads to the exclusion of its relevance, despite the difficult configurability of the entity's interest or benefit requirement.

Art. 454 c.p. -Alteration of coins-

"Anyone who alters the quality coins indicated in the preceding article, shrinking any value in any way, or commits any of the facts mentioned in numbers 3 and 4 of that article, with respect to such altered coins, is punished with imprisonment by one at five years and with a fine from € 103.00 to € 516.00." The crime occurs when anyone changes national currency.

Such an offense is not configurable at GMT.

Art. 455 c.p. - Expenditure and introduction into the state, without concert, of falsified coins-  
"Anyone who, outside the cases provided for in the two preceding Articles, enters into the territory of the

State, acquires or holds counterfeit or altered coins in order to put them into circulation, or to spend or otherwise put into circulation, shall be subject to the penalties provided for in those articles , reduced by one-third to half. "

The crime occurs when, anyone introduces or spends counterfeit national currency.

This hypothesis of offense is potentially configurable in GMT.

Art. 457 c.p. - Expenditures of falsified coins received in good faith-

"Anyone who spends or puts into circulation false or altered coins, which he receives in good faith, is punished by imprisonment up to six months or with a fine of up to 1,032.00."

The offense occurs when, whenever someone is putting into circulation or spending in good faith counterfeit national currency.

The offense could in the abstract hypothesis of the extreme be configured, however the very modest relevance in practice of payments made in cash leads to exclude their relevance, to silence the difficult configurability of the requirement of interest or advantage of the entity.

Art. 459 c.p. - Faxing stamp values, introducing into the state, purchasing, holding or putting into circulation falsified stamp values,

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"The provisions of Articles 453, 455 and 457 shall also apply to counterfeiting or alteration of stamp values and the introduction into the territory of the State, or the purchase, holding and putting into circulation of counterfeit stamp duty; but the penalty is reduced by a third. For the effects of the criminal law, the stamped stamps, stamp marks, stamps and other values as these are treated by special laws are for stamp values. "

The offense occurs with the completion of "stamp values", so fall into this category: stamped paper, stamps, stamps and other values equivalent to these by special laws, of falsification.

Such an offense is not configurable at GMT.

Art. 460 c.p. - Filing of filigree paper in use for the production of public credit cards or stamp-

"Anyone who counterfeits filigree paper that works for the production of public credit cards or stamp values, ie acquires, holds or alienates that counterfeit paper, is punished if the fact does not constitute a more serious offense, with the imprisonment from two to six years and with a fine € 309.00 to € 1.032,00. "

The offense occurs through counterfeiting operations on watermarked paper in order to produce credit cards and / or stamp values.

Such an offense is not configurable at GMT.

Art. 461 c.p. -Manufacture or holding of watermarks or instruments for the falsification of coins, stamp values or filigree-

"Anyone who manufactures, purchases, holds or allies watermarks or instruments intended solely for counterfeiting or alteration of coins, stamp duties or filigree paper shall be punished if the offense is no more serious offense, with imprisonment from one to five years and with the fine from € 103.00 to € 516.00 ".

The offense occurs with the simple possession of watermarks or other tools useful for falsification.

Such an offense is not configurable at GMT.

Art. 464 c.p. -Use of counterfeit or altered stamp values-

"Anyone, who is not involved in counterfeiting or alteration, makes use of counterfeit stamped stamp values is punished by imprisonment up to three years and with a fine of up to € 516.00. If the values have been received in good faith, the penalty laid down in Article 457 shall be applied, reduced by one third. "

The offense is configured with the use of counterfeit or altered stamp values.

This hypothesis of offense is potentially configurable in GMT.

Art. 473 c.p. - Counterfeiting, alteration and use of trademarks or distinctive signs or patents of models and drawings -

"Anyone who, knowing the existence of an industrial property right, contravenes or alters any national or foreign trade marks or marks of industrial goods, or anyone who, without being involved in counterfeiting or alteration, uses such marks or signs counterfeit or altered, makes use of such trademarks or forged or altered marks, is punished with imprisonment for six months to three years and with a fine from € 2,500.00 to € 25,000.00.

It is punishable by the imprisonment sentence of one to four years and the fine from € 3,500.00 to € 35,000.00 Anyone who contravenes or alters patent, industrial designs, national or foreign, or, without being involved in counterfeiting or alteration, makes use of of such patents, counterfeit or altered designs or models.

The offenses provided for in the first and second paragraphs are punishable on condition that the rules of national law, the Union regulations and international conventions on the protection of intellectual or industrial property have been observed. "

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Such an offense is not configurable at GMT.

Art. 474 c.p. - Counterfeiting, alteration and use of trademarks or distinctive signs or patents of models and drawings -

"Out of the cases of competition in the offenses provided for in Article 473, anyone who places on the territory of the State, in order to profit, industrial products with trademarks or other distinctive, national or foreign marks, counterfeit or altered are punished with imprisonment by one four years and with a fine from € 3,500.00 to € 35,000.00. Out of cases of competition in counterfeiting, alteration, introduction into the territory of the state, anyone holding for sale, placing on the market or otherwise putting into circulation, in order to profit, the products referred to in the first paragraph shall be punished with imprisonment up to two years and with a fine of up to € 20,000.00. The offenses provided for in the first and second paragraphs are punishable provided that the rules of domestic law, Union regulations and international conventions on the protection of industrial or intellectual property have been observed "

Such an offense is not configurable at GMT.

## 2. Sensitive activities

With reference to the offenses outlined above, the main sensitive activities that GMT has detected inside are:

- small cash management;
- cash withdrawal.

## 3. Specific procedures

Employees, consultants, partners, service companies, and associates are expressly prohibited from making, collaborating or giving cause for the conduct of conduct such as integrating criminal offenses falling within those considered by Legislative Decree 231/2001.

It is expressly obliged to bear the above mentioned subjects of:

- observe the principles and procedures provided by GMT.

Within these behaviors, it is forbidden in particular to:

- Acquire, where identifiable and / or identified, false or suspected currency for payments.
- Finally, they are forbidden to violate the GMT and Group business principles and procedures.

## 4. The Auditor's Controls

Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the OV periodically conducts sample checks on activities potentially at risk for offenses aimed at verifying the correctness of these in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the OVD and those who operate on behalf of and on behalf of the ODB itself are granted free access to all relevant business documentation.

## **CHAPTER VI - MARKET ABUSE.**

### 1. Type of offenses relating to market abuse

Under the new regulations, the Company may be held liable if committed in its non-exclusive interest as well:

- (a) those exercising the functions of representation, administration, and management of the Company;
- b) those exercising the management and control of the Company.

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Article. 25-sexies of the Decree has expanded the categories of offenses, including abuse of privileged information and market manipulation.

## Art 184 - T.U.F. - Use of privileged information-

"He is punished with imprisonment from two to twelve years and with a fine from € 20,000.00 to € 3,000,000.00 anyone who is in possession of privileged information on the grounds of his or her status as a member of the board of directors or control of the issuer, participation in the issuer's capital, or of the exercise of a business, a profession or a function, whether public or an office:

1) purchases, sells or performs other transactions, directly or indirectly, on their own account or on behalf of third parties, on financial instruments using the same information;  
2) communicates such information to others, outside the ordinary course of their work, profession, office or office;

3) recommends or induces others, based on them, to complete some of the operations indicated in the letter. The same punishment referred to in paragraph 1 applies to anyone who is in possession of privileged information on the grounds of the preparation or performance of criminal activities, performing any of the actions referred to in the same paragraph 1.

The judge may increase the fine up to triple or up to ten times the amount of the proceeds or the proceeds of the crime when, due to the material offense, the personal qualities of the offender or the size of the product or the profit it is found to be inadequate even if applied to the maximum.

The offense refers to anyone who has, directly or indirectly, become aware of information due to his position within the company organization, performs on his or her own behalf any operation on financial instruments using the same information; or communicates this information to others outside the normal performance of his duties; tells or induces others to keep a certain behavior based on the information he knows. Such an offense is not configurable at GMT.

## Art 185 - T.U.F. -Manipulation of market-

"Anyone who issues false news or puts into operation simulated transactions or other artificially fit to cause a significant price fluctuation in the price of financial instruments is punished by imprisonment from two to twelve years and with a fine from € 20,000 to € 5,000,000.

The judge may increase the fine up to triple or up to ten times the amount of the proceeds or the proceeds of the crime when, due to the material offense, the personal qualities of the offender or the size of the product or the profit it is found to be inadequate even if applied to the maximum. In the case of transactions relating to financial instruments of art. 180 paragraph 1 letter a) number 2), the criminal sanction is that of a fine of up to € 130,291.00 and of arrest for up to three years ".

This case refers to anyone disclosing false information or introducing simulated behaviors that may affect the value of financial instruments; or to question the solidity of banking groups.

Such an offense is not configurable at GMT.

## 2. Activities at risk

With regard to this type of offense, no sensitive activities were found in GMT and therefore no specific procedures were implemented, in addition to the principles and values set out in the Code of Ethics and this Model.

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## CHAPTER VII - DELITTS AGAINST THE PERSON.

### 1. Types of crimes against the person

This section refers to crimes against the person. Below are briefly described below the individual cases contemplated in Legislative Decree 231/2001 art. 25 IV and V:

#### Art. 583-bis c.p. - Practices of mutilation of female genital organs-

"Anyone who, in the absence of therapeutic needs, causes a female genital mutilation, is punished with imprisonment for four to twelve years. For the purposes of this article," cessation of female genital mutilation "is intended to include Clitoridectomy (female genital mutilation), excision and infibulation and any other practice that causes effects of the same type. Anyone who, in the absence of therapeutic needs, causes, in order to impair sexual function, lesions to the female genital organs other than those referred to in the first paragraph, resulting in a disease in the body or in the mind, is punished with imprisonment from three to seven years, Penalty has decreased by up to two-thirds if the lesion is of minor magnitude. The punishment is increased by one third when the practices referred to in the first and second paragraphs are committed against a minor, or if the offense is committed for the purpose of making a profit. The conviction or the enforcement of the punishment at the request of the parties pursuant to 'Article 444 cpp for the offense referred to in this Article, if the offense is committed by the parent or guardian, respectively: 1) the annulment of the exercise of parental responsibility; 2) the perpetual inhibition by any office in charge of the protection, care and all 'support administration. The provisions of this Article shall also apply when the offense is committed abroad by an Italian citizen or a foreigner resident in Italy. In such a case, the perpetrator shall be punished at the request of the Ministry of Justice. "

The offense is confined to anyone who, in the absence of therapeutic needs, causes, in order to impair sexual function, injury to the female genital organs, which results in an illness in the body or in the mind. Such an offense is not configurable at GMT.

#### Art. 600 c.p. – slavery condition

"Whoever exercises on a person the powers corresponding to those of the right of property or whoever reduces or maintains a person in a state of continuous humiliation, forcing him to work or sexual performance, or to hiring or in any case to services that involve exploitation, is punished with imprisonment for eight to twenty years. Reduction or retention in the state of humiliation occurs when conduct is carried out by violence, threats, deceit, abuse of authority or the exploitation of a vulnerable situation, physical or psychological inferiority or a situation of necessity or promise or giving money or other benefits to those who have authority over the person. "

The offense is configured when a person exercises an individual's right to property.  
Such an offense hypothesis is not potentially configurable in GMT.

#### Art. 600- bis c.p. – Child Prostitution -

"He is punished with imprisonment from six to twelve years and with fine from € 15,000.00 to € 150,000.00 anyone who: 1) recruits or induces prostitution to a person under the age of eighteen; 2) It favors, exploits, manages, organizes or controls the prostitution of a person under the age of eighteen, or otherwise benefits from it. Except that the fact is the most serious offense, anyone who commits sexual acts with a minor between the ages of fourteen and eighteen, in exchange for a consideration of money or other usefulness, even just promised, is punished with imprisonment from one to six years and with a fine from € 1.500,00 to € 6.000,00 ".

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The offense occurs when sexual abuse is exercised on persons under the age of eighteen. Such an offense is not configurable at GMT

## Art. 600-ter c.p. - Child pornography-

"He is punished with imprisonment from six to twelve years and with a fine from € 24,000.00 to € 240,000.00 anyone who: 1) is under eighteen years of age, realizes pornographic performances or shows or produces pornographic material; 2) recruits or induces minors of the age of eighteen to participate in pornographic performances or performances or from the aforementioned shows otherwise profit. The same penalty applies to anyone who commits the pornographic material referred to in the first paragraph. Anyone who, apart from the hypotheses referred to in the first and second paragraphs, distributes, divulges, disseminates or advertising the pornographic material referred to in the first paragraph by any means, including by electronic means, or distributes or disseminates news or information aimed at all or the sexual exploitation of children under the age of eighteen, is punished by imprisonment for one to five years and with a fine from € 2,582.00 to € 51,645.00. Anyone who, apart from the hypotheses referred to in subsections (1), (2) and (3), offers or gives to others, free of charge, the pornographic material referred to in the first paragraph shall be punished with up to three years imprisonment and with fine from € 1.549,00 to € 5.164,00. In the cases provided for in the third and fourth paragraphs, the penalty shall be increased to a maximum of two thirds where the material is of a large quantity. Except for the fact that the offense is the most serious offense, anyone attending pornographic performances or performances involving minors under eighteen is punished with imprisonment for up to three years and with fine from € 1,500.00 to € 6,000.00. For the purposes of this article for child pornography, any representation, by any means, of a minor of the age of eighteen involved in sexual, explicit, real or simulated activities, or any representation of sexual organs of a child under the age of eighteen for purposes sexual. "

The crime occurs with the exploitation of individuals below the age of eighteen to produce pornographic material.

Such an offense is configurable at GMT.

## Art. 600 quarter - c.p. - possession of pornographic-

"Everyone who, outside the hypotheses provided for in Article 600-ter, deliberately procures or disposes of pornographic material produced by the sexual exploitation of children under the age of eighteen, is punished by imprisonment for up to three years or with a fine of not less than € 1.549. The penalty has increased to a degree that does not exceed the two thirds where the material held is of large quantity "

The offense consists of the possession of pornographic material for minors.

This hypothesis of offense is potentially configurable in GMT.

## Art. 600-quater 1 c.p. - Virtual Pornography-

"The provisions of articles 600-ter and 600-quater also apply when pornographic material is virtual images made using images of minors of the eighteen or parts of them but the punishment has decreased by a third. Virtual images are images made with graphic processing techniques that are not associated in whole or in part with real situations whose quality of representation makes them look like real-life situations. " This hypothesis of offense is potentially configurable in GMT.

## Art. 600-V c.p. - Touristic initiatives aimed at the exploitation of child prostitution –

"Anyone organizing or propaganda journeys aimed at prostitution activities involving minors or otherwise involving such activity is punished with imprisonment from six to twelve years and with a fine of € 1,549." The crime occurs when the purpose of travel organization is to practice prostitution.

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Such an offense is not configurable at GMT.

## Art. 601 c.p. – treat of people-

"He is punished with imprisonment for eight to twenty years whoever recruits, introduces into the territory of the State, transfers also outside of it, carries out, surrenders authority over the person, hosts one or more persons who are in the conditions specified in art. 600, or executes the same conduct on one or more persons by deceit, violence, threat, abuse of authority, or exploitation of a vulnerability, physical, psychological or necessity inferiority, or by promising or giving money or other benefits to the person who has authority over it, in order to induce or force them into work, sex, or hiring, or otherwise, to carry out illicit activities that involve the exploitation or the taking of organs. Everyone, even outside the modalities referred to in the first paragraph, undergoes the same punishment as the one foreseen under the terms of a minor person. "

The offense arises through recruitment, transportation, transfer, accommodation or hospitalization, through the threat or use of force or other forms of crime

## Art. 602 c.p. -Purchase and alienation of slaves-

"Anyone who, outside the cases referred to in Article 601, acquires or alienates or gives off a person who is in one of the conditions referred to in Article 600 shall be punished by imprisonment for eight to twenty years."

The offense occurs when the subject of the offense is trafficked.

Such an offense is not configurable at GMT.

## Art. 604bis of the Italian Criminal Code - Propaganda and incitement to commit crimes on grounds of racial, ethnic and religious discrimination.

"Unless the fact constitutes a more serious crime, he is punished: a) with imprisonment of up to one year and six months or with a fine of up to € 6,000 who propagates ideas based on racial or ethnic hatred, or instigates to commit or commit acts of discrimination for racial, ethnic, national reasons or religious; b) with imprisonment from six months to four years who, in any way, encourages to commit violence or commits violence or acts of provocation to violence for racial, ethnic, national or religious reasons"

This offense can be configured in GMT.

## 2. Activities at risk

With reference to the offenses outlined above, the main sensitive activities that GMT has detected inside are:

- management of personnel;
- use of the internet.

## 3. Specific procedures

Employees, consultants, partners, and service companies are expressly prohibited from putting in place, cooperating or giving cause for the conduct of conduct that incorporates offenses falling within the scope of those considered by the Legislative Decree 231/2001.

It is expressly mandated to bear the above mentioned subjects: to hold any conduct that may potentially also affect the personal integrity of any individual who carries out his or her business in the name or on behalf of the company.

It is expressly obliged to bear the above mentioned subjects of:

- observe the principles and procedures provided by GMT;

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- comply with the law;
- observe the principles enshrined in the code of ethics and, in particular, observe the ban on propaganda of ideas based on racial or ethnic superiority and commit or instigate acts of discrimination for racial, ethnic, national or religious reasons.

