

9 June 2020

Dear Valued Customer

Dear Sir/ Madam

COMPLIANCE UNDERTAKING LETTER

Perkins Engines Company Limited (“Perkins”) requires its distributors, second level dealers and other resellers, to comply with all laws that apply to distributing Perkins products and providing related or other services, including applicable anti-bribery, competition, product, environmental, sanctions, and export control regulations, among others. Power Systems Gulf LLC (“PSG”), as the authorized distributor for Perkins in Bahrain, Kingdom of Saudi Arabia, Oman, the United Arab Emirates and Yemen, has agreed to comply with these requirements as detailed in this letter. Accordingly, PSG expects its dealers, other resellers and customers, such as your Company, to also comply with these requirements.

With regard to trade compliance specifically, Perkins is subject to various export control and sanctions regimes around the world, including UK Export Control Regulations, EU regulations and sanctions, US Export Administration Regulations, and US sanctions regulations. As such, PSG expects that, as a key business associate and as required by your Company’s contract with PSG, you understand and comply with all applicable laws, rules, regulations, directives, ordinances, orders, or statutes (“Laws”), including all applicable export control and sanctions Laws, and anti-bribery laws and regulations.

In addition, Perkins manages its export control and sanctions risk in accordance with Caterpillar’s Enterprise Export Control Compliance Program. Under this program, we require our business associates (including our business associates such as second level dealers, sub-dealers and OEM dealers and other traders or resellers) to take reasonable steps to ensure that Perkins products are not on-sold or transited to prohibited destinations, prohibited parties, or for prohibited purposes unless all required export or re-export licences have been obtained from the United States, the United Kingdom or other relevant authorities, and Perkins is notified of and has approved the sale in advance. Prohibited destinations include any country or region prohibited under any sanctions program administered by the United States, United Kingdom, or the European Union. Pursuant to Caterpillar’s policies, no Perkins product may be sold, on-sold or transited to Cuba, Iran, North Korea, Syria and the Crimea region, regardless of whether you obtain any required government authorizations, licenses, permits, or approvals.

In the event that a Perkins product is sold to a sanctioned party or to a prohibited destination (or a Perkins product is located in one of these destinations), PSG and Perkins will not provide any service or support for such product, and any warranty claims in connection with such sales or placement will not be paid.

Should PSG or Perkins identify any violations of their policies, whether related to international trade (including export controls and sanction laws), anti-bribery, competition or other applicable Laws, they may take action up to and including suspending any pending or future orders and termination of the business relationship. As required by Perkins, PSG also expects its business associates to establish their own effective policies and procedures to comply with such Laws.

Yours sincerely,

For and on behalf of Power Systems Gulf LLC



Graeme De Villiers, Business Head - Perkins

