

## **Code of Conduct of Foro Madrid Carga Aérea in respect of competition issues.**

Foro Madrid Carga Aérea (Madrid Air Cargo Forum), hereinafter “Foro MADCARGO”, is an independent, non-profit organisation of professionals in the Madrid air cargo community. The association is open to business professionals involved in the different segments of the air logistics chain from the shipper to the final consignee of the goods, including exporters, importers, airlines, forwarding agents and logistics operators, integrators, handling operators, public administration, infrastructure managers, carriers, etc.

Foro MADCARGO also has space for professionals interested in Madrid air cargo that belong to other sectors like academia and science, the media, etc.

Foro MADCARGO was founded in 2010 to support the development of air cargo in Madrid by encouraging knowledge and good practices in the airport logistics chain and developing strategies to help improve Madrid's competitive position on the world air cargo map. To promote its projects, since February 2016 Foro MADCARGO has been associated with UNO, a logistics and transport organisation, and is actively participating and engaged in activities in its Air Cargo and Airport Activities Committee.

Foro MADCARGO has adopted this Code of Conduct in respect of competition issues, hereinafter the “**Code**”, in order to clarify any matter in this regard and to establish the conduct to be followed by all its members in relation to Foro MADCARGO's activities: events, meetings and documentation. This Code is not complete and serves only as an additional general guide to what is indicated in the Articles of Association.

**About Foro MADCARGO** – Foro MADCARGO has the following mission and structure

**Mission** – To be a “Meeting Point” of professionals from different air cargo-related sectors in order to:

- Promote the activity of airfreight transport originating in and/or destined to Madrid airport.
- Define airfreight transport strategies to improve Madrid's competitive position.
- Face the challenges that arise in the development of air cargo by finding common positions among the professionals in the various activities involved in Madrid air cargo community.
- Convey the interests shared by Madrid air cargo community to the public administration bodies with responsibilities in the sector in a responsible and proactive manner with the aim of consideration being given to and planning done for the infrastructure, services and regulatory developments that will make it possible to solve inefficiencies hampering the competitiveness of the sector.

- Help to convince institutions and public opinion of the strategic importance for economic growth and job creation if Madrid develops air cargo with the goal of leading the sector at the European level by creating social support which is currently non-existent.

**Structure** – The structure of MADCARGO Forum is organised on three levels:

- **The General Assembly** is the highest body representing all members of Foro MADCARGO. Its main purpose is taking decisions to reach the agreements needed to ensure compliance with Foro MADCARGO's objectives and its continuity.
- **The Board of Directors** is the management authority which, following the General Assembly's guidelines, manages, plans and coordinates the activities. It also reviews and updates Foro MADCARGO's strategy and policies in order to fulfil its mission.
- **Working groups**, created by the Board to discuss and address specific projects or issues.

**Benefits of FORO MADCARGO for Madrid air cargo community** – Foro MADCARGO promotes a competitive environment and offers the following benefits to its members and Madrid's air freight community:

- Organisation of events and meetings for sharing knowledge on the air cargo situation in Madrid and best practices worldwide.
- Research and development of independent air-cargo-related reports.
- Activities for the development of knowledge and recognition of the importance of air cargo and the sector's professionals by society as a whole.
- Information and collaboration with the various public administrations.

### **Objectives of the Code in respect of competition issues**

Foro Madrid Carga Aérea hereby declares that it does not aim to provide any platform or support for the discussion of any issues that may result in anti-competitive actions. All Foro MADCARGO members develop their professional relationships and discuss issues relating to air cargo and the international logistics chain, as well as other policies that may promote an environment conducive to free competition for the continued development of air cargo.

Foro MADCARGO Forum shall discourage any conduct inappropriate to free competition or that may be illegal within the EU and under other anti-trust laws. Foro MADCARGO members shall not take or facilitate any action in respect of pricing, client allocation, boycott groups, territories or markets allocation. This list is for illustrative purposes only and is not meant in any way to be complete.

Foro MADCARGO shall not be used as a channel for anti-trust actions or as a facilitator for the exchange of sensitive information in terms of competition such as information on prices, clients,

production data, strategies and competitive plans, or any other sensitive competition-related information that is not in the public domain.

Whoever breaches this Code during Foro MADCARGO meetings shall be called to order in accordance with the precautions contained in the Code, and removed from the meeting should the professional persist in continuing the discussion or disseminating information.

All Foro MADCARGO members undertake that each one is always responsible for complying with this Code. Should a member of Foro MADCARGO have any doubt or suspect that another member may be breaching the Code, the said member must inform Foro MADCARGO's Board of Directors, which shall inform the General Assembly for this latter to take appropriate action.

### **Steps taken to prevent antitrust breaches**

1. At the beginning of each Foro MADCARGO project or activity that involves one of its members, the Board shall ensure that all participants are notified of this Code and its implementation, as well as the fact that all initiatives led by Foro MADCARGO need to comply with it. The Board shall review each project to ensure it is consistent with this Code.
2. Foro MADCARGO shall ensure that each meeting is called by means of an agenda distributed in a timely manner to all members so that these latter are sure that the meeting is in line with the Code and anti-competition and anti-trust laws.
3. The Chair of each Foro MADCARGO meeting shall inform of the precautions contained in the Code at the beginning of each meeting.
4. Minutes with a comprehensive summary of the meeting shall be issued for circulation among its participants.

**This Code shall be published on Foro MADCARGO's website and distributed among all its members.**

Madrid, 10<sup>th</sup> november 2016

**Signed by the Board of Directors**