Finally, they are forbidden to violate Group and Group business principles and procedures. In particular, the Company undertakes to respect those governing the following processes:

- selection and recruitment of staff;
- use of workplace appliances (program selection, social networks and applications whose use is allowed / prohibited within the company, traceability of access and activities carried out on computer systems,

## 4. The Auditor's Controls

Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the Office periodically conducts sample checks on activities potentially at risk for offenses aimed at verifying the correctness of these in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the office and those who operate on behalf of and on behalf of the Office itself are granted free access to all relevant business documentation.

## CHAPTER VIII - THREATS WITH TERRORISM PURPOSES

### 1. Type of offenses with the purpose of terrorism

This section refers to crimes with a view to terrorism. Below are briefly described below the individual cases contemplated in Legislative Decree 231/2001 art. 25 quater:

Art. 270-bis c.p. – enrollment for the purpose of terrorism also international or to evade the democratic order-

"Anyone who promotes, constitutes, organizes, directs or finances associations that propose the commission of acts of violence for the purpose of terrorism or of evading the democratic order shall be punished with imprisonment for seven to fifteen years. Anyone participating in such associations is punished with imprisonment for seven to fifteen years. For purposes of the criminal law, the purpose of terrorism is also used when acts of violence are directed against a foreign state, an institution and an international body. With regard to the convicted person, it is always compulsory to confiscate the things that were or were intended to commit the offense and the things that are the price, the product, the profit or the use of which they are" The offense occurs when, anyone promotes, constitutes, organizes, directs or finances associations that propel the commission of acts of violence for the purpose of terrorism or of evading the democratic order. Such an offense hypothesis is not potentially configurable in GMT.

Art. 270-ter c.p. -Assistance to associates-

"Anyone who, except in cases of competition in the offense or favor, provides shelter or supplies food, hospitality, means of transport, communication tools to any of the persons participating in the associations referred to in Articles 270 and 270-bis shall be punished with imprisonment up to four years. The penalty is increased if the assistance is provided continuously. It is not punishable who commits the fact in favor of a close relative. "

The offense is configured by punishing the hypothesis of assistance to members of the "eversive / terrorist" group outside the cases of personal and real aid and competition in the offense.

This hypothesis of offense is potentially configurable in GMT.

Art. 270-quater c.p. – training with terrorism purposes also international-

"Anyone, except for cases referred to in Article 270-bis, shall enlist one or more persons for the commission of acts of violence or sabotage of essential public services for purposes of terrorism, even if they are directed

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against a foreign state, an institution or an international body, is punished with imprisonment for seven to fifteen years. Out of the cases referred to in art. 270 bis and subject to training, the person enrolled shall be punished by imprisonment for five to eight years. "

The offense is configured with enrollment aimed at training individuals whose purpose is to commit terrorist activities.

Such an offense hypothesis is not potentially configurable in GMT.

Art. 270-quinquies c.p. -Training activities with terrorism purposes also international-  
"Anyone, outside the cases referred to in Article 270-bis, shall either teach or otherwise provide instructions on the preparation or use of explosive materials, firearms or other weapons, harmful or dangerous chemical or bacteriological substances, as well as any other technique or method for the commission of acts of violence or sabotage of essential public services for purposes of terrorism, even if directed against a foreign state, an institution or an international body, is punished with imprisonment of five at ten years. The same penalty applies to the trained person as well as to the person who has acquired, even independently, the instructions for the completion of the acts referred to in the first period, putting into effect behaviors univocally aimed at the commission of the pipelines referred to in art. 270 sexies. The penalties provided for in this article are increased if the trainees or trainees are committed through computer or telematics tools. "

The crime is configured with the training of individuals with, the purpose of doing terrorist acts. This hypothesis of offense is not potentially configurable at GMT.

Art. 270-sexies c.p. – Behaviors with the purpose of Terrorism-

"For purposes of terrorism, acts which, by their nature or context, may cause serious damage to a country or to an international organization and are carried out in order to intimidate the population or to force public authorities or an international organization to perform or abstain from doing any act or to destabilize or

destroy the fundamental, constitutional, economic and social policies of a country or an international organization, as well as any other terrorist or committed terrorist conduct by conventions or other norms of international law binding on Italy. "

The crime is configured to bring about acts that have the ultimate purpose of carrying out acts of terrorism. Such an offense hypothesis is not potentially configurable in GMT.

Art. 280 c.p. - attack for terrorist or evading purposes-

"Anyone who, for the purpose of terrorism or evasion of a democratic order that is attentive to the life or the safety of a person, is punished in the first case by imprisonment no less than the 1920s and, in the latter case, with no lesser imprisonment six years old. If the injury to a person is seriously injured, the imprisonment sentence of no less than eighteen years applies; if a serious injury occurs, the imprisonment sentence of no less than twelve years applies. If the facts referred to in the preceding paragraphs are directed against persons exercising judicial or penitentiary functions or public security in the exercise or because of their functions, the penalties have increased by a third. If, from the events referred to in the previous paragraphs, the death of the person occurs, in the event of a life-threatening attack, the imprisonment and, in the case of an assassination attempt, the imprisonment of the thirties. Mitigating circumstances, other than those provided for in Articles 98 and 114, which are in competition with the aggravates referred to in the second and fourth paragraphs, cannot be regarded as equivalent or prevalent with respect to these and punishments are based on the amount of penalty resulting from the 'increase due to aggravating aforesaid.'

The crime occurs when anyone as a single or terrorist movement seeks to intimidate, strike, damage the population or a single or property that he considers to be enemies or unjust, and does it in a manner that is

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proper to terrorism, and thus not with other forms of violence such as open war or war. Such an offense hypothesis is not potentially configurable in GMT.

## Art. 280-bis c.p. - Act of Terrorism with Deadly or Explosive Devices-

Except for the fact that the offense is the most serious offense, anyone for any purpose of terrorism commits any act aimed at harming other mobile or immovable property by the use of explosive or otherwise deadly devices, is punished by imprisonment for two to five years. For the purpose of this article, explosive or otherwise deadly devices are weapons and the like as referred to in Article 585 and are due to material damage. If the matter is directed against the seat of the Presidency of the Republic, the Legislative Assembly, the Constitutional Court, the governmental organs or, in any case, the bodies provided by the Constitution or by constitutional laws, the penalty is increased by half. If there is a danger to public safety or a serious damage to the national economy, the imprisonment of five to ten years applies. Mitigating circumstances, other than those provided for in Articles 98 and 114, which are in competition with the aggravates referred to in the third and fourth paragraphs, cannot be regarded as equivalent or prevalent with respect to these and punishment reductions are based on the amount of penalty resulting from the 'increase due to aggravating aforesaid.

Such an offense hypothesis is not potentially configurable in GMT.

## Art. 289-bis c.p. – kidnapping a person for the purpose of terrorism or evasion-

"Anyone for the purpose of terrorism or the collapse of a democratic order seizes a person is punished with imprisonment from twenty-five to thirty years. If, however, death comes from the seizure, as a consequence of the person who is not wanted by the offender, the offender is punished with the imprisonment of the thirties. If the culprit causes the death of the kidnapped, the life sentence is applied. The competitor who, dissociating from others, works to ensure that the passive subject regains freedom, is punished by

imprisonment for two to eight years; if the passive person dies, as a result of the kidnapping, after the release, the sentence is of imprisonment from eight to eighteen years. When an attenuating circumstance occurs, the sentence provided for in the second paragraph shall be replaced by imprisonment for twenty to four years; the sentence provided for in the third paragraph shall be replaced by twenty-four to thirty years' imprisonment. If more than one mitigating circumstance is involved, the penalty to be applied as a result of the reduction may not be less than ten years in the event provided for in the second subparagraph and at fifteen years in the event provided for in the third paragraph. The crime occurs when the seizure is committed for terrorist purposes.

Such an offense hypothesis is not potentially configurable in GMT.

**Art. 302 c.p.- Instigating to commit one of the crimes against the personality of the state-**  
"Anyone who exhorts anyone to commit one of the unpardonable crimes contemplated by the first and second head of this title, for which the law establishes the imprisonment or imprisonment, is punished if the instigation is accepted but the crime is not committed, imprisonment from one to eight years. The penalty is increased if the fact is committed through computer or telematics tools. However, the penalty to apply is always less than half the penalty imposed for the crime to which the instigation refers " The offense consists in accepting an instigation to commit one of the untold crimes against the personality of the state, for which the law establishes the imprisonment or imprisonment.

Such an offense hypothesis is not potentially configurable in GMT.

## 2. Sensitive activities

The main sensitive activities, with reference to the aforementioned offenses, which GMT has detected inside are:

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- purchase of consumable goods and services;
- supply of functional goods and services to the realization of the plants;
- selection / qualification of suppliers;
- relationship management with partners / suppliers / customers;
- request for professional advice;
- recruitment / selection of staff.

It should be emphasized that the activities related to procurement and selection of staff are managed directly or with the support of the dedicated Group functions.

### 3. Specific procedures

Employees, consultants, partners, and service companies are expressly prohibited from putting in place, cooperating or giving cause for the conduct of conduct that incorporates offenses falling within the scope of those considered by the Legislative Decree 231/2001.

It is expressly obliged to bear the above mentioned subjects of:

- comply with GMT principles and procedures regarding procurement, qualification of suppliers and staff selection;
- comply with the law;
- observe the principles enshrined in the code of ethics.

With regard to terrorist offenses and the evasion of the democratic order, the Company verifies that it is not part of the international references (financing to terrorism) of suppliers, partners, customers and employees. They are also forbidden to violate Group and Group business principles and procedures. In particular, the Company undertakes to comply with what is defined by those procedures governing the following processes:

- the qualification of the suppliers;
- supplying;
- selection / recruitment of staff.

### 4. The Auditor's Controls

Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the OV periodically conducts sample checks on activities potentially at risk for offenses aimed at verifying the correctness of these in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the OVD and those who operate on behalf of and on behalf of the ODB itself are granted free access to all relevant business documentation.

## **CHAPTER IX- INFORMATION TECHNOLOGIES And ILLICIT DATA TREATMENT.**

### 1. Type of computer offenses.

Art. 491 bis c.p. - Facility regarding a computer document.

"If any of the falsehoods provided for in this Chapter concern a public information document with probative effect, the provisions of the same Chapter shall apply to public acts"

Art. 615-ter c.p. - Abusive access to a computer or telematics-

"Anyone who is abusively introduced into a computer or telematics system protected by security measures or keeps it against the express or tacit desire of who has the right to exclude him, is punished with imprisonment for up to three years. The penalty is for imprisonment for one to five years: 1) Whether the offense is committed by an official public or by a public servant, with abuse of power or in violation of the duties inherent in the function or service, or by also abuses the profession of private investigator, or abuse of the quality of the system operator, 2) whether the culprit is committing the act using violence on things

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or persons, or if it is clearly armed; 3) Whether the destruction or damage to the system or the total or partial interruption of its operation, namely the destruction or damage to the data, information or programs contained therein is the result.

Where the facts referred to in the first and second paragraphs concern computer or telematics systems of military interest or relating to public order or to public security or to health or civil protection or otherwise of public interest, the punishment is respectively of imprisonment of one to five years and three to eight years. In the case provided for in the first paragraph, the offense is punishable by the offense of the offender; in other cases, it takes office. "

The offense occurs when anyone is introduced without permission to a computer or a computer system.

This hypothesis of offense is potentially configurable in GMT.

Art. 615-quater c.p. -Despite and disseminate abusive codes of access to computer systems or telematics-  
"Anyone who, in order to procure for himself or others profit or to harm others, abuses, reproduces, disseminates, communicates or delivers codes, keywords, or other means suitable for accessing a computer or telematics system, protected by security measures, or in any case providing instructions or instructions appropriate to the foregoing purpose, is punishable by imprisonment up to one year and with a fine of up to € 5,164.00. The penalty is for a one to two year imprisonment and a fine from € 5.164,00 to € 10.329,00 if any of the circumstances referred to in paragraphs 1) and 2) of the fourth paragraph of Article 617-quater apply. "

The offense occurs with the possession and dissemination of access codes to illegally obtained computer networks / systems.

This hypothesis of offense is potentially configurable in GMT.

Art. 615-quinquies c.p. -Diffusion of equipment, devices or computer programs aimed at damaging or interrupting a computer or telematics-

"Anyone, in order to illicitly harm an IT or telematics system, information, data or programs contained therein or relevant to it, or to promote the total or partial interruption or alteration of its operation, produce, reproduce, import, distribute, communicate, deliver, or otherwise make available to other equipment, devices or computer programs, is punishable by up to two years imprisonment and with a fine of up to € 10,329.00. "

The offense occurs when anyone with the use of computer tools and equipment damages a computer or telematics system.

Such an offense hypothesis is not potentially configurable in GMT.

Art. 617-quater c.p. -Interpretation, impediment or unlawful interruption of computer or telematics-  
"Anyone who fraudulently intercepts communications on a computer or telematics system or crosses multiple systems, that is, prevents or interrupts them, is punished with imprisonment for six months to four years. Unless the fact is the most serious offense, the same penalty applies to anyone who discloses, in whole or in part, by any means of information to the public the content of the communications referred to in the first paragraph. The offenses referred to in the first and second paragraphs are punishable by the offense of the offender. However, it is a matter of office and the penalty is for a one to five year imprisonment if the offense is committed: 1) to the detriment of a computer or telematics system used by the state or other public body or by an undertaking operating public or public services need; 2) by a public official or by a public service employee, with abuse of power or in violation of the duties inherent in the function or service, or abuse of the quality of the system operator; 3) who also practices the private investigator's profession abusively. "

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The offense occurs with the illegal interception of computer communications as well as their prevention or interruption.

Such an offense hypothesis is not potentially configurable in GMT.

Art. 617-quinquies c.p. -Installing equipment to intercept, preventing interruption of computer or telematics communications-

"Anyone who, except as permitted by law, installs devices capable of intercepting, preventing or interrupting communications on a computer or telematics system, or between several systems, is punished with imprisonment for one to four years. The penalty is for one to five years imprisonment in the cases provided for in the fourth paragraph of Article 617-quater. "

The offense occurs with the installation of equipment for the purpose of intercepting, interrupting and preventing telematics information.

Such an offense hypothesis is not potentially configurable in GMT.

Art. 635-bis c.p. -Demanding information, data and computer programs-

"Unless the fact is the most serious offense, anyone who destroys, deteriorates, erases, alters or suppresses information, data or computer programs of others is punished, in the lawsuit of the offender, by imprisonment for six months to three years. If the offense is committed with violence to the person or threatening or abusing the quality of the system operator, the punishment is for one to four years imprisonment. "

The offense is configured when anyone harms information, data and computer programs. This hypothesis of offense is potentially configurable in GMT.

Art. 635-ter c.p. -Demanding of information, data and computer programs used by the state or other public entity or otherwise of public utility-

"Unless the offense is the most serious offense, any person commits an act intended to destroy, deteriorate, erase, alter or suppress information, data or computer programs used by the State or any other public entity or pertinent or otherwise of public utility, is punished with imprisonment from one to four years. Whether the destruction, the deterioration, the deletion, the alteration or the suppression of information, data or computer programs result from the imprisonment of three to eight years. If the offense is committed with violence to the person or with threat or abuse of the quality of the system operator, the penalty is increased"

The offense is configured when corruption occurs on data and computer programs used by the state. This hypothesis of offense is potentially configurable in GMT.

Art. 635 -quater c.p. -Demanding of computer systems or telematics-

"Unless the act is the most serious offense, anyone who, by means of the conduct referred to in Article 635-bis, or through the introduction or transmission of data, information or programs, destroys, damages, renders, in whole or in part, inoperable computer systems or telematics of others, or seriously hinders the operation, is punished with imprisonment for one to five years. If the offense is committed with violence to the person or with threat or abuse of the quality of the system operator, the penalty is increased. "

The crime occurs when anyone harms any computer system.

This hypothesis of offense is potentially configurable in GMT.

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Art. 635-quinquies c.p. -Demanding of computer or telematics systems of public utility-  
"If the fact referred to in Article 635-quater is aimed at destroying, damaging, rendering, in whole or in part unserviceable computer systems or telematics public utility or hampering its operation, the penalty shall be the one to one four years. Whether the destruction or destruction of the computer or telematics system of public utility arises, or if this is rendered, in whole or in part, inoperable, the sentence is of imprisonment for three to eight years. If the offense is committed with violence to the person or with threat or abuse of the quality of the system operator, the penalty is increased. "

The crime occurs when the damage occurs on public utility systems.

This hypothesis of offense is potentially configurable in GMT.

Art. 640-quinquies c.p. -Electricity of the subject that provides electronic signature-

"The subject who provides electronic signature certification services who, in order to obtain for himself or others an unfair advantage or to incur other damages, violates the requirements of the law for the issue of a qualified certificate, is punished with imprisonment up to three years and fine from € 51.00 to € 1.032,00".The offense is configured for the subject that provides electronic signature certification. This hypothesis of offense is potentially configurable in GMT.

Art. 1 paragraph 11 of Legislative Decree 105 of 21 September 2019-

"Anyone, for the purpose of hindering or conditioning the performance of the procedures referred to in paragraph 2, letter b), or paragraph 6, letter a), or of the inspection and surveillance activities provided for in paragraph 6, letter c), provides untruthful information, data or factual elements, relevant for the preparation or updating of the lists referred to in paragraph 2, letter b), or for the purposes of the communications referred to in paragraph 6, letter a), or for the carrying out the inspection and surveillance activities referred to in paragraph 6), letter c) or failing to communicate the aforementioned data, information or factual elements within the prescribed deadlines, is punished with imprisonment from 1 to 3 years "

The Legislative Decree 105/19 established the "cybernetic national security perimeter" by introducing a new type of crime that punishes those who, in order to hinder or condition the performance of the control procedures or inspection activities provided, provide information, data or factual elements relevant not truthful or omits such communications within the prescribed terms.

