



Anti-Boycott Policy & Procedures

BAUSCH Health	Antiboycott Policy & Procedures	Version	2.0
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CONTENTS

I.	STATEMENT OF POLICY	3
II.	BACKGROUND	3
III.	SCOPE AND APPLICABILITY	3
IV.	ANTIBOYCOTT COMPLIANCE PROCEDURES	4
A.	Prohibited Conduct	4
B.	Review of Communication	4
C.	Reporting Requirements	4
D.	Reporting Non-Compliance	4
E.	Recordkeeping	5
F.	Reference Documents	5
Appendix 1: Examples of Boycott Requests		6

BAUSCH Health	Antiboycott Policy & Procedures	Version	2.0
		Issue Date	09-Sep-2019
		Last Modified	09-Aug-2024

I. STATEMENT OF POLICY

Bausch Health Companies, Inc. (“Bausch Health” or the “Company”) is committed to complying with U.S. anti-boycott laws and regulations as applicable to the Company. It is Bausch Health’s policy not to agree to or cooperate with boycott-related requests that would be prohibited or penalized under applicable U.S. anti-boycott laws and regulations, and to comply with required reporting obligations under U.S. anti-boycott laws and regulations.

II. BACKGROUND

During the mid-1970's the United States adopted two laws that seek to counteract the participation of U.S. citizens in other nation's economic boycotts or embargoes. These "antiboycott" laws are the 1977 amendments to the Export Administration Act (EAA) and the Ribicoff Amendment to the 1976 Tax Reform Act (TRA).

The objective of these laws is to prevent U.S. persons from being used to implement foreign policies of other nations which run counter to U.S. policy. They are designed to prohibit or penalize cooperation with international economic boycotts in which the United States does not participate. The U.S. anti-boycott laws administered by the U.S. Department of Commerce’s Bureau of Industry and Security apply to U.S. persons in the interstate or foreign commerce of the United States. The term “U.S. person” includes persons located in the United States, U.S. citizens wherever located, companies organized under U.S. law and their non-U.S. branches, and “controlled-in-fact” subsidiaries, as defined in the Commerce anti-boycott regulations. Separate anti-boycott provisions are administered through the U.S. tax code, which apply to all U.S. tax payers (and certain of their related companies).

While U.S. anti-boycott laws apply to all international boycotts in which the United States does not participate, their principal focus is the Arab boycott of Israel. The U.S. Department of the Treasury publishes, on a quarterly basis, an official boycott list, though boycott requests may appear in communications from companies in any country. Based on the most recent list published by the Department of the Treasury, the following countries require or may require participation in, or cooperation with, an international boycott: Iraq, Kuwait, Lebanon, Libya, Qatar, Saudi Arabia, Syria, the United Arab Emirates, and Yemen.

III. SCOPE AND APPLICABILITY

Compliance with the Bausch Health Anti-Boycott Policy and Procedures is mandatory for all Bausch Health employees and all other persons engaged (directly or indirectly) to perform work for Bausch Health including the personnel of any affiliate, subsidiary, or other entity controlled by the Company, wherever located (collectively “Bausch Health Personnel”). This document is designed to ensure that the Company’s business is conducted in accordance with International Trade Compliance (ITC) Laws that apply to Company operations. For this reason, all Bausch Health Personnel are required to comply with the policies that are outlined herein, as well as any referenced procedures or documents.

If Bausch Health Personnel have any doubts or questions about what is required to comply with the requirements of this document, Bausch Health Personnel are expected to seek guidance on the permissibility of the transaction. Bausch Health Personnel requiring assistance may consult this policy and procedure, any procedures referenced in this document, Company Management or Global Trade Compliance at globaltradecompliance@bauschhealth.com.

BAUSCH Health	Antiboycott Policy & Procedures	Version	2.0
		Issue Date	09-Sep-2019
		Last Modified	09-Aug-2024

IV. ANTIBOYCOTT COMPLIANCE PROCEDURES

A. Prohibited Conduct

Bausch Health Personnel must ensure that they do not engage in conduct prohibited by the U.S. anti-boycott laws and regulations. The US Department of Commerce antiboycott laws prohibit the following conduct:

- Agreements to refuse or actual refusal to do business with or in the boycotted country or with blacklisted companies
- Agreements to discriminate or actual discrimination against other persons based on race, religion, sex, national origin or nationality
- Agreements to furnish or actual furnishing of information about business relationships with or in the boycotted country or with blacklisted companies
- Agreements to furnish or actual furnishing of information about the race, religion, sex, or national origin of another person
- Implementing letters of credit containing prohibited boycott terms or conditions

In addition, entry into certain types of boycott participation agreements may be penalized under the Treasury anti-boycott regulations.

B. Review of Communication

Bausch Health Personnel must carefully review oral and written communication received, including, but not limited to, emails, contracts, purchase orders, letters of credit, import documents, invoices, and requests for information to determine whether any boycott-related language is present. Special care should be taken with documents from or relating to business in or with known boycotting countries. Examples of boycott related requests can be found in ***Appendix 1: Examples of Boycott Requests***.

C. Reporting Requirements

If Bausch Health Personnel receive any communication or