

Danish wind Industry Association Competition Compliance Codex

Date: 22-3-2013

This competition compliance codex outlines how the Danish Wind Industry Association (DWIA) is organised to avoid violations of the Danish Competition law and European Union Competition law, within the membership of DWIA, and in particular in relation to membership meetings and other activities organised within the framework of DWIA.

DWIA membership meetings and activities involve the exchange of experiences and discussions of issues of common interest between participating member companies. DWIA is committed to ensuring that such activities do not lead to coordinated behavior or cartels between member companies.

This competition compliance codex is made available on the website of the Danish Wind Industry Association, windpower.org, and is distributed to all new members when joining the association, and to board and committee members when appointed.

DWIA membership

DWIA is a non-exclusive interest association, open to all companies with activities based in Denmark and involved in the wind energy industry. It includes companies from the entire industry value chain; including e.g. consultants, component suppliers, manufacturers, utilities and service companies. As a member of the DWIA it is possible to join various forms of networks across the industry and participate in forums where members can exploit the potential of knowledge sharing and exchange of experiences with different actors.

DWIA activities

The focus of DWIA work is political and facilitation of industry networking activities. A stated aim of the association is to create increased market transparency.

DWIA do not provide sensitive or company specific information to anyone (members or any third parties). DWIA in particular do not facilitate information regarding one or more member's individual and current prices, nor give guidance for members on



calculating the price or price changes regarding individual member's current or future prices.

DWIA meetings

Prior to meetings, the participants receive an official invitation including an agenda in as much detail as possible. During board and committee meetings there is an adequate and detailed note-taking and this is documented in written meeting minutes which are sent out to the participants.

When writing up the minutes, attention is paid to clear and unambiguous wording to correctly reproduce the course of the meeting. It is the responsibility of the chairman leading the meeting to prevent any unacceptable agreements, practices or exchanges of information that may infringe competition law from being made.

Board meetings

Minutes of board meetings are kept, and distributed to all board members. The minutes are always available upon request to relevant authorities. Board members are elected among the members of the association according to the statutes.

Committee meetings

DWIA organization includes policy advisory committees. Members of these committees are elected by the board according to personal qualifications. Committees advise board and secretariat and provide concrete proposals for future initiatives and activities. Minutes are kept for each committee meeting, and are treated as board minutes.

Network meetings

DWIA organizes a large number of different network meetings. Invitations to these meetings are circulated to all DWIA members and are publicly advertised on windpower.org. As a rule, presentations given at network meetings are made publicly available on the DWIA website.

Export promotion

DWIA each year participate in series of selected conferences and exhibitions around the world, so that member companies can meet with customers and partners in places where they are. Besides access to conferences and exhibitions DWIA arranges side events in connection with the majority of these export promotions. All DWIA members are invited to participate in these export promotions and side events and DWIA exclusively have focus on providing participating members the opportunity to network with potential partners. These events are organised on a "participants pay" basis, and participation may be limited for practical reasons. All location of participation is on a first come, first served basis.



Do's

- Discuss general issues relating to economic trends, business forecasts and materials availability.
- Discuss aggregated statistical data relating to the industry, provided that such data is more than one year old.
- Discuss EU and National governmental actions and develop industry-wide lobbying efforts.
- Discuss general issues relating to technological advances and better ways to utilize them.
- Discuss standard contract terms etc. provided that such terms do not relate to significant competition parameters.
- Discuss ways to improve the public image of the industry.
- Discuss better ways to educate and provide meaningful information to Association members about the industry.

Don'ts

- Do not discuss your company's current or future pricing policy or policy relating to other significant competition parameters.
- Do not discuss profit levels.
- Do not discuss detailed cost levels.
- Do not discuss planned discounts or promotional activities.
- Do not discuss planned investments or production levels.
- Do not discuss detailed conditions of sale.
- Do not discuss specific issues relating to the future market development.

The DWIA do's and don'ts are available for all members on the DWIA website and everyone in DWIA's secretariat are familiar with these.