This offense hypothesis is not potentially configurable in GMT.

## 2. Sensitive activities

The most significant sensitive activities related to cybercrime, which GMT has detected inside are:

- management of corporate server and IT aspects;
- management and protection of workspace;
- management and protection of networks;
- physical safety (wiring, network devices, etc).
- use of the Internet;
- electronic signature use;
- sensitive data processing.

It is emphasized that the entire management of IT aspects is not directly managed by GMT, but by the Group function dedicated to this business.

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## 3. Specific procedures.

Employees, consultants, partners, suppliers and service companies are expressly prohibited from putting in place, cooperating or giving cause for the conduct of conduct that incorporates offenses falling within the scope of those considered by the Legislative Decree 231/2001.

It is expressly obliged to bear the above mentioned subjects of:

- comply with the principles and instructions provided by GMT in the Code of Ethics;
- observe the applicable regulations;
- the use of equipment at the workplace must be subject to the following rules: regulation of the use of such work equipment; selection of programs, social networks and applications whose use is permitted / prohibited within the business context; provision of an internal equipment management system, including programming of the same and technical assistance;
- traceability of access and activity on IT systems that support risk-based processes.

Within these behaviors, it is forbidden in particular to:

falsify electronic documents, public or private, having probative effect;

· illegally accessing computer systems of public or private subjects and / or in order to alter and / or delete data and / or information and / or in order to acquire confidential information;

· disseminate access codes to IT and telematic systems;

• prohibition to lend or transfer any computer equipment to third parties without prior authorization;

• prohibition from introducing and / or keeping confidential documents and / or computer material owned by third parties in companies, except with their express consent;

• prohibition to transfer outside GMT and / or transmit files, documents or any confidential document owned by GMT or other group companies except for purposes related to the performance of their duties and with the authorization of their manager;

• avoid using passwords of other corporate users unless expressly authorized by the IT manager;

• damage data or IT systems of public utility or not;

• prohibition to disclose personal information of which one has become aware for work reasons and defined as confidential according to current privacy legislation.

## 4. The Auditor's Controls

Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the OV periodically conducts the sample checks on activities potentially at risk of offenses aimed at verifying their correctness in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the OVD and those who operate on behalf of and on behalf of the ODB itself are granted free access to all relevant business documentation.

## CHAPTER X - TRANSNATIONAL REACTIONS.

### 1. Type of transnational crimes

This section refers to transnational crimes. Below are briefly described below the individual cases contemplated by Law no. 146. Articles 648, 648a and 377a c.p. are treated in individual chapters

Art. 3 L. 16.3.2006 n. 146; Art.10 L. 16.3.2006 n. 146 - Definition of transnational crime-

"For the purposes of this Law, a transnational offense shall be deemed to be the offense punishable by imprisonment not less than four years in the event of an organized criminal group being involved and:

(a) is committed in more than one State;

(b) or is committed in one State, but a substantial part of its preparation, planning, direction or control takes place in another State;

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(c) or is committed in one State but is involved in an organized criminal group involved in criminal activity in more than one State;

(d) or whether it is committed in a State but has substantial effects in another State. "

Article. 10 of the same law provides for the administrative liability of entities and the application, in paragraph 10, of the provisions of Legislative Decree 231/2001.

Art. 378 c.p. – Favoring -

"Anyone who, after a crime was committed for which the law establishes a lawsuit or imprisonment, and outside of the cases of competition in the same, helps someone to circumvent the investigations of the Authority, including those carried out by organs of the International Criminal Court , or to refrain from the research carried out by the same subjects, is punished with imprisonment for up to four years. When the offense committed is that provided by art. 416 bis cp., In any case, the sentence of imprisonment not less than two years applies. In the case of crimes for which the law provides for a different punishment, or for fines, it is fine for up to € 516.00. The provisions of this Article also apply when the assisted person is not attributable or does not appear to have committed the crime. "

This hypothesis of offense is potentially configurable in GMT.

Art. 416 c.p. -Action for Crime-

"When three or more people associate themselves with the purpose of committing more than one crime, those who promote or constitute or organize the association are punished for that purpose only by imprisonment for three to seven years. For the sole reason of participating in the association , the penalty is of imprisonment for one to five years. The offenders are subject to the same penalty established for the promoters. If the associates run into campaigns or public campaigns, the appeals apply from five to fifteen years. The penalty is increased if the number of associates is ten or more.

If the association is to commit any of the offenses referred to in Articles 600, 601 and 602, the imprisonment shall be five to fifteen years in the cases provided for in the first subparagraph and four to nine years in the cases provided for in the second paragraph. If the association intends to commit any of the offenses referred

to in Articles 600a, 600b, 600c, 600c, 1d, 600d, 609º, when the offense is committed against a minor under the age of eighteen, and 609 undecies , four to eight years of imprisonment applies in the cases provided for in the first paragraph and imprisonment from two to six years in the cases provided for in the second paragraph. "

The offense occurs when anyone has a stable bond of cohesion between multiple subjects and a criminal program related to a set of crimes.

This hypothesis of offense is potentially configurable in GMT.

Art. 416-bis c.p. – Action for Mafia-

"Anyone who is part of a mafia-type association formed by three or more people is punished with imprisonment for ten to fifteen years. Those who promote, direct or organize the association are punished, for this reason alone, by imprisonment twelve to eighteen. The association is mafia-type when its members use the force of intimidation of the associative constituency and the condition of subjection and omens resulting from committing crimes to acquire directly or indirectly the management or otherwise control of economic activities, concessions, authorizations, contracts and public services or to make unjust gains or profits for themselves or others, or in order to prevent or hinder the free exercise of the vote or to provide votes to itself or to other parties during electoral consultations. If the association is armed, the penalty of

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imprisonment from twelve to twenty is applied in the cases provided for in the first paragraph and fifteen to twenty-six years in the cases provided for in the second paragraph.

The association is considered armed when the participants have the availability, weapons or explosive substances for the purpose of achieving the purpose of the association, even if they are concealed or kept in place of deposit.

If the business activities the associates intend to take or maintain control are funded in whole or in part with the price, product, or benefit of crimes, the penalties set out in the preceding paragraphs have increased by one third to half.

The confiscation of the things that served and were intended to commit the offense and the things that are the price, the product, the profit or the use of which they are made is always compulsory for the convicted person.

The provisions of this article also apply to the Camorra and other associations, however locally called, which, by virtue of the intimidating force of the associative bond, pursue objectives corresponding to those of the mafia-type associations."

The offense occurs when the association has as peculiarities the intimidating force of the associative constraint and the condition of humiliation and humor that derives from it.

Such an offense hypothesis is not potentially configurable in GMT.

Art. 416 ter c.p. - Political mafia election.

"Anyone accepting the promise of procuring votes by the terms of the third paragraph of art. 416 bis in exchange for the delivery or promise of money or other benefits is punished with imprisonment from six to twelve years. The same penalty applies to those who promise to procure votes in the manner provided for in the first paragraph."

Such an offense hypothesis is not potentially configurable in GMT.

Art. 74 D.P.R. 9.10.1990 n. 309 - Association for the illicit traffic of narcotic drugs or psychotropic drugs

"When three or more people associate themselves with the purpose of committing more crimes than those provided for in Article 73, who promotes, constitutes, directs, organizes or finances the association, it is punishable only with imprisonment of not less than twenty years. Those involved in the association are punished with imprisonment of not less than ten years. Penalty is increased if the number of associates is ten or more or if among the participants there are people involved in the use of drugs or psychotropic substances. If the association is armed, in the cases referred to in paragraphs 1 and 3, it may not be less than twenty-four years of imprisonment and, in the case provided for in paragraph 2, twelve years of imprisonment. The association is armed when the participants have the availability of explosive weapons or materials, even if they are concealed or held in a deposit site. The penalty shall be increased if the condition referred to in point (e) of paragraph 1 of Article 80 is used. If the association is constituted to commence the facts described in paragraph 73 of Article 73, the first and second paragraphs of Article 'art. 416 of the Penal Code. The penalties provided for in paragraphs 1 to 6 have decreased by half to two thirds for those who have effectively taken action to ensure the evidence of the offense or to subtract the decisive resources for the commission of crimes to the association. When the laws and decrees refer to the offense provided by Article 75 of Law no. 685, repealed by Article 38, paragraph 1, of Law 26 June 1990, no. 162, the referral is intended to refer to this Article ".

The offense occurs to individuals who have been involved in an association that has the ultimate purpose of illicit trafficking in psychotropic or narcotic drugs.

Such an offense hypothesis is not potentially configurable in GMT.

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Art. 12, sub-paragraphs 3.3bis, 3ter and 5 T.U. Leg. n. 286 / 98- traffic of immigrants –

"Unless the offense is the most serious offense, anyone who, in violation of the provisions of this single text, promotes, directs, organizes, finances or carries out the transportation of foreigners in the territory of the State or acts other than to illegally the territory of the State, or of another State of which the person is not a citizen or has no permanent residence, is punished by imprisonment for five to fifteen years and with a fine of EUR 15,000 for each person in the event that: a) the fact is that illegal entry or stay in the territory of the State of five or more persons; (b) the person carried has been exposed to life or his / her safety in order to obtain entry or residence; (c) the person carried has been subjected to inhuman or degrading treatment in order to obtain their illegal entry or stay; (d) the fact is committed by three or more persons competing with one another or using international transport services, or counterfeit or altered or otherwise illegally obtained documents; e) the authors have availability of explosive weapons or materials. 3-bis. If the facts referred to in paragraph 3 are committed using two or more of the hypotheses referred to in points (a), (b), (c), (d) and (e) of the same paragraph, the penalty provided there is increased. 3-ter. The imprisonment sentence is increased by one third to half and the fine of 25,000 euros applies to each person if the facts referred to in paragraphs 1 ... ..5. For cases referred to in the previous paragraphs, and unless the fact no longer exists serious offense, anyone who, in order to derive an unfair advantage from the illegality of the alien or the activities punished under this Article, favors their stay in the territory of the State in breach of the rules of this single text; punished with imprisonment for up to four years and with a fine of up to thirty million lire. When the fact is committed in competition by two or more persons, namely the stay of five or more people, the penalty is increased by one third to half "

Such an offense hypothesis is potentially configurable in GMT.

## 2. Sensitive activities

- With regard to this type of offense there were no particular sensitive activities pertaining to GMT and therefore no special procedures were adopted in addition to the principles and values set out in the Code of Ethics and this Model. However, GMT provides controls formal and substantial financial flows also in order to ensure their transparency and traceability and, where possible, commits the supplier to produce a substitute statement attesting to compliance with the tax, social security and insurance policies in favor of its employees and employees, financial traceability, as well as the absence of any measures taken by the entity or its apical for crimes of the kind envisaged by Decree 231, with particular reference to those referred to in art. 24-ter.

## CHAPTER XI - RECYCLING, RECYCLING, AUTO RECYCLING.

### 1. Type of crime of recycling and reclamation.

This section refers to crimes of recycling, reclamation and auto recycling. Below are briefly described below the individual cases contemplated in Legislative Decree 231/2001 art. 25 octies:

Art. 648 c.p. –receiving stolen goods

"Out of the cases of competition in the offense, who, in order to procure for himself or others a profit, acquires, receives or conceals money or things from any crime, or in any case intrudes in making them buy, receive or conceal, is punished by imprisonment for two to eight years and with fine from € 516.00 to € 10.329,00. The penalty is increased when the matter concerns money or things from aggravated assault crimes under art. 628 third paragraph, aggravated extortion pursuant to art. 629 second paragraph, or aggravated theft pursuant to art. 625 first paragraph no. 7 bis is committed in the pursuit of a professional activity. The penalty is for imprisonment up to six years and fine up to € 516.00 if the case is of particular tenuity. The provisions of this article also apply when the perpetrator of the crime from which the money or

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things come is not imputable or is not punishable or when there is no procedural condition relating to that crime. "

The offense occurs to anyone in order to obtain, profit or acquire, gain, receive or conceal, money or things from any crime. This hypothesis of offense is potentially configurable in GMT.

## Art. 648-bis c.p. – Money Recycling

"Out of cases of competition in the offense, anyone who substitutes or transfers money, property or other benefits from a crime that is not guilty, or performs in relation to them other operations, so as to hinder the identification of their criminal offense, is punished with imprisonment from four to twelve years and fine from € 1,032.00 to € 15,493.00. The punishment is increased when the offense is committed in the pursuit of a professional activity. The penalty is diminished if money, property or other utility comes from a crime for which the imprisonment sentence is reduced to a maximum of five years. The last paragraph of Article 648 shall apply. "

The offense occurs to anyone who re-enter profits obtained through illicit or illegal transactions within the normal legal monetary circuit.

This hypothesis of offense is potentially configurable in GMT.

## Art. 648-ter c.p.- Use of money, goods or utilities of illicit origin-

"Anyone who, outside the cases of competition in the offense and of the cases contemplated in Articles 648 and 648 bis, uses financial or monetary assets, money, property or other criminal assets to be punished by imprisonment for four to twelve years and with fine from € 5.000,00 to € 25.00,00. The punishment is increased when the offense is committed in the pursuit of a professional activity. The punishment has diminished in the hypothesis referred to in the second paragraph of art. 648. The last paragraph of art. 648." The offense is consumed by anyone who, except in cases of competition in the offense and in the cases contemplated in Articles 648 and 648-bis, uses money, goods or other benefits from crime in economic or financial activities.

This hypothesis of offense is potentially configurable in GMT.

## Art.648 ter1 c.p. – Auto-recycling .

"Anyone who, outside the cases of competition in the offense and of the cases contemplated in articles 648 and 648-bis, uses financial or financial assets, money, property, or other criminal assets to be punished with imprisonment from 4 to 12 years and with fine from € 5,000 to € 25,000. The penalty is increased when the fact is committed in the pursuit of a professional activity. The penalty has decreased in the hypothesis referred to in the second paragraph of Article 648. You apply the last paragraph of Article 648 ". The offense was introduced by L.186 of 2014 and punish those who employ, replace, transfer, in the economic, financial and business activities, money, property or other benefits from the commission of the crime offense. The pipelines must be capable of effectively hampering the identification of the criminal offense and the assets must be destined for the above-mentioned activities. The rules of confiscation referred to in art. 648 quater c.p ..

This hypothesis of offense is potentially configurable in GMT.

## 2. Sensitive activities

The most important sensitive activities with regard to the recycling and reclamation offenses that GMT has detected inside are:

- purchase of consumable goods and services;
- supply of functional goods and services to the realization of the plants;
- selection / qualification of suppliers;
- relationship management with partners / suppliers / customers;

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- request for professional advice;
- recruitment / selection of staff/ salary payment;
- financial transactions (payments, cash withdrawals, withdrawals and cash deposits).

### 3. Specific procedures

Employees, consultants, partners, and service companies are expressly prohibited from putting in place, cooperating or giving cause for the conduct of conduct that incorporates offenses falling within the scope of those considered by the Legislative Decree 231/2001.

It is expressly obliged to bear the above mentioned subjects of:

- Ensure the legality of financial flows;
- ensure the smooth functioning of financial flows;
- define a clear qualification procedure for Partners and Suppliers; verifying the professional and commercial reliability of suppliers and business / financial partners;
- prepare operational instructions for financial transactions and cash transactions;
- manage the transparency, traceability and correctness of accounting documents and their financial flows;
- adopt recruitment risk training programs.

Within these behaviors, it is forbidden in particular to:

- omit data and information required by the law on the financial and economic situation of the Organization;
- carry out transactions on profits not provided for by applicable laws;
- To put in place behavior that materially prevents, through the concealment of documents or the use of other fraudulent means, or otherwise impede the conduct of control and audit by the social or corporate bodies of review;
- access to financial resources autonomously;
- pay in cash or with similar payment instruments.

Finally, they are banned from violating the principles and business procedures of GMT. In particular, the Company undertakes to comply with the requirements of the Small Cash Management Procedure and the Financial Transaction Management Procedure.

### 4. The Auditor's Controls

Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the OV periodically conducts the sample checks on activities potentially at risk of offenses aimed at verifying their correctness in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the OVD and those who operate on behalf of and on behalf of the ODB itself are granted free access to all relevant business documentation.

## CHAPTER XII - HEALTH AND SAFETY REACTIONS ON WORKING PLACES.

### 1. Types of offenses related to health and safety at work

This section deals with offenses related to health and safety at workplaces. Below are briefly described below the individual cases contemplated in Legislative Decree 231/2001 art. 25 septies:

#### Art. 589 c.p. -Manslaughter-

"Anyone who blames the death of a person is punished with imprisonment for six months to five years. If the offense is committed in violation of road traffic regulations or those for the prevention of accidents at work, the penalty is two to seven years in prison. In the case of deaths of more than one person or death of one or more people and of one or more persons injuries, the penalty should be imposed for the most serious offenses committed up to three times, but the penalty cannot be exceeded fifteen years. "

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The offense occurs when the violation of the workplace rules follows the death of a worker.  
This hypothesis of offense is potentially configurable in GMT.

