

# OPEN FAST PATH ANTI-TRUST POLICY

*Adopted 30 November 2015*

Open Fast Path Foundation (“OpenFastPath”) is committed to comply with all applicable antitrust and competition laws and regulations.

The purpose of this anti-trust policy is to promote

1. Awareness of anti-trust and competition laws and;
2. Compliance of such laws.

All members and non-members must comply with this policy when participating directly or indirectly to any activities related to OpenFastPath.

OpenFastPath Foundation is committed to complying with all applicable antitrust and competition laws.

In addition, all members (including all member classes) must comply with all applicable antitrust and competition laws when carrying out activities related to OpenFastPath. This includes but is not limited to participating in any OpenFastPath meetings, events, seminars or similar, contributing source code, arranging meetings or involvement in any other activities on behalf of OpenFastPath.

This policy does not set out or interpret applicable anti-trust or competition laws. Should there be any inconsistency between this policy and any applicable anti-trust or competition laws, such laws shall prevail.

If you have specific questions with regards to any competition or anti-trust laws, you should contact your own legal counsel to review all anti-trust or competition law related questions that relate to OpenFastPath meetings, involvement or other participation.

In accordance with the OpenFastPath By-laws, OpenFastPath membership shall be made available on reasonable terms to all individuals and entities meeting the qualifications established by OpenFastPath for membership.

OpenFastPath related information (including but not limited to materials, reports and white-papers) shall be made available on reasonable terms to all members and non-members.

In no event shall OpenFastPath membership be rejected for reasons which are anti-competitive in nature.

OpenFastPath software shall be based on quality and technological attributes and address the needs of OpenFastPath users.

OpenFastPath members and participants **must not** directly or indirectly, discuss or exchange verbal or written information with the object or effect of preventing, restricting or distorting competition in the market, and in particular OpenFastPath members and participants **must not** participate in anti-competitive activities which:

- (a) directly or indirectly fix purchase or selling prices or any other trading conditions;
- (b) limit or control production, markets, technical development, or investment;
- (c) share markets or sources of supply;
- (d) apply dissimilar conditions to equivalent transactions with other trading parties, thereby placing them at a competitive disadvantage;
- (e) make the conclusion of contracts subject to acceptance by the other parties of supplementary obligations which, by their nature or according to commercial usage, have no connection with the subject of such contracts.

The following checklist is provided as guidance to ensure that OpenFastPath activities are in accordance with applicable anti-trust and competition laws:

1. Consider OpenFastPath activities and information as if they are public and judged accordingly.
2. Do not allow anyone to discuss anything that is prohibited in this anti-trust policy.
3. Prepare an agenda prior to any meeting or conference and follow that agenda.
4. Review this policy at the beginning of any meeting or conference.
5. Prepare meeting minutes that will be shared with everyone attending the meeting to ensure the minutes are accurate. Such minutes should be shared on the OpenFastPath web page or similar place available online.

The Board may amend this Anti-trust Policy as provided in the By-laws of the OpenFastPath Foundation.