## Article 590 paragraph 3 c.p. – Involuntary Personal Injuries-

"Anyone who causes a blame, a personal injury is punished by imprisonment up to three months or with a fine of up to € 309.00. If the injury is severe the penalty is for one to six months imprisonment or fine from € 123.00 to € 619.00; if it is serious, the imprisonment from three months to two years or the fine from € 309.00 to € 1.239,00. If the facts referred to in the second paragraph are committed in violation of the rules on road traffic or occupational accident prevention, the penalty for serious injury is three months to one year imprisonment or a fine of € 500 , 00 to € 2,000.00, and the penalty for serious injuries is of one to three years imprisonment. In the case of more than one person's injuries, the penalty should be imposed for the most serious violations committed, up to three times; but the imprisonment sentence cannot exceed five years. The offense is punishable by the offense of the injured party, except in the cases provided for in the first and second paragraphs, limited to acts committed in breach of the rules on the prevention of accidents at work or relating to work hygiene or which have caused a professional illness ".

The offense occurs to anyone who causes any form of trauma, wound or stroke received, or any area of the injured body, or showing signs of damage even without intention.

This hypothesis of offense is potentially configurable in GMT.

## Art. 583 c.p. - aggravating-

"The personal injury is serious, and the imprisonment of three to seven is applied:

- if a disease arises which endangers the life of the offender, that is, a disease or incapacity to wait for ordinary occupations for more than forty days;

- whether the fact produces a permanent weakening of a sense or an organ;

The personal injury is very serious, and the imprisonment of six to twelve years applies, if it comes from:

- a disease certainly or probably unmanageable;

- loss of meaning;

- the loss of a limb, or a mutilation that renders the limb useless, or the loss of the use of an organ;

- the ability to procreate, that is, a permanent and severe difficulty of speech;

- deformation, that is, permanent facial scarring. "

Because there is a fault, the active person is required to have no will in causing the event and, furthermore, the fact is due to an imputation, neglect or imperfection or a failure to comply with laws, regulations, orders and disciplines .

This hypothesis of offense is potentially configurable in GMT.

## 2. Notes to Legislative Decree no. 81/2008

The provisions contained in this legislative decree are the implementation of Article 1 of Law no. 123, for the reorganization and reform of the existing health and safety regulations for workers and workers in the workplace, through their reordering and coordination in a single regulatory text.

The legal obligations arising from this Decree are:

- compliance with the technical and structural standards of the law relating to equipment, installations, workplaces, chemical, physical and biological agents;

- the risk assessment activities and the predisposition of consequent prevention and protection measures;

- organizational activities, such as emergencies, first aid, procurement management, regular security meetings, consultations of workers' representatives for security;

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- health surveillance activities;
- training and information for workers;
- vigilance with regard to the respect of the procedures and safety instructions of the workers;
- acquisition of documentation and mandatory certification of law;
- periodic verification of the application and effectiveness of the procedures adopted.

The Risk Assessment Document, compulsory by the employer with the participation of the person responsible for the prevention and protection service and the competent physician, must contain:

- report on the assessment of all risks during work by specifying the criteria for their evaluation;
- indication of the prevention and protection measures implemented;
- program of measures to ensure the improvement of the time of security levels;
- the identification of the procedures for the implementation of the measures to be taken and of the roles of the business organization to be carried out, to which only those with appropriate competences and powers are to be assigned;
- the name of the person in charge of the prevention and protection service, of the representative of the workers of safety or of the territorial and of the competent physician involved in the risk assessment;
- the identification of tasks that may expose workers to specific risks requiring a recognized professional capacity, specific experience, adequate training and training.

The evaluation and the document must be reworked in the course of changes in the production process or organization of meaningful work for the safety or health of workers, or in relation to the degree of evolution of technology, prevention and protection or following significant injuries or when the results of the surveillance point to the necessity.

### 3. Specific procedures

For offenses related to health and safety at workplaces, in addition to the general rules to be followed with regard to all offenses, the fulfillment of the business functions must be respected:

- The Single Text "health and safety in the workplace";
- Italian legislation applicable in the field of "health and safety at work".

In particular, GMT is working to ensure:

- planning and organizing roles in activities related to the protection of health, safety and hygiene at work;
- the systematic presence of work delegations on health, safety and hygiene at work;
- identifying, evaluating and managing health, safety and hygiene risks at work;
- information activities on health, safety and hygiene at work;
- training activities in the fields of health, safety and hygiene at work;
- the timely and systematic management of company assets with reference to health, safety and hygiene at work;
- control and preventive / corrective actions with reference to health, safety and hygiene at work;
- Periodic review of management with regard to health, safety and hygiene at work and performance of the related management system.

The above-mentioned activities and the specific procedures outlined below are developed in-line and have as reference the UNI INAIL guidelines.

For the matter under consideration, ad hoc procedures are dictated directly by the Single Text of 9 April 2008 which regulates in detail the requirements for companies.

Employees, consultants, partners, suppliers and service companies are expressly prohibited from putting in place, cooperating or giving cause for the conduct of conduct that incorporates offenses falling within the scope of those considered by the Legislative Decree 231/2001; violations of corporate principles and procedures are also prohibited.

It is expressly obliged to bear the above mentioned subjects of:

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- Keep proper and transparent behavior, in compliance with legal requirements and internal business procedures, in all activities;
- strictly comply with all the rules of security laid down by law and applied in companies;
- ensure the proper conduct of all activities on the basis of the Single Text of 9 April 2008;
- to prepare, through the agents, the relevant documentation required by the Single Text April 9, 2008.

Within these behaviors, GMT has approved the "Business Documentation for Risk Assessment for Occupational Safety and Health at Work" (which for simplicity will be abbreviated with dvr term), which was drafted under art 28 of Legislative Decree no. 81 of 2008 and outlined the complex of transactions concerning the risk assessment carried out pursuant to Article 17 of the Decree. By adopting this document, GMT was specifically required to:

- planning the prevention and possible emergencies;
- carry out health checks of workers;
- informing and training workers appropriately in order to eliminate the risks where it is possible or to try to replace what is dangerous with what is not or is less; the d.v.r. indicates the subjects responsible for training and information.

In carrying out their respective activities / functions, in addition to the rules in this Model, recipients are generally required to comply with all the rules and principles contained in the following documents for the parts of their own interest:

1. Organization chart;
2. CCNL;
3. D.V.R. ; (... give an explanation)
4. Procedures and Operating Instructions adopted by GMT in the field of health and safety at work concerning:
  - risk assessment for occupational safety and health protection
  - Occupational health and safety management
  - health surveillance for the protection of health and safety at work
  - supply management
  - access and internal traffic
  - safety signs.

In implementing the company above:

- adopt a plan for investments in health, safety and hygiene at work approved by the competent corporate bodies that:
  - individuals involved, deadlines and resources required for implementation;
  - Communicate to all staff in order to ensure an adequate understanding.
- adopt a regulatory and / or organizational instrument that:
  - regulate roles and responsibility for updating information on relevant legislation and other applicable health, safety and hygiene requirements;
  - define criteria and modalities to be adopted for the communication of updates to the relevant business areas;
  - disciplines roles and responsibilities in the management of healthcare management system documentation, occupational health and safety in line with company policy and guidelines;
  - Define the procedures for managing, archiving, and storing the produced documentation.
- adopt and implement a regulatory and / or organizational instrument that, with reference to the Responsible System Prevention Protection (RSPP) provided under current legislation:
  - Provides a formal designation;

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- define, in view of the scope of activities, the specific requirements which, in line with the relevant provisions of law, must characterize this figure;
  - traceability of the audits carried out with regard to the fulfillment of the requirements of the relevant legislation;
  - Provides the traceability of the formal acceptance of the assignment by the RSPP (Prevention and Protection System Manager).
- adopt and implement a regulatory and / or organizational instrument that, with reference to the employees of the prevention and protection service provided for under current legislation:
- Provides a formal designation;
  - define, in view of the scope of activities, specific requirements which, in line with the relevant provisions of law, must characterize this figure;
  - Provides the traceability of the verifications carried out with regard to the fulfillment of the requirements of the relevant legislation;
  - Provides traceability of formal acceptance by SPP employees.
- adopts and implements a regulatory and / or organizational instrument that, with reference to the competent physician provided under law:
- Provides the traceability of the verifications carried out with regard to the fulfillment of the requirements of the relevant legislation;
  - define the health and risk documentation to be prepared according to current legislation;
  - Provides the traceability of formal acceptance by the competent physician.
- adopt and implement a regulatory and / or organizational instrument that, with reference to the persons responsible for the workplace surveillance provided under current legislation:
- Provides a formal designation;
  - define, with regard to the scope of activity, specific requirements which, in line with the relevant provisions of law, must characterize this figure;
  - Provides the traceability of the verifications carried out with regard to the fulfillment of the requirements of the relevant legislation;
  - Provides the traceability of formal acceptance by the Supervisor and the Managing Director.
- adopt regulatory instruments for the planning, management and execution of expenditure commitments should also be applied with regard to health, safety and hygiene at work. In particular, these instruments must regulate:
- roles, responsibilities, procedures for carrying out and documenting expenses;
  - how to define and approve the spending budget;
  - method of reporting the expenses;
  - the traceability of the activities carried out.
  - employs a system of delegated functions to ensure, by the delegated subject, the subsistence:
  - decision-making powers consistent with delegated powers;
  - a budget, where necessary in view of rediscovered role, for the effective fulfillment of delegated functions;
  - a formalized reporting obligation on delegated powers, with pre-established procedures to ensure non-interference surveillance.
- Risk assessment "Roles and Responsibilities". With the approval of d.v.r. a regulatory and / or organizational instrument is adopted and implemented which identifies roles, responsibilities and procedures for carrying out, approving and updating the business risk assessment. In particular, this rule:
- Identify, roles, responsibilities, competence requirements, and training needs of responsible personnel to conduct hazard identification, identify and control risk;
  - Identify the responsibilities for the verification, approval and updating of the contents of the risk assessment documents;

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- Identifies the modalities and criteria for reviewing specific times or times of hazard identification processes and risk assessment;
- Provide, where necessary, the traceability of the involvement of the Competent Doctor, the Safety and Environment Employees Representatives and other figures provided by the regulatory provisions in force in the hazard identification and risk assessment process;
- Provide, where necessary, the evaluation of the different types of risk sources; ordinary or generic, ergonomic, specific, process and organizational dangers and the identification of homogeneous areas in danger within the company;
- Provide, where necessary, the identification of employee representative positions;
- Provide, where necessary, the census and characterization of chemical agents and equipment and machinery;
- provides for the explicit definition of the assessment criteria adopted for the various risk categories in compliance with the applicable regulations and standards. Particularly with the formation of d.v.r. and with the documentation drawn up in accordance with the provisions in force, GMT has adopted tools that contain at least:
  - the evaluation process, with the specific identification of the criteria adopted;
  - the identification and formalization of prevention and protection measures, and of individual protection devices resulting from the evaluation;
  - the program of measures deemed appropriate to ensure timing improvement in safety levels.
- Organization and Responsibility "Emergency Officers". By implementing the d.v.r. GMT adopts a normative and / or organizational instrument that, with reference to workers responsible for implementing emergency measures, fire prevention and first aid provided under current legislation:
  - Provides a formal designation;
  - define, in view of the scope of activities, specific requirements which, in line with the relevant provisions of law, must characterize this figure;
  - Provides the traceability of the verifications carried out with regard to the fulfillment of the requirements of the relevant legislation;
  - Provides the traceability of the formal acceptance of the assignment by the agents.
- Organization and Responsibility "Security in temporary and mobile works and construction sites". By implementing dvr, GMT adopts a regulatory and / or organizational tool that, with reference to the Coordinator on health, safety for the project preparation and the coordinator for health and safety at the project execution , provided for under current legislation:
  - Provides a formal designation;
  - define, in view of the scope of activities, specific requirements which, in line with the relevant provisions of law, must characterize this figure;
  - Provides the traceability of the audits carried out with regard to the fulfillment of the requirements of the current legislation;
  - Provides the traceability of the formal acceptance of the assignment by the Coordinators.
- Operational control "Relocation Tasks". With the approval of the d.v.r. GMT implements a regulatory and / or organizational tool that, where necessary and with reference to the specific tasks conferred, identifies the criteria and modalities defined for the assignment of tasks to workers in the field of health, safety and hygiene at work. In particular, this rule:
  - defines roles, responsibilities and criteria for assigning work to health, safety and occupational hygiene at work;
  - defines organizational measures for the participation of the functions responsible for defining the roles and responsibilities of employees;

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• provides for traceability of the assessment management activities carried out for this purpose. Operational control "Prevention and protection measures". By adopting the d.v.r GMT, a regulatory and / or organizational tool is implemented to manage, distribute and maintain effective prevention and protection measures and safeguard worker safety. In particular, this rule:

- defines roles, responsibilities and amending for the verification of the necessary requirements, such as resistance, suitability and maintenance in good state of preservation and efficiency of prevention and protection measures to safeguard the safety of workers;
- Provides traceability of delivery activities and verification of the functionality of preventive and protective measures to safeguard worker safety.

Emergency Management. Through the approval of the d.v.r. GMT implements a regulatory and / or organizational tool for emergency management, designed to mitigate internal effects, while respecting the health of the population and the external environment. In particular, this rule:

- Defines roles, responsibilities, and measures to control risk situations in an emergency, able to control and circumscribe events to minimize the effects;
- Defines how to abandon the workplace or hazardous area where there is a serious and immediate danger;
- defines the procedures for the intervention of workers in charge of the implementation of fire prevention measures, evacuation of workers in case of serious and immediate danger and first aid;
- identifies measures to avoid risks to the health of the population or deterioration of the external environment;
- defines the modalities and timing / frequency of the emergency tests;
- defines the upgrading of prevention measures as a result of technological progress and new knowledge on measures to be taken in case of emergencies.

## Consultation and Communication.

With the editorial staff of d.v.r. GMT implements a regulatory and / or organizational tool that includes periodic meetings of all relevant figures for the assessment of the situation in the management of health, safety and hygiene issues and adequate dissemination of meeting results within the organization.

Information dissemination. With the approval of d.v.r. GMT and implement a regulatory and / or organizational tool that governs the dissemination of information provided by current health, safety and hygiene standards. In particular, this rule defines:

- roles, responsibilities and procedures for periodic information of the relevant functions to workers in relation to the health, safety and hygiene themes applicable to their activities;
- the Competent Doctor's information, where necessary, about the processes and risks associated with the production activity.

Awareness training and skills. By adopting the d.v.r. GMT implements a regulatory and / or organizational tool that regulates the process of training in the health, safety and hygiene of workers. In particular the d.v.r. It defines:

- roles, responsibilities and ways of providing training for workers on risks, dangers, measures, procedures, roles and instructions for use;
- the training delivery standards of each worker;
- the scope, content and modalities of training depending on the role of the organizational structure;
- times of training of workers on the basis of the defined modalities and criteria.

Relationships with "Information and Coordination" Suppliers and Contractors. Adopt and implement a regulatory and / or organizational tool that defines:

- roles, responsibilities, modalities and content of information to be provided to external companies about the specific risks existing in the environment in which the companies operate and the measures they take in relation to their business that a contracting contractor has to know, to commit to respecting and enforce their employees;

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• roles, responsibilities and procedures for the preparation of the risk assessment document indicating the measures to be taken to eliminate the risks of interferences between workers in the case of different companies involved in the execution of a work.

Relationships with suppliers and contractors "qualification". It adopts and implements a regulatory and / or organizational tool that defines: qualification of suppliers. In particular, this rule:

- defines roles, responsibilities and procedures for the qualification;
  - Expects to take into account the results of verifying the technical and professional requirements of the contractors;
  - It is expected that account will be taken of the compliance of what may be provided with the purchase specifications and the best technologies available in the field of health and safety protection.
- Relationships with suppliers and contractors "contractual clauses". It adopts a regulatory and / or organizational instrument that defines the roles, responsibilities and modalities for inserting standard contractual clauses regarding compliance with applicable health, safety and hygiene standards, as well as the cost of security in workers', procurement and subcontracting.

Relationships with suppliers and contractors "Supplier Monitoring". It adopts a regulatory instrument and / or organization that defines: the qualification of suppliers. In particular, this rule:

- defines roles, responsibilities and procedures for the qualification;
  - Expects to take into account the results of verifying the technical and professional requirements of the contractors;
  - It is expected that account will be taken of the compliance of what may be provided with the purchase specifications and the best technologies available in the field of health and safety protection.
- Relationships with suppliers and contractors "contractual clauses". It adopts a regulatory and / or organizational instrument that defines the roles, responsibilities and modalities for inserting standard contractual clauses regarding compliance with applicable health, safety and hygiene standards, as well as the cost of security in workers', procurement and subcontracting.

Relationships with suppliers and contractors "Supplier Monitoring". It adopts a regulatory and / or organizational instrument that identifies the roles, responsibilities and procedures for monitoring compliance with health, safety and hygiene regulations by suppliers as well as on activities performed by subcontractors regarding compliance with these alternatives .

Asset Management. It adopts a regulatory and / or organizational tool that governs asset maintenance / inspection activities to ensure that it is always guaranteed the integrity and adequacy of workers' health and safety. In particular, this rule:

- defines roles, responsibilities and ways of asset management;
- Provides periodic audits of asset adequacy and integrity and compliance with applicable regulatory requirements;
- Provides planning, execution and verification of inspection and maintenance activities by qualified and qualified personnel.

Measurement and monitoring of performance, accidents and accidents. It adopts a regulatory and / or organizational tool that governs:

- roles, responsibilities and ways of detecting, registering and investigating internal injuries;
- roles, responsibilities and ways of tracing and investigating accidents and "missed accidents";
- ways of communicating by the operational managers to the employer and the person in charge of the prevention and protection service of accidents / incidents occurring;
- roles, responsibilities and ways of tracking injuries that have occurred in order to identify the areas of greatest accident risk.

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Measure and monitor performance of "other data". Adopt a regulatory and / or organizational tool that defines roles, responsibilities, and recording and monitoring modes for:

- data on health surveillance;
- data on plant safety;
- data on hazardous substances and preparations used in the company;
- other data other than accidents and accidents in order to identify areas of greatest risk.

Labor Safety Audit. It adopts a regulatory and / or organizational tool that defines roles, responsibilities and operating arrangements for audit activities and periodic review of the efficiency and effectiveness of the security management system. In particular, this rule defines:

- the timing for the programming of the activities;
- the skills needed for staff involved in audit activities in accordance with the principle of independence of the auditor in relation to the audited activity;
- how to register audits;
- how to identify and apply remedial actions in case deviations are observed in relation to the requirements of the company's health, safety and hygiene management system or applicable standards and requirements;
- how to verify the implementation and effectiveness of these corrective actions;
- the ways of communicating audit results to the Corporate Management.

Reporting. It adopts a regulatory and / or organizational tool that defines roles, responsibilities and operating arrangements for reporting activities to the Management. This report shall ensure the traceability and availability of data related to the activities related to the management and security system and in particular the periodic submission of information relating to:

- deviations between the results achieved and the planned objectives;
  - audit results;
  - result of monitoring the performance of the health, safety, environment and public safety management system;
  - expenditure incurred and improvement results achieved in relation to these costs.
- Conduct the review process. It adopts a regulatory and / or organizational tool that defines roles, responsibilities and procedures for conducting the review process by the Corporate Management in relation to the effectiveness and efficiency of the health, safety, environmental and safety management system public company. This rule provides for the following activities to be carried out:
- analysis of the reporting results obtained;
  - analysis of the state of progress of any improvement actions defined in the previous review;
  - identifying the improvement targets for the following period and the need for any changes to elements of the company's health, safety and hygiene management system;
  - traceability of the activities carried out.

#### 4. The Auditor's Controls

Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the OV periodically conducts the sample checks on activities potentially at risk of offenses aimed at verifying their correctness in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the OVD and those who operate on behalf of and on behalf of the ODB itself are granted free access to all relevant business documentation.

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## CHAPTER XIII - DELIVERS AGAINST INDUSTRY AND TRADE.

### 1. Types of crimes against industry and trade

This section refers to corporate crimes. Below are briefly described below the individual cases contemplated in Legislative Decree 231/2001 art. 25 bis-1:

#### Article 513 Penal Code - Disturbed Freedom of Industry or Commerce-

"Anyone who uses violence or fraudulent means to prevent or disturb the pursuit of an industry or trade is punished in the lawsuit of the offender if the fact does not constitute a more serious offense, with up to two years of imprisonment and with a fine from € 103.00 to € 1.032,00".

This offense hypothesis is not potentially configurable in GMT.

#### Article 513-bis Penal Code - Illegal competition with threat or violence –

"Everyone in the exercise of a commercial, industrial or productive activity, commits acts of competition with violence or threats, is punished with imprisonment for two to six years. The penalty shall be increased if the acts of competition concern a financial activity in whole or in part and in any way by the State or by other public bodies. "

Such an offense hypothesis is not potentially configurable in GMT.

#### Article 514 Criminal Code - Fraud against National Industries-

"Everyone, by placing on the market or putting into circulation on national or foreign markets, industrial products, names, trademarks or bad or bad signs, causes a nuisance to the national industry is punished with imprisonment for one to five years and with a fine of not less than € 516. If the trademark law or international conventions on industrial property protection have been observed for trademarks or marks, the penalty is increased and the provisions of Articles 473 and 474 are not applied".

This hypothesis of offense is potentially configurable in GMT.

#### Article 515 Criminal Code - Fraud in the Exercise of Trade-

"Anyone who, in the pursuit of a commercial activity, or in an open space for the public, supplies to the purchaser a mobile item for another, that is, a mobile thing, by origin, source, quality or quantity, other than the declared one or agreed, is punished if the fact does not constitute a more serious offense, with imprisonment up to two years or with fine up to € 2.065,00. If it is precious items, the penalty is for imprisonment up to three years or fine of not less than € 103,00".

Such an offense hypothesis is not potentially configurable in GMT.

#### Article 516 Criminal Code - Sales of Non-genuine Food Ingredients as True-

"Anyone who places or sells on the market otherwise as genuine non-genuine food is punished by imprisonment up to six months or with a fine of up to € 1,032.00."

Such an offense hypothesis is not potentially configurable in GMT.

#### Article 517 Penal Code - Selling Industrial Products with Misleading Signs –

"Anyone who places or sells works of intellectual or industrial character, with names, trademarks or national or foreign badges, for the purpose of misleading the buyer on the origin, origin or quality of the work or

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product, is punished if the fact is not foreseen as offense by other statutory provision, with imprisonment up to two years or with fine up to € 20,000.00. "

Such an offense is not virtually configurable at GMT.

Article 517b Penal Code - Manufacture and trade of goods made by usurping industrial-  
"Save the application of Articles 473 and 474 anyone who, knowing the existence of an industrial property right, manufactures or industrially uses objects or other objects made by usurping an industrial property right or in breach of the same is punished, in the lawsuit of the person offense, imprisonment up to two years and fine up to € 20,000. It is subject to the same penalty for those who, in order to profit from it, enter into the territory of the State, held for sale, put up for sale with direct supply to consumers or puts in circulation the goods referred to in the first paragraph. The provisions of the second paragraph of Articles 474-bis, 474-ter and 517-bis of the second paragraph shall apply.

The offenses provided for in the first and second paragraphs are always punishable if the rules of national law, Union regulations and international conventions on the protection of intellectual or industrial property have been observed. "

Such an offense hypothesis is not potentially configurable in GMT.

Article 517c Criminal Code - Counterfeiting of geographical indications or designations of origin of agri-food products -

"Anyone who contravenes or otherwise alters geographical indications or designations of origin of agri-food products shall be punished by imprisonment up to two years and with a fine of up to € 20,000. The same penalty is imposed on those who, in order to profit from it, enter the territory of the State, held for sale, put up for sale with direct supply to consumers or puts in circulation the same products with counterfeit indications or denominations.

The provisions of the second paragraph of Articles 474-bis, 474-ter and 517-bis of the second paragraph shall apply. The offenses provided for in the first and second paragraphs are punishable on condition that the rules of domestic law, Union regulations and international conventions on the protection of geographical indications and designations of origin of agro-food products have been observed. "

Such an offense hypothesis is not potentially configurable in GMT.

## 2. Sensitive activities

With regard to these offenses, there were no sensitive activities at GMT, and therefore no special procedures were adopted in addition to the principles and values set out in the Code of Ethics and this model

## 3. Specific procedures

Employees, consultants, partners, and service companies are expressly prohibited from putting in place, cooperating or giving cause for the conduct of conduct that incorporates offenses falling within the scope of those considered by the Legislative Decree 231/2001; violations of corporate principles and procedures are also prohibited.

It is expressly obliged to bear the above mentioned subjects of:

- Verify compliance with applicable sales and discount rates.

## 4. The Auditor's Controls

Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the OV periodically conducts the sample checks on activities potentially at risk of offenses aimed at verifying their correctness in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the OVD and those who operate on behalf of and on behalf of the ODB itself are granted free access to all relevant business documentation.

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## CHAPTER XIV - JUSTICE HOSTING.

### 1. Type of obstacles to justice

Art. 377-bis c.p. - Induction not to make statements or to make false declarations to the judicial authority - "Anyone with violence or threat, or with money or other promise of money or other usefulness, does not make statements or make false statements to a person who is called upon to make declarations that can be used in criminal proceedings before the judicial authority when he / she has the power to not to respond, is punished with imprisonment for two to six years."

Such an offense hypothesis is not potentially configurable in GMT.

### 2. Sensitive activities

With regard to these offenses, there were no sensitive activities apart from the conduct of court proceedings in relation to GMT. This activity is managed with the support of the Group's legal function.

### 3. Specific procedures

Employees, consultants, partners, and service companies are expressly prohibited from putting in place, cooperating or giving cause for the conduct of conduct that incorporates offenses falling within the scope of those considered by the Legislative Decree 231/2001; violations of corporate principles and procedures are also prohibited.

It is expressly required that the above mentioned subjects comply with the principles of the Code of Ethics and this Model to ensure maximum cooperation with the judicial authority.

### 4. The Auditor's Controls

Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the OV periodically conducts the sample checks on activities potentially at risk of offenses aimed at verifying their correctness in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the OVD and those who operate on behalf of and on behalf of the ODB itself are granted free access to all relevant business documentation.

## CHAPTER XV- ORGANIZED CRIMINAL RESPONSES.

### 1. Type of Organized Crime Offenses

This section refers to organized crime offenses. Below are briefly described below the individual cases contemplated in Legislative Decree 231/2001 art. 24 ter:

Art. 416 c.p. -Action for Crime-

"When three or more people associate themselves with the purpose of committing more than one crime, those who promote or constitute or organize the association are punished for that purpose only by imprisonment from three to seven years. For the sole reason of participating in the association , the penalty is of imprisonment for one to five years. The offenders are subject to the same penalty established for the promoters. If the associates run into campaigns or public campaigns, the appeals apply from five to fifteen years. The penalty is increased if the number of associates is ten or more.

If the association is to commit any of the offenses referred to in Articles 600, 601 and 602, the imprisonment shall be five to fifteen years in the cases provided for in the first subparagraph and four to nine years in the

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cases provided for in the second paragraph. If the association intends to commit any of the offenses referred to in Articles 600a, 600b, 600c, 600c, 1d, 600d, 609º, when the offense is committed against a minor under

the age of eighteen, and 609 undecies, four to eight years of imprisonment applies in the cases provided for in the first paragraph and imprisonment from two to six years in the cases provided for in the second paragraph. "

The offense occurs when anyone has a stable bond of cohesion between multiple subjects and a criminal program related to a set of crimes.

This hypothesis of offense is potentially configurable in GMT.

## Art. 416-bis c.p. - Mafia-

"Anyone who is part of a mafia-type association formed by three or more people is punished with imprisonment for ten to fifteen years. Those who promote, direct or organize the association are punished, for this reason alone, by imprisonment twelve to eighteen. The association is mafia-type when its members use the force of intimidation of the associative constituency and the condition of subjection and omens resulting from committing crimes to acquire directly or indirectly the management or otherwise control of economic activities, concessions, authorizations, contracts and public services or to make unjust gains or profits for themselves or others, or in order to prevent or hinder the free exercise of the vote or to provide votes to itself or to other parties during electoral consultations. If the association is armed, the sentence of imprisonment from twelve to twenty years applies in the cases provided for in the first paragraph and fifteen to twenty-six years in the cases provided for in the second paragraph.

The association is considered armed when the participants have the availability, weapons or explosive substances for the purpose of achieving the purpose of the association, even if they are concealed or kept in place of deposit.

If the business activities the associates intend to take or maintain control are funded in whole or in part with the price, product, or benefit of crimes, the penalties set out in the preceding paragraphs have increased by one third to half.

The confiscation of the things that served and were intended to commit the offense and the things that are the price, the product, the profit or the use of which they are made is always compulsory for the convicted person.

The provisions of this article also apply to the Camorra and other associations, however locally called, which, by virtue of the intimidating force of the associative bond, pursue objectives corresponding to those of the mafia-type associations. "

The offense occurs when the association has as peculiarities the intimidating force of the associative constraint and the condition of humiliation and humor that derives from it.

Such an offense hypothesis is not potentially configurable in GMT.

## Art. 416-ter c.p. - Political-mafia election –

The punishment provided for in the first paragraph of Article 416-bis shall also apply to those who receive the promise of votes provided for in the third paragraph of Article 416-bis in exchange for the payment of money.

Such an offense hypothesis is not potentially configurable in GMT.

## Art. 630 c.p. - Seizure of persons for the purpose of robbery or extortion –

"Anyone who seizes a person for the sake of achieving for himself or for others an unfair advantage as a price for liberation is punished by imprisonment for twenty-five to thirty years. If death is derived from the sequestration, as a consequence unwanted by the offender, of the convicted person, the offender is punished

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with the imprisonment of the thirties. If the culprit causes the death of the kidnapped, the life sentence is applied.

The competitor, who dissociates himself from others, so that the passive person regains freedom, without such result being the consequence of the price of the release, the penalties provided for in Article 605 apply. However, if the taxable person dies, of the seizure, after the release, the punishment is of imprisonment for six to fifteen years.

As regards the competitor, by dissociating himself from the others, he is working outside the case provided for in the preceding paragraph to prevent the criminal activity being brought to further effect or to aid the police authority or the judicial authority in the collection of decisive evidence for the identification or capture of competitors, the term of life imprisonment is replaced by imprisonment from twelve to twenty years and the other penalties are reduced by one third to two thirds.

When an attenuating circumstance occurs, the sentence provided for in the second paragraph shall be replaced by imprisonment for twenty to four years; the sentence provided for in the third paragraph shall be replaced by twenty-four to thirty years' imprisonment. If more than one mitigating circumstance is involved, the penalty to be applied as a result of the reduction may not be less than ten years in the event provided for in the second subparagraph and at fifteen years, in the event provided for in the third subparagraph. The penalty limits provided for in the preceding paragraph may be exceeded where the attenuating circumstances referred to in the fifth paragraph of this Article apply. "

Such an offense hypothesis is not potentially configurable in GMT.

Art. 74 D.P.R. 9.10.1990 n. 309-Association for the illicit traffic of narcotic drugs or psychotropic substances-"When three or more people associate themselves with the purpose of committing more crimes than those provided for in Article 73, who promotes, constitutes, directs, organizes or finances the association, it is punishable only with imprisonment of not less than twenty years. Those involved in the association are punished with imprisonment of not less than ten years. Penalty is increased if the number of associates is ten or more or if among the participants there are people involved in the use of drugs or psychotropic substances. If the association is armed, in the cases referred to in paragraphs 1 and 3, it may not be less than twenty-four years of imprisonment and, in the case provided for in paragraph 2, twelve years of imprisonment. The association is armed when the participants have the availability of explosive weapons or materials, even if they are concealed or held in a deposit site. The penalty shall be increased if the condition referred to in point (e) of paragraph 1 of Article 80 is used. If the association is constituted to commence the facts described in paragraph 73 of Article 73, the first and second paragraphs of Article 'art. 416 of the Penal Code. The penalties provided for in paragraphs 1 to 6 have decreased by half to two thirds for those who have effectively taken action to ensure the evidence of the offense or to subtract the decisive resources for the commission of crimes to the association. When the laws and decrees refer to the offense provided by Article 75 of Law no. 685, repealed by Article 38, paragraph 1, of Law 26 June 1990, no. 162, the referral is intended to refer to this Article ".

The offense occurs to individuals who have been involved in an association that has the ultimate purpose of illicit trafficking in psychotropic or narcotic drugs.

Such an offense hypothesis is potentially configurable in GMT

Art. 407 c.p.p. paragraph 2) has become a) n. 5) - Illegal Delinquencies, manufacturing, introduction into the State, selling, disposing, detaining and holding in public or open to the public of war or warships or their parts, explosives, clandestine weapons and more weapons common to shoot-

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Article. 24 ter of Legislative Decree 231/2001 provides that "In relation to the commission of any of the crimes referred to in Article 416 of the Criminal Code, with the exception of the sixth paragraph, or referred to in Article 407, paragraph 2, letter a ), number 5) of the Code of Criminal Procedure, the penalty from three hundred to eight hundred quotas applies. In the case of conviction for one of the crimes referred to in paragraphs 1 and 2, the interdicted penalties provided for in Article 9 (2) shall apply for a period not less than one year. If the institution or its organizational unit is permanently used for the sole or predominant purpose of allowing or facilitating the commission of the offenses referred to in paragraphs 1 and 2, the penalty of the definitive inhibition of the activity pursuant to Article 16 (3) shall apply. "

Such an offense hypothesis is not potentially configurable in GMT.

## 2. Sensitive activities

With regard to these offenses, there were no sensitive activities at GMT, and therefore there were no specific procedures in addition to the values set out in the Code of Ethics and this model

## 3. Specific procedures

Employees, consultants, partners and service companies are expressly prohibited from making or collaborating or giving cause for the conduct of such behavior as integrating the offense of offense between those considered by Legislative Decree 231/2001.

It is expressly obliged to bear the above mentioned subjects of:

- Keeping a fair and transparent behavior, in compliance with the law and internal business procedures, in all activities of its own competence;
- strictly comply with all the rules laid down by law.

Within these behaviors, it is forbidden in particular to:

- carry out actions or to attempt behaviors that may even be interpreted as corrupt practices, illegitimate favors, or that can bring privilege to oneself and / or others;
- assure favors of any kind to persons entrusted with carrying out a public service even for an interlocutor, so as to influence the free conduct of their business;
- carry out arbitrary representation expenses that exclude the Company's goals;
- admit, for external collaborators, remuneration that is not related to the type of assignment they have performed on a contractual basis;
- offer gift or free performance outside of what is provided by business practice. Allowable allowances must always be of low value or they must be qualified as sponsorships and must be handled according to the procedure. In all cases, the gifts offered must be adequately documented to enable Verification by the OV. Charitable or cultural contributions or contributions for political purposes must remain within the limits permitted by legal provisions and all must be documented in order to allow the SB to carry out the relevant controls;
- grant benefits of any kind, such as promises of recruitment, in favor of PA representatives or any relatives who may have the same consequences as the previous paragraph;
- Perform benefits and recognize remuneration in favor of subjects who do not find adequate justification in the context of their contractual relationship;
- display documents containing false or false information;
- apart from the information that is due.

Finally, they are banned from violating the principles and business procedures of GMT. In particular, the Company undertakes to comply with what is defined in the GMT Procedure for managing the relationship with the PA.

## 4. The Auditor's Controls

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Without prejudice to the discretionary powers of the Office to act with specific controls following receipt of the reports received, the OV periodically conducts the sample checks on activities potentially at risk of offenses aimed at verifying their correctness in relation to the rules set out in present Model and, in particular, internal procedures in place; To this end, the OVD and those who operate on behalf of and on

behalf of the ODB itself are granted free access to all relevant business documentation.

## **CHAPTER XVI - BREACHES OF BREACH OF AUTHORITY.**

### **1. Type of offenses concerning copyright infringement**

Art. 171 l. n. 633/1941

Art. 171 l. 633/41 only the parts listed here are invoked, so all the other conduct described in the provision are out of the scope of the offenses assumed.

Except as provided for in art. 171-bis and 171-ter is punished with a fine from € 51 to € 2,065 to anyone, without the right, for any purpose and in whatever form:

a-bis) makes available to the public, by incorporating it into a system of telematics networks, by means of connections of any kind, a work of protected or part of it;

The penalty is for a term of up to one year or a fine of not less than € 516 if the offenses mentioned above are committed on a work of others not intended for advertising, or by usurpation of the paternity of the work, or deformation, mutilation or other modification of the work itself if it is offended by the honor or reputation of the author.

Such an offense hypothesis is not potentially configurable in GMT.

Art. 171-bis l. n. 633/1941

"Anyone who abusively duplicates, distributes, sells, holds for commercial or business purposes or leases programs contained in media not marked by the Italian Writers 'and Publishers' (SIAE), to profit from, computer programs or the like. subject to the imprisonment sentence of six months to three years and the fine from € 2,582.00 to € 15,493.00. The same applies if the fact concerns any means intended solely to allow or facilitate the arbitrary removal or the functional elution of devices applied to the protection of a computer program. The penalty is not less than the minimum of two years of imprisonment and the fine at € 15,493.00 if the fact is of significant gravity.

Anyone who, in order to profit on unsupported media, SIAE reproduces, transfers, distributes, communicates, presents or demonstrates in public the contents of a database in violation of the provisions of Articles 64-quinquies and 64- sexies, or performs the extraction or reuse of the database in violation of the provisions of Articles 102-bis and 102-ter, or distributes, sells or leases a database, is subject to the imprisonment of six months to three years and a fine from € 2,582.00 to € 15,493.00. The penalty is not less than the minimum of two years of imprisonment and the fine at € 15,493.00 if the case is of serious gravity."

Such an offense hypothesis is not potentially configurable in GMT.

Art. 171-ter l. n. 633/1941

"It is punishable if the offense is committed for non-personal use, with imprisonment of six months to three years and with fine from € 2,582.00 to € 15,493.00 for anybody for profit:

- (a) abusively duplicate, reproduce, transmit or publicly distribute, in whole or in part, a work of ingenuity for television, cinema, sale or rental, records, tapes or similar media, or any other support containing phonograms or video grams of similar musical, cinematic or audiovisual works or motion pictures;
- b) abusively reproduces, transmits or disseminates publicly, by any process, work or part of literary, dramatic,

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scientific or educational, musical or dramatic-musical works or multimedia, even if incorporated into collective or composite works or databases;

(c) without having contributed to duplication or reproduction, introduces to the territory of the State, held for sale or distribution, or distributes, puts on the market, grants for hire or in any event, surrenders in any way, broadcast in public, by means of broadcasts by any means whatsoever, transmits it by radio, makes

public hearings of abusive duplications or reproductions referred to in points (a) and (b);  
(d) Holds for sale or distribution, places on the market, sells, leases, assigns to any title, broadcasts in public, transmits by radio or television any process, video tapes, tapes, any support containing phonograms or video grams of cinematographic or audiovisual works or motion picture sequences, or any other media for which, according to the present law, the Italian Company of Authors and Publishers (SIAE) is prescribed for marking, without the mark being the same or bearing a counterfeit or altered mark;

e) in the absence of agreement with the legitimate distributor, retransmits or disseminates by any means an encrypted service received by means of apparatus or parts of apparatus suitable for decoding conditional access transmissions;

(f) Introduces into the territory of the State, held for sale or distribution, distributes, sells, leases, licenses, commercially promotes, installs special devices or decoding elements that allow access to an encrypted service without the payment of the due rent.

f-bis) manufactures, imports, distributes, sells, leases, sells, sells or leases, or holds for commercial purposes, equipment, products or components, or performs services of a predominant purpose or use effective technological measures outlined in art. 102-quater or are mainly designed, manufactured, adapted or made with the purpose of making possible or facilitating the circumvention of such measures. Technological measures include those applied or remaining due to the removal of the same measures as a result of the voluntary initiative of the rights holders or between them and the beneficiaries of exceptions, or following the enforcement of administrative authority measures or court;

h) abusively removes or altered the electronic information referred to in Article 102c, or distributes, imports for distribution, broadcasts by radio or television, communicates or makes available to the public works or other protected material from which they have been removed or altered the electronic information themselves.

2. He is punished with imprisonment from one to four years and with fine from € 2,582.00 to € 15,49,003 whoever:

(a) reproduces, duplicates, transmits or disseminates abusively, sells or puts into circulation on the market, assigns, in any form whatsoever, or misappropriates, over fifty copies or copies of works protected by copyright and related rights;

a-bis) in violation of art. 16, for the purpose of making a profit, communicates to the public by inserting it into a system of telematics networks, by means of connections of any kind, a work of copyright-protected or part of it;

(b) by exercising business in reproduction, distribution, sale or marketing, importing works protected by copyright and related rights, it is guilty of the facts referred to in paragraph 1;

c) promote or organize the illicit activities referred to in paragraph 1.

3. The punishment is diminished if the matter is of particular tenuity.

4. The conviction for one of the offenses referred to in paragraph 1 shall include:

(a) the application of the ancillary penalties provided for in Articles 30 and 32-bis of the Penal Code;  
(b) publication of the judgment in one or more newspapers, of which at least one national circulation, and one or more specialized periodicals;

(c) the suspension for a period of one year of the granting or authorization of radio-television broadcasting for the purposes of the productive or commercial activity.

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5. The amounts resulting from the application of the financial penalties provided for in the preceding paragraphs shall be paid to the National Board of Pensions and assistance to painters and sculptors, musicians, writers and dramatic authors.

Such an offense hypothesis is not potentially configurable in GMT.

## Art. 171-septies l. n. 633/1941

"The penalty referred to in Article 171-ter, paragraph 1 shall also apply to:

(a) producers or importers of media not subject to the mark referred to in Article 181-bis which do not notify SIAE within 30 days of the date of the national marketing or importation of the data necessary for the uniquely identifying the media same;

b) unless the fact is no more serious offense, to anyone who falsely declares that he has fulfilled his obligations under Article 181-bis (2) of this Law ".

Such an offense hypothesis is not potentially configurable in GMT.

## Art. 171-octies l. n. 633/1941

"If the fact is no longer a serious offense, he is punished with imprisonment for six months to three years and with fine from € 2,582.00 to € 25,822.00 anyone for fraudulent purposes produces, sells, imports, promotes, installs, modifies, uses, for public and private use, apparatus or parts of apparatus for the decoding of conditional access via satellite, cable, cable, in analogue or digital form. All conditioned audiovisual signals transmitted by Italian or foreign broadcasters are intended to be accessed in such form as to render them visible exclusively to closed groups of users selected by the subject that issues the signal, regardless of the imposition of a fee for the use of such service.

2. The penalty shall be no less than two years of imprisonment and the fine of € 15,493.00 if the case is of serious gravity. "

Such an offense hypothesis is not potentially configurable in GMT.

## 2. Sensitive activities

With regard to these types of offenses, there were no sensitive activities at GMT, and therefore no special procedures were adopted, in addition to the principles and values set out in the Code of Ethics and this model.

## CHAPTER XVII - ENVIRONMENTAL REACTIONS.

### 1. Type of environmental offenses

Art. 452 bis c.p. - Environmental pollution-

"He is punished by imprisonment for two to six years and with fine from € 10,000.00 to € 100,000.00 anyone who abusively causes a significant and measurable impairment or deterioration: 1) of water or air, or of portions extensive or significant of the soil or subsoil; 2) an ecosystem, biodiversity, including agrarian, flora or fauna. When pollution is produced in a protected natural area or subjected to landscape, environmental, historical, artistic, architectural or archaeological constraints, or damage to protected animal or plant species, the penalty is increased. "

Such an offense hypothesis is not potentially configurable in GMT.

Art. 452 quater c.p. - Environmental disaster –

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"Out of the cases provided by art. 434, anyone who abusively causes an environmental disaster is punished with imprisonment for five to fifteen years. They constitute environmental disaster alternately: 1) the irreversible balance of the balance of an ecosystem; 2) the alteration of the equilibrium of an ecosystem whose elimination is particularly costly and achievable only by exceptional measures; 3) the offense to public safety due to the significance of the fact of the extent of the impairment or of its detrimental effects or the number of persons injured or exposed to danger. When the disaster is produced in a protected natural area

or subjected to landscape, environmental, historical, artistic, architectural or archaeological constraints, or damage to animal or plant protected species, the punishment is increased. "

Such an offense hypothesis is not potentially configurable in GMT.

**Art. 452 quinquies c.p. - Crimes against the environment-**

"If any of the facts referred to in Articles 452a and 452c is guilty of negligence, the penalties provided for by the same articles have decreased from one third to two thirds. If, from the commission of the facts referred to in the preceding paragraph, there is a danger of environmental pollution or environmental disaster, the penalties are further reduced by one third. "

This hypothesis of offense is potentially configurable in GMT.

**Art. 452 sexies c.p. - Traffic and abandonment of high radioactivity-**

"Unless the offense is the most serious offense, he or she is punished with imprisonment for two to six years and with a fine from € 10,000.00 to € 50,000.00 anyone who abusively sells, buys, receives, carries, imports, exports, procures others, holds, transfers, abandons or misappropriates highly radioactive material. The penalty referred to in the first paragraph shall be increased if the danger of impairment or deterioration is the result of: 1) water or water, or extensive or significant portions of the soil or subsoil; 2) an ecosystem, biodiversity, including agrarian, flora and fauna. If the danger comes to life or the safety of people, the punishment has increased by half. "

This hypothesis of offense is potentially configurable in GMT.

**Art. 452 octies c.p. - aggravating-**

"Where the association referred to in Article 416 is directed, solely or competing in order to commit any of the offenses provided for in this Title, the penalties provided for in Article 416 shall be increased. When the association referred to in Article 416 bis is aimed to commit any of the crimes under this Title or the acquisition of the management or the economic activities control, concessions, permits, contracts or public services in the field the penalties provided for in Article 416a have increased. The penalties referred to in the first and second paragraphs are increased by a third to a half if the association are public officials or part of a public service who perform functions or perform services relating to the environment".

**Art. 727-bis c.p. - Killing, destruction, capture, collection, detention of specimens of protected animal species or wild plants-**

"Unless the act constitutes a more serious offense, whoever, outside the permitted circumstances, kills, captures or holds specimens of a species protected wild animal is punished by imprisonment from one to six months or a fine of up to 4,000 €, except in cases where the action concerns a negligible amount of such specimens and has a negligible impact on the conservation status of the species. Whoever, apart from cases permitted, destroys, removes or holds specimens belonging to a protected wild plant species is punishable by a fine of up to € 4,000.00 except in cases where the action concerns a negligible quantity of such specimens and has a negligible impact on the conservation status of the species. "

Such an offense hypothesis is not potentially configurable in GMT.

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Art.733-bis. c.p.- Destruction or deterioration of habitats within a protected site-

"Anyone who, except as permitted, destroys an habitat within a protected site or in any case deteriorates the status of the preservation, is punished with the arrest of up to eighteen months and with a fine of not less than € 3,000.00 ".

For the purpose of applying Article 727-bis of the Criminal Code, protected species of animals or wild plants are those listed in Annex IV to Directive 92/43 / EC and Annex I to Directive 2009/147 / EC . For the purpose of applying Article 733-bis of the Penal Code for habitats within a protected site 'shall mean any habitat of species for which an area is classified as a special protection area in accordance with Article 4 , paragraphs 1 or 2 of Directive 2009/147 / EC, or any natural habitat or habitat of a species for which a site is designated as a special conservation area in accordance with Article. 4 (4) of Directive 92/43 / EC. " Such an offense hypothesis is not potentially configurable in GMT.

Art.1 Law 7 Feb. 1992, no. 150- trade in specimen specimens of Annex A, Appendix I, and Annex C, Part 1 –  
1. Unless the offense is the most serious offense, he shall be punished with imprisonment from three months to one year and with the fine from fifteen thousand to one hundred and fifty thousand Euro, in violation of the provisions of Regulation (EC) No. Council Regulation (EC) No 338/97 of 9 December 1996 and subsequent implementations and modifications for specimens of species listed in Annex A to the same Regulation and subsequent amendments:

- (a) import, export or export specimens, under any customs procedure, without the prescribed certificate or license, or with an invalid certificate or license pursuant to Article 11 (2a) of Regulation (EC) No. Council Regulation (EC) No 338/97 of 9 December 1996, and subsequent implementations and modifications;
- (b) omits to observe the requirements for the colorlessness of the specimens specified in a license or certificate issued in accordance with Regulation (EC) No. Council Regulation (EC) No 338/97 of 9 December 1996, and subsequent implementing and amending it and Regulation (EC) No Commission Regulation (EC) No 939/97 of 26 May 1997 and subsequent amendments
- c) use the aforementioned specimens in a manner different from the requirements contained in the authorization or certification measures issued together with the import license or subsequently certified;
- (d) carries on or transits, also on behalf of third parties, specimens without the license or certificate prescribed, issued in accordance with Regulation (EC) No. Council Regulation (EC) No 338/97 of 9 December 1996, and subsequent implementing and amending it and Regulation (EC) No No 939/97 of 26 May 1997 and subsequent amendments and, in the case of export or re-export from a third country party to the Washington Convention issued in accordance with that Convention or without sufficient proof of their existence;
- (e) trade in artificially propagated plants in contravention of the requirements laid down in Article 7 (1) (b) of Regulation (EC) Council Regulation (EC) No 338/97 of 9 December 1996, and subsequent implementing and amending it and Regulation (EC) No Commission Regulation (EC) No 939/97 of 26 May 1997 and subsequent amendments;
- f) Holds, uses for profit, buys, sells, exhibits or holds for sale or for commercial purposes, offers for sale or otherwise surrenders specimens without the prescribed documentation.

2. In the event of a recurrence, the penalty of three months to two years and a fine of € thirty thousand to € three hundred thousand shall apply. If the above offense is committed in the course of carrying out business activities, the conviction of the license is suspended from a minimum of six months to a maximum of eighteen months."

Such an offense hypothesis is not potentially configurable in GMT.

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Art 2 Law 7 February 1992, no. 150 - Trade in specimens of species of Annex A, Appendices I and III and Annex C, Part 2 –

1. Except where the offense is the most serious offense, the fine shall be punished by € twenty thousand to two hundred thousand or with the arrest of three months to one year, any person, in violation of Regulation (EC) n . Council Regulation (EC) No 338/97 of 9 December 1996 and subsequent implementations and amendments to the specimens of the species listed in Annexes B and C to that Regulation and subsequent amendments:

(a) import, export or export specimens, under any customs procedure, without the prescribed certificate or license, or with an invalid certificate or license within the meaning of Article 11 (2a) of Regulation (EC) No. Council Regulation (EC) No 338/97 of 9 December 1996, and subsequent implementations and modifications;  
(b) omits to observe the requirements for the colorlessness of the specimens specified in a license or certificate issued in accordance with Regulation (EC) No. Council Regulation (EC) No 338/97 of 9 December 1996, and subsequent implementing and amending it, and Regulation (EC) No Commission Regulation (EC) No 939/97 of 26 May 1997 and subsequent amendments;

c) use the aforementioned specimens in a manner different from the requirements contained in the authorization or certification measures issued together with the import license or subsequently certified;  
(d) carries on or transits, also on behalf of third parties, unlicensed specimens or the prescribed certificate, issued in accordance with Regulation (EC) No. Council Regulation (EC) No 338/97 of 9 December 1996, and subsequent implementing and amending it, and Regulation (EC) No No 939/97 of 26 May 1997 and subsequent amendments and, in the case of export or re-export from a third country party to the Washington Convention issued in accordance with that Convention or without sufficient proof of their existence;

(e) trade in artificially propagated plants in contravention of the requirements laid down in Article 7 (1) (b) of Regulation (EC) Council Regulation (EC) No 338/97 of 9 December 1996, and subsequent implementing and amending it, and Regulation (EC) No Commission Regulation (EC) No 939/97 of 26 May 1997 and subsequent amendments;

f) Holds, uses for profit, buys, sells, exhibits or holds for sale or for commercial purposes, offers for sale or otherwise handles specimens without the prescribed documentation, limited to the species listed in Annex B of the Regulations.

2. In the event of a recurrence, the penalty of three months to one year shall be applied and the fine from € twenty thousand to two hundred thousand . If the above offense is committed in the course of carrying out business activities, the sentence will result in the suspension of the license from a minimum of four months to a maximum of twelve months. "

Such an offense hypothesis is not potentially configurable in GMT.

Art. 3-bis Law 7 February 1992, no. 150/1992

1. In the cases referred to in Article 16 (1) (a), (c), (d), (e) and (l) of Regulation (EC) Council Regulation (EC) No 338/97 of 9 December 1996 and subsequent amendments concerning the falsification or alteration of certificates, licenses, import notifications, declarations, information for the purpose of obtaining a license or certificate, use of fake or altered certificates or licenses shall be subject to the penalties provided for in Chapter II, Title VII, Chapter III of the Criminal Code. "

Such an offense hypothesis is not potentially configurable in GMT.

Art 6 Law 7 February 1992, no. 150 - Prohibition of the detention of specimens constituting a danger to public health and safety –

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1. Notwithstanding the provisions of Law 11 February 1992, no. 157, anyone who holds live specimens of mammals and wildlife reptiles and live specimens of mammals and reptiles from captive reproductions which pose a health and public safety hazard.
  2. The Minister of the Environment, in agreement with the Minister of the Interior, the Minister of Health and the Minister of Agricultural and Forestry Policies, establishes by decree the criteria to be applied in the identification of the species referred to in paragraph 1 and consequently prepares the list of such specimens, including appropriate forms of dissemination thereof, also with the aid of associations with the aim of protecting species.
  4. Anyone who is in contravention of the provisions of paragraph 1 shall be punished with the arrest of up to three months or with the fine from € fifteen thousand to three hundred thousand.
  6. The provisions of paragraphs 1, 3, 4 and 5 shall not apply to: (a) in respect of zoos, protected areas, national parks, aquariums and dolphins, declared eligible by the Scientific Committee referred to in Article 4 paragraph 2, on the basis of the general criteria established by the committee itself; (b) in respect of circulars and permanent fauna or flora exhibitions declared fit by the competent public health and public safety authorities on the basis of the general criteria established by the Scientific Committee referred to in Article 4 (2). The scientific institutions and research registered in the register set up under Article 5 bis, paragraph 8, are not subject to prior verification by the committee "
- This hypothesis of offense is potentially configurable in GMT.

Art 137 D.Lgs. 3 April 2006, no. 152 - Discharges of industrial waste water containing dangerous substances; drain on soil, subsoil and groundwater; dumping in sea waters by vessels or aircraft -

1. Anyone who opens or otherwise carries out new industrial waste water discharges without authorization, or continues to carry out or maintain such discharges after the authorization has been suspended or revoked, is punished with arrest for two months to two years or with the fine from one thousand five hundred euros to ten thousand euros.
2. When the pipelines described in paragraph 1 relate to industrial waste water discharges containing dangerous substances included in the families and groups of substances listed in Tables 5 and 3 / A of Annex 5 to Part Three of this Decree, the penalty is of the three-month-to-three-year arrest.
3. Anyone who, outside the hypothesis referred to in paragraph 5, draws up industrial waste water containing the dangerous substances contained in the families and groups of substances indicated in Tables 5 and 3 / A of Annex 5 to Part Three of this decree without observing the requirements of the authorization or the other requirements of the competent authority pursuant to Article 107, paragraph 1, and 108, paragraph 4, shall be punished with the arrest of up to two years.
5. Anyone who, in relation to the substances listed in Table 5 of Annex 5 to Part Three of this Decree, in the discharge of industrial waste water, exceeds the limit values set out in Table 3 or, in the case of drainage on the ground, Table 4 of Annex 5 to Part Three of this Decree, or the more restrictive limits set by the autonomous regions or provinces or by the competent authority pursuant to Article 107, paragraph 1, shall be punished with the arrest at two years and with a fine of three thousand € to thirty thousand euros. If the limit values set for the substances in Table 3 / A of the same Annex 5 are exceeded, the period of six months to three years shall apply, and the fine shall be reduced from € 25 to € 100,000.
6. The sanctions referred to in paragraph 5 shall also apply to the operator of urban waste water treatment plants which, when performing the discharge, exceeds the limit values provided for in that paragraph.11.
- Anyone who does not observe the bans foreseen in Articles 103 and 104 is punished with the arrest for up to three years.
11. Anyone who does not observe the prohibitions provided for in Articles 103 and 104 shall be punished with the arrest of up to three years.
13. A penalty of two months to two years shall be applied if the discharge into sea waters of ships or aircraft contains substances or materials for which the absolute prohibition of slip is imposed in accordance with the

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provisions contained in the conventions internationally valid and ratified by Italy, unless they are in such quantities as to be rapidly harmed by the physical, chemical and biological processes occurring naturally at sea and provided that the competent authority has prior authorization. "  
This hypothesis of offense is virtually configurable in GMT.

Art. 256 D.Lgs. 152/2006 - Unauthorized waste management activities –

"Art. 256 D.Lgs. 152/2006 only the parts listed here are mentioned, therefore all the other conduct described in the provision is out of the scope of the offenses assumed.

1. Any person performing a collection, transport, recovery, disposal, trading and brokering activity in the absence of the prescribed authorization, registration or communication referred to in Articles 208, 209, 210, 211, 212, 214, 215 and 216 shall be punished :

(a) with the detention of three months to one year or a fine of two thousand six hundred thousand to twenty-five thousand euros if it is non-hazardous waste;

b) with the arrest of six months to two years and with a fine of two thousand six hundred thousand to twenty-five thousand euros if it is hazardous waste.

2. The penalties referred to in paragraph 1 shall apply to holders of undertakings and persons responsible for bodies who abandon or deposit uncontrolled waste or enter them into surface or underground waters in violation of the prohibition referred to in Article 192 and 2.

3. Anyone who carries out or runs an unauthorized dumpster is punished by the arrest of six months to two years and with a fine of two thousand six hundred thousand to twenty-two thousand euros. The one-to-three-year arrest penalty and the fine from € five to six hundred to fifty-two thousand apply if the landfill is intended, in part, for the disposal of hazardous waste. The sentence of conviction or sentence issued under Article 444 of the Code of Criminal Procedure results in the confiscation of the area where the landfill is committed if it is the property of the perpetrator or the offender to the offense, subject to the obligations of reclamation or restoration of the state of the sites.

4. The penalties referred to in paragraphs 1, 2 and 3 shall be reduced by half in the event of non-compliance with the requirements contained or referred to in the authorizations and in the case of a failure to meet the requirements and conditions required for registration or communication.

5. Any person who, in violation of the prohibition referred to in Article 187, carries out any illegal mixing of waste, shall be punished by the penalty provided for in paragraph 1 (b).

6. Anyone temporarily depositing at the place of production of hazardous waste, in violation of the provisions of Article 227 (1) (b), shall be punished by imprisonment for a period of three months to one year or with the fine of two thousand six hundred thousand to twenty-five thousand euros. The pecuniary administrative penalty shall be applied from two thousand six hundred thousand euro to fifteen hundred and fifty thousand euros for quantities not exceeding two hundred liters or equivalent quantities. "

This hypothesis of offense is potentially configurable in GMT.

Art. 257 Legislative Decree 152/2006 - Site Reclamation –

"1. Anyone causing soil, subsoil, surface water or groundwater pollution by overcoming risk threshold concentrations shall be punished by imprisonment for six months to one year or with a fine of between € 2.600 and € 26.000 if it does not reclaim in accordance with the project approved by the competent authority in the procedure referred to in Articles 242 et seq.

In the event of failure to carry out the communication referred to in Article 242, the offender shall be punished by imprisonment for a period of three months to one year or a fine of € 1.000 to € 26.000.

2. The penalty of one year to two years imprisonment and the fine of € 5.200 to €52.000 if the pollution is caused by dangerous substances.

3. In the sentence for the offense referred to in paragraphs 1 and 2 or in the judgment issued pursuant to Article 444 of the Criminal Procedure Code, the benefit of the conditional suspension of the sentence may

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be subject to the execution of emergency interventions, reclamation and environmental restoration.  
4. Observance of projects approved pursuant to Article 242 et seq. Shall be non-punishable for environmental offenses covered by other laws for the same event and for the same conduct as referred to in paragraph 1. "

This hypothesis of offense is potentially configurable in GMT.

Art. 258 Legislative Decree 152/2006 - Infringement of Obligations of Communication, Mandatory Record Keeping and Forms –

4. Undertakings collecting and transporting their non-hazardous waste referred to in Article 212, paragraph 8, who do not voluntarily adhere to the Waste Tracking Control System (SISTRI) referred to in Article 188-bis , paragraph 2 (a), and transport waste without the form referred to in Article 193 or indicate incomplete or inaccurate data in the form itself, shall be punished with the administrative fine from € 1.600 to € 9.600.

The Penalty provided for in Article 483 of the Criminal Code applies to those who, in the preparation of a certificate of waste analysis, provide false information on the nature, composition and physical and chemical characteristics of the waste, and who makes use of a false certificate during transport (4).

5. If the indications referred to in paragraphs 1 and 2 are formally incomplete or inaccurate, but the data contained in the land register, loading and unloading records, waste identification forms and other accounting records provided by law to reconstruct the information due, the monetary administrative penalty ranges from € 260 to € 1.550.

The same penalty applies if the indications referred to in paragraph 4 are formally incomplete or inaccurate but contain all the elements necessary to reconstruct the information required by law, as well as in the cases of failure to send to the competent authorities and the failure to maintain the records referred to in paragraph 4, Article 190, paragraph 1, or the form referred to in Article 193 by the obliged subjects." This hypothesis of offense is potentially configurable in GMT.

Art. 259 Legislative Decree 152/2006 - Illicit Waste Traffic –

1. Anyone who carries out a shipment of waste constituting illicit traffic within the meaning of Article 26 of Regulation (EEC) No 1/1993 of 1 February 1993. 259, or carries out a shipment of waste listed in Annex II to the aforementioned Regulation in breach of Article 1 (3) (a), (b), (c) and (d) of that regulation and is punishable by fine from € 1.550 to € 26.000 and with a stoppage of up to two years. The penalty is increased in case of shipment of hazardous waste."

This hypothesis of offense is potentially configurable in GMT.

Art. 260 D.Lgs. 152/2006 - Organized activities for the illicit traffic of waste –

1. Anyone who is punished by imprisonment for the purpose of achieving an unfair profit, through multiple transactions and through the organization of organized, suspended, receiving, transporting, exporting, importing or otherwise handling abusive quantities of waste, from one to six years.

2. In the case of radioactive waste, the sentence of imprisonment for three to eight years applies."

This hypothesis of offense is potentially configurable in GMT.

Article 260 of Legislative Decree 152/2006 - Computerized system of monitoring the traceability of waste -

6. The penalty provided for in Article 483 shall apply to a person who, in the preparation of a certificate of waste analysis, used in the framework of the waste traceability control system, provides false indications on the nature, composition and chemical-physical characteristics of the waste and who inserts a false certificate in the data to be provided for the purposes of waste traceability.

This hypothesis of offense is potentially configurable in GMT.

7. The transporter who omits to transport the waste with the paper copy of the SISTRI – AREA

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MOVIMENTAZIONE and, where applicable on the basis of the applicable law, a copy of the analytical certificate identifying

the characteristics of the waste is punished with the administrative sanction pecuniary from € 1,600 to € 9,300.

The penalty referred to in art. 483 of the Criminal Code in the case of transport of hazardous waste. This last penalty applies also to the person who, during transport, uses a certificate of waste analysis containing false information on the nature, composition and physical and chemical characteristics of the waste transported.

8. The carrier accompanying the transport of waste by a paper copy of the SISTRI - AREA card fraudulently altered is punished with the punishment provided for in the combined provisions of Articles 477 and 482 of the Criminal Code. The penalty has increased to a third in the case of hazardous waste.  
9. If the conduct referred to in paragraph 7 does not affect the traceability of waste, the administrative sanction shall be applied from € 260 to € 1.550.

This hypothesis of offense is potentially configurable in GMT.

Art. 279 Legislative Decree 152/2006 - Penalties –

2. Who, in the exercise of an establishment, violates the emission limit values or requirements set out in the authorization, Annexes I, II, III or V to Part Five of this Decree, plans and programs or regulations referred to in Article 271 or the requirements otherwise imposed by the competent authority under this Title shall be punished with the arrest of up to one year or with a fine of up to € 1,032. If the limit values or the violations are contained in the integrated environmental permit, the penalties provided for by the regulations governing such authorization apply.

5. In the cases provided for in paragraph 2, the penalty of up to one year shall be applied only if the exceeding of the emission limit values also results in exceeding the air quality limit values laid down in the current legislation. "

This hypothesis of offense is potentially configurable in GMT.

Art. 3 Law 549/1993 - Termination and reduction of the use of harmful substances –

1. The production, consumption, import, export, holding and marketing of the harmful substances listed in Table A annexed to this Act shall be governed by the provisions of Regulation (EC) No. 3093/94.

2. As from the date of entry into force of this Act, the authorization of plants for the use of the substances listed in Table A attached to this Act shall be prohibited, subject to the provisions of Regulation (EC) No. 3093/94.

3. By decree of the Minister for the Environment, in agreement with the Minister of Industry, Trade and Crafts, shall be established, in accordance with the provisions and the time of the progressive elimination program referred to in Regulation (EC) 3093/94, the date until the use of substances listed in Table A, attached to this Act, for the maintenance and recharging of equipment and installations already sold and installed on the date of entry into force of this law, and the times and procedures for the cessation of the use of the substances listed in Table B annexed to this Act, and also the essential uses of the substances listed in Table B, for which derogations may be granted to the provisions of this paragraph. The production, use, marketing, import and export of the substances listed in Tables A and B annexed to this Law shall expire on 31 December 2008, subject to the substances, processes and products not included in the field application of Regulation (EC) No 3093/94, as defined therein.

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4. The adoption of terms other than those referred to in paragraph 3, resulting from the revision of Regulation (EC) No. 3093/94, involves the replacement of the terms set forth in this Act and the adaptation to the new terms at a later date.

5. Companies which intend to cease production and use of the substances listed in Table B annexed to this Law may, prior to the prescribed deadlines, conclude appropriate program agreements with the Ministries of Industry, Commerce and Crafts and in order to benefit from the incentives referred to in Article 10, with priority in relation to the timing of the divestiture, in accordance with the procedures to be laid down by decree of the Minister of Industry, Commerce and Crafts; 'in agreement with the Minister of the Environment.

6. Anyone who violates the provisions of this Article shall be punished with the arrest of up to two years and with the fine up to three times the value of the substances used for productive, imported or marketed purposes. In the most serious cases, the conviction results in the revocation of the license or license under which the activity is 'illegal.'

This hypothesis of offense is potentially configurable in GMT.

## Art. 8 D.Lgs. 202/2007 – Fraudulent Pollution –

1. Unless the offense is the most serious offense, the Commander of a ship flying any flag, as well as crew members, the owner and ship-owner of the ship, in the event of the breach having taken place in their contest, who deliberately violate the provisions of art. 4 \* are punished with the arrest of six months to two years and with a fine from € 10,000 to € 50,000.

2. If the violation referred to in paragraph 1 causes permanent damage or, in any case, of particular gravity, the quality of water, animal or vegetable species or parts of them, the one to three year imprisonment and the fine from € 10,000 to € 80,000 apply.

3. Damage is considered to be of particular gravity when the elimination of its consequences is of particular technical complexity, which is particularly burdensome or can only be achieved by exceptional measures." This hypothesis of offense is potentially configurable in GMT.

## Art. 9 Legislative Decree 202/2007 – Involuntary Pollution –

"Art. 9 D.Lgs. 202/2007 only the parts listed here are mentioned, therefore all the other practices described in the provision are out of the scope of the offenses.

1. Unless the offense is the most serious offense, the commander of a ship, flying any flag, as well as crew members, the owner and ship-owner of the ship, in case the breach took place with their cooperation, which violate the provisions of art. 4 \*, are punished with a fine from € 10,000 to € 30,000.

2. If the breach referred to in paragraph 1 causes permanent damage or, in any case, of particular gravity, water quality, animal or vegetable species or parts of them, the arrest shall be for a period of six months to two years, fine from € 10,000 to € 30,000.

3. Damage is considered to be of particular gravity when the elimination of its consequences is of particular technical complexity, which is particularly burdensome or can only be achieved by exceptional measures. " art. 4: "Without prejudice to Article 5, in the areas referred to in Article 3 (1) vessels shall be prohibited, without any discrimination of nationality, to the pollutants referred to in Article 2 (1) , (b), or cause the release of those substances. "

art. 5: "1. The discharge of pollutants referred to in Article 2 (1) (b) in one of the areas referred to in Article 3 (1) shall be permitted provided that the conditions laid down in Annex I, , 34, 4.1 or 4.3 or to Annex II, Rules 13, 3.1 or 3.3 of the Marpol Convention 73/78.

2. The discharge of pollutants referred to in Article 2 (1) (b) in the areas referred to in Article 3 (1) (c), (d) and (e) shall be permitted by the owner, the commander or to the crew placed under the responsibility of the

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latter if carried out in compliance with the conditions laid down in Annex I, Standard 4.2 or Annex II, Rule 3.2 to Marpol 73/78. "

This hypothesis of offense is potentially configurable in GMT.

### 3. Sensitive activities

- Collection, transport, recovery, disposal and / or marketing of non-hazardous waste;
- Collection, transport, recovery, disposal and / or marketing of hazardous waste;
- Implementation and management of landfills;
- Implementation and management of a landfill, partly destined for the disposal of hazardous waste;
- Waste mixing;
- Forms management;
- Soil / Subsoil Pollution of Surface / Groundwater;
- Reclamation activities;
- Reclamation activities as a result of pollution from hazardous substances;
- Pollution with hazardous substances.
- Emissions into the atmosphere within the limits permitted by permits or law;

### 4. Specific procedures.

In general, GMT, in order to ensure proper prosecution against the Environmental Crime Commission, undertakes to carry out business activities in compliance with applicable laws and regulations on environmental protection. GMT also relies on external consultants who prepare SISTRI and MUD. As part of the office tasks, GMT has a management system structured by preparing forms in compliance with the current regulatory framework, which are stored and archived together with certificates regarding the proper disposal of waste received by service providers management of the same.

In addition, the Company shall:

- define the main requirements to be taken in a business setting in regard to the management of different types of waste products (also in reference to the management of special waste "internal", such as toner and electronic and computer equipment, car batteries, etc.);
- to provide for classification and characterization of waste through:
  1. identification, analysis, classification and registration of waste;
  2. Verification of any certificates issued by the analysis laboratories and the correct classification of the waste contained in the documentation for the handling of waste;
- Define roles, responsibilities, modalities and management criteria for activities aimed at the reclamation of contaminated sites and to monitor administrative and operational reclamation procedures;
- Provide for the collection and classification of waste produced in the course of business activities in accordance with the regulations in force;
- Inform staff adequately about the differentiation and collection of waste, especially in relation to the separation and disposal of special waste in special containers and / or in specially designed places;
- entrust the transport, recovery and disposal of waste only to authorized companies and in accordance with the company's procedures for the selection of service providers;
- In contracts with suppliers of transport, recovery and disposal of special waste, provision should be made for specific clauses that allow GMT to immediately terminate the contract if it is found that there are

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irregularities by the suppliers and their suppliers subcontractors, in the management of the waste produced by the company;

- Identify waste landfills and temporary storage of waste;
- Periodically check compliance with GMT rules on waste and activate riskier actions in case of non-compliance.

## CHAPTER XVIII - RACISM AND XENOPHOBIA.

1. Type of crimes in the fight against racism and xenophobia pursuant to art. 25 terdecies of Legislative Decree 231/2001.

Art. 604 bis of the criminal code

Propaganda and incitement to crime on the grounds of racial, ethnic and religious discrimination. This direct hypothesis is not considered potentially configurable in GMT. 2. Sensitive activities With reference to these types of offenses, no particular sensitive activities were found by GMT and, therefore, no particular specific procedures were adopted, in addition to the principles and values established in the Code of Ethics and in this Model. However, GMT has clearly illustrated its personnel policy in the Code of Ethics, committing itself to sanctioning any behavior among its employees based on racism and / or xenophobia, also entrusting the heads of the operating units and the various areas with the task of constantly monitoring the point and to report to their superior any behavior contrary to the dictates of the company

### 3. Controls by the Supervisory Body

Without prejudice to the discretion of the SB to take action with specific controls following the reports received, the SB periodically carries out random checks on the activities potentially at risk of offenses aimed at verifying the correct implementation of the same in relation to the rules referred to in this Model and the Code of Ethics.

## CHAPTER XIX - FRAUD IN SPORTS COMPETITIONS, ABUSIVE BET GAME AND GAMBLING GAMES PRACTICED USING PROHIBITED EQUIPMENT.

1. Type of crimes relating to the fight against racism and xenophobia pursuant to art. 25 quaterdecies of Legislative Decree 231/2001.

Articles 1 and 4 of Law 13 December n. 401. This offense is not considered potentially configurable in GMT:

## CHAPTER XX - TAX CRIMES.

1. Type of tax offenses referred to in art. 25 quinquiesdecies of Legislative Decree 231/2001.

The Legislative Decree 124/2019 converted by Law 157/19 introduced art. 24 quinquiesdecies which recalls and sanctions some crimes referred to in Legislative Decree 74/2000 and, in particular those listed below: It should be noted that Legislative Decree 75/2020 introduced paragraph 1bis relating to financial penalties that are imposed in the event that the crimes referred to in art. 25 quinquiesdecies are committed in the context of cross-border fraudulent systems and in order to evade the value added tax for a total amount of not less than ten million euro.

Art. 2 paragraph 2 bis of Legislative Decree 74/2000 - Fraudulent declaration through the use of invoices or other documents for non-existent operations.

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"Anyone who, in order to evade income or value added taxes, using invoices or other documents for non-existent transactions, is punished with imprisonment for four to eight years, indicates in one of the declarations relating to said taxes fictitious passive elements.

The fact is considered committed by making use of invoices or other documents for non-existent transactions when these invoices or documents are recorded in the mandatory accounting records, or are held for the purpose of proof against the financial administration.

If the amount of the fictitious passive elements is less than € 100,000, imprisonment from one year and six months to six years applies."

This case is a crime of danger or of mere conduct since the protection of the legal asset is anticipated at the time of the commission of the typical conduct and is for immediate consumption, taking place at the time of submitting the tax return.

The conduct may consist in the packaging of invoices or other documents for non-existent operations and their registration or possession, or in the indication in the declaration of fictitious or active passive elements lower than the real ones.

It should be noted that based on art. 1 letter a) of the decree for invoices and documents disclose all documents having probative value for the tax administration issued in favor of operations not really carried

out in whole or in part or that indicate the amounts or value added tax to an extent higher than the real one or refer the operation to subjects other than the actual ones.

The concept of non-existent operation, also taken up in other tax regulations, can be configured as an objectively non-existent operation and, in this case, the invoices document an operation never carried out (absolute non-existence) or document an operation carried out only in part or in different quantitative terms or less than those represented on paper (relative non-existence).

Although the transaction does not exist on a material level, the user can obtain an undue tax advantage by indicating fictitious passive elements that allow him to minimize his income.

Different hypothesis is that of subjectively non-existent operations: the operation was put in place but between subjects other than those appearing as parts of the relationship.

The false indication of the issuer and / or recipient of the invoice invalidates the veracity of the documentary attestation thus allowing the user to deduct costs incurred but not documented or undocumented.

To be precise, in the case of subjectively non-existent transactions, this involves the hypothesis of a fictitious interposition - when the operation took place but between subjects other than those declared and and the effects of the shop are to be produced towards a person other than that which appears on the document - or actual interposition - when the effects of the sale are actually produced by the buyer and a simulation agreement is missing and, therefore, in order for criminal consequences to occur, a third party must set up a further and subsequent shop transfer in favor of another party-.

## Art.3 Legislative Decree 74/2000 - Fraudulent declaration through other devices.

Outside the cases provided for by art. 2 is punished with imprisonment from three to eight years anyone, in order to evade taxes on income or value added, by carrying out operations simulated objectively or subjectively or by using false documents or other fraudulent means suitable to hinder the assessment and to mislead the financial administration, indicates in one of the declarations relating to these taxes active elements for an amount lower than the actual amount or fictitious passive elements or credits and deemed fictitious, when, jointly,:

- a) the tax evaded is higher, with reference to some of the individual taxes, at € 30,000;
- b) the total amount of the active items subtracted from the tax, also by indicating fictitious passive items, is greater than five percent of the total amount of the active items indicated in the declaration, or in any case, exceeds € 1.500.000, that is, if the total amount of receivables and fictitious withholding taxes decreases the tax, it is higher than 5% of the amount of the tax itself or in any case to € 30.000.

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The fact is considered committed by making use of false documents when these documents are recorded in the mandatory accounting records or are held for evidence against the financial administration.

For the purposes of applying the provision of paragraph 1, the mere violation of the invoicing and annotation obligations of the active elements in the accounting records or the mere indication in the invoices or annotations of active elements lower than the actual ones do not constitute fraudulent means.

The standard punishes anyone who indicates fictitious passive elements or active elements lower than the actual ones in the annual returns, thus providing a false representation in the accounting records in order to evade value added or income tax.

The subject must make use of fraudulent means suitable to hinder the assessment.

## Art. 8 - Issuing of invoices or other documents for non-existent operations.

Anyone, in order to allow third parties to evade value added income tax, issues or issues invoices or other documents for non-existent transactions, is punished with imprisonment from four to eight years. For the purposes of applying the provision provided for in paragraph 1, the issue or issue of multiple invoices or documents for non-existent transactions during the same tax period is considered to be a single offense. If the amount not corresponding to the truth indicated in the invoices or documents, for the tax period, is less

than € 100.000, imprisonment from one year and six months to six years applies. The law punishes anyone who issues false invoices in order to allow third parties an undue and fraudulent lowering of the taxable income. It is a crime of danger as the mere issue or release of untruthful tax documents is sufficient and is punished by way of specific intent.

## Art. 10 – Concealment or destruction of accounting documents.

Unless the offense constitutes a more serious offense, anyone, in order to evade income or value added tax, or to allow third party evasion, to conceal or destroy, in whole or in part, is punished with imprisonment from three to seven years in part the accounting records or documents whose conservation is mandatory, so as not to allow the reconstruction of income or turnover.

In this case, the offense is perfected when the concealment or destruction of the accounting records causes, as a direct effect, the impossibility of reconstructing the taxpayer's income situation or volume of business.

## Art. 11 - Fraudulent removal from the tax payment.

Anyone, in order to evade the payment of taxes on income or value added or interest or administrative penalties relating to said taxes of a total amount exceeding € 50.000, is simulated with six or four years imprisonment other fraudulent acts on one's own or on others' goods capable of rendering the compulsory collection procedure in whole or in part ineffective.

If the amount of taxes, penalties and interest is greater than € 200.000, imprisonment of one to six years applies.

Anyone who, in order to obtain a partial payment of the taxes and related accessories for himself or for others, indicates in the documentation presented for the purposes of the tax transaction procedure, elements for an amount lower than the actual one or fictitious passive elements for a total assembly exceeding € 50.000.

If the amount referred to in the previous period is greater than € 200.000, imprisonment from one year to six years applies.

The purpose of this rule is to punish those who make the compulsory collection procedure ineffective, for themselves or for others, in whole or in part, or to obtain a lower payment of the sums due thus compromising the tax claim by impoverishing the debtor's assets. The crime is perfected by simultaneously alienating or carrying out other fraudulent acts on one's own or others' goods or by indicating elements other than the real ones in the documentation presented for the purposes of the tax transaction procedure.

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## 1. Sensitive activities

The legal asset protected by the cases referred to in the previous point coincides with the interest of the Treasury in the collection of taxes and the active subject is the one who is a taxpayer for the purposes of direct taxes and VAT or the administrator, liquidator or representative of taxable persons subject to taxation. All cases are punished by way of specific intent, or with the specific purpose of evading income tax or value added tax.

With reference to these types of offenses, particular sensitive activities have been identified in GMT:

- keeping of accounts;
- relations with shareholders, with the auditing firm;
- exercise of corporate offices in subsidiaries;
- purchase of consumable goods and services;
- selection / qualification of suppliers;
- management of relationships with partners / suppliers / customers;
- request for professional advice / services;
- financial transactions (payments, check cashing, cash withdrawals and deposits).

## 2. Specific procedures

It is expressly forbidden for GMT's corporate bodies, employees, consultants, partners and service companies to put in place, collaborate or give cause to the conduct of behaviors that integrate the types of offenses included among those considered by the Legislative Decree 231/2001; violations of company principles and procedures are also prohibited.

GMT is part of a Group that provides intra-group directives and procedures relating, among other things, to management and accounting control.

In addition, the company has adopted its own procedures for checking and recording invoices received / issued which allow the prevention of tax networks or decrease their risk below the acceptable threshold.

The company uses company management information systems - both intra-group and own - which guarantee the recording of all phases of the process and which do not allow to issue / register the active / passive invoice and to perfect the related collection / payment without adequate verifiable support.

There is an obligation to formalize and sign contracts before the start of the service, to identify with certainty the parties involved and the methods of payment and to verify the existence, availability, ownership and provenance of the goods / services covered by the agreements before 'execution.

GMT uses written procedures - even intra-group - or acts according to consolidated practice and, as already specified in the risk analyzes referred to in the previous points, it has:

- the use of an accountant or bearer financial instrument is forbidden - except for the small cashier according to the ad hoc procedure - for any collection, payment, etc. as well as the use of current accounts or savings accounts anonymously or with a fictitious header;
- forbidden to accept and execute payment orders from non-identifiable subjects and whose payment is not traceable or in the event that the full correspondence between the name of the supplier / customer and the account header on which to send is not ensured / from which to accept payment;
- provided that payments are made with the authorization of the person in charge of the commercial operation / contract that certifies the performance and the occurrence of the conditions regarding the payment of the consideration only against invoices or payment requests written by the counterparty and according to what established by the contract.

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## 3. The controls of the SB

Without prejudice to the discretionary power of the SB to activate itself with specific controls following the reports received, the SB periodically performs sample checks on activities potentially at risk of crimes aimed at verifying the correct explanation of the same in relation to the rules referred to in this Model and, in particular, the existing internal procedures; for this purpose, the SB and those who operate in the name and on behalf of the SB itself, are granted free access to all relevant company documentation.

## CHAPTER XXI - CUSTOMS SMUGGLING.

1. Type of offenses relating to customs smuggling referred to in art. 25 sexiesdecies of Legislative Decree 231/2001.

Legislative Decree 75/2020 introduced art. 24 sexiesdecies which recalls and sanctions the crimes referred to in the Presidential Decree n. 43 of 23 January 1973 (Consolidated Customs Law). Customs duties are those duties that customs collect by virtue of legislation and in relation, obviously, to customs operations. In particular, "border rights" consist of:

- import and export duties;
- levies and taxes on import or export provided for by EU regulations and application rules;
- monopoly rights, border surcharges and any other consumption tax or surcharge in favor of the State in the case of imported goods.

The tax liability arises if the destination of foreign goods is consumption within the customs territory and, in the case of domestic goods, if their destination for consumption is outside the territory. The person who introduces into the Italian territory goods subject to the rights of the border in violation of the provisions on customs matters commits the crime of smuggling. The offenses of the T.U.D. - or those remaining after the decriminalization of Legislative Decree 8/2016 - to which Legislative Decree 75/2020 refers are the crimes of Title VII Chapter I (if the border rights evaded exceed 10,000 euros):

- Art. 282 (Contraband in the movement of goods across land borders and customs spaces)
- Art. 283 (Smuggling in the movement of goods in border lakes)
- Art. 284 (Contraband in the maritime movement of goods)
- Art. 285 (Contraband in the movement of goods by air)
- Art. 286 (Smuggling in extra areas - customs)
- Art. 287 (Smuggling for improper use of imported goods with customs facilities)
- Art. 288 (Smuggling in customs warehouses)
- Art. 289 (Contraband in cabotage and traffic)
- Art. 290 (Contraband in the export of goods eligible for restitution of rights)
- Art. 291 (Contraband in import or temporary export)
- Art. 291 bis (Smuggling of foreign manufactured tobaccos)
- Art. 291 ter (Aggravating circumstances of the crime of smuggling of foreign manufactured tobacco)
- Art. 291 quater (Criminal association aimed at smuggling foreign manufactured tobaccos)
- Art. 292 (other cases of smuggling)
- Art. 294 (Penalty for smuggling in the event of failure or incomplete ascertainment of the object of the crime)

In particular, Legislative Decree 75/2020 provides that "When the border rights due exceed one hundred thousand euros, a fine of up to four hundred quotas is applied to the entity" and "in the cases provided for by paragraphs 1 and 2 the disqualification sanctions provided for from article 9, paragraph 2, lett. c), d), and e)".

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## 1. Sensitive activities

The legal asset protected by the cases referred to in the previous point coincides with the interest of the Treasury in the collection of taxes and the GMT branch of activity relating to shipments is sensitive to the risk referred to in art. 25 sexiesdecies. GMT carries out customs formalities in the name and on behalf of the owner of the goods and represents him by helping the exporter or importer to complete the customs formalities or to request the documents and authorizations necessary for a regular international exchange of goods.

All cases are punished by way of specific malice, or with the specific purpose of evading the above customs duties.

With reference to these types of offenses, particular sensitive activities have been identified for GMT:

- bookkeeping;
- relations with the Public Administration (Customs, Port Authority, etc.);
- financial transactions.

## 2. Specific procedures

It is expressly forbidden for GMT Corporate Bodies, employees, consultants, partners and service companies to implement, collaborate or cause the carrying out of behaviors such as to integrate offenses falling within those considered by Legislative Decree no. 231/2001; violations of corporate principles and procedures are also prohibited.

As already mentioned in other points of analysis of the risk areas, GMT is part of a Group that provides intra-group directives and procedures relating to, among other things, management and accounting control.

Furthermore, the company has adopted its own procedures for checking and registering the invoices received / issued which allow the prevention of crimes in question or reduce the risk below the acceptable threshold.

The company uses business management information systems - both intragroup and its own - which guarantee the registration - and therefore the verifiability - of all stages of the process and meticulously control the various steps of the goods from the owner of the same to delivery, thus ensuring that the documents and any necessary authorizations are required according to the regulations / laws governing the international exchange of goods. There is an obligation to formalize and sign the contracts before the start of the service, to identify with certainty the subjects involved and the payment methods and to verify the existence, availability, ownership and origin of the goods / services covered by the agreements before 'execution.

GMT uses written procedures - also intra-group - or acts according to consolidated practice and specific reference is made to what has already been analyzed on this point in the previous chapters.

## 3. Controls by the SB.

Without prejudice to the discretion of the SB to take action with specific controls following the reports received, the SB periodically carries out random checks on activities potentially at risk of offenses aimed at verifying the correct implementation of the same in relation to the rules set out in this Model and, in particular, the internal procedures in place; to this end, the SB and those who work in the name and on behalf of the SB are guaranteed free access to all relevant company documentation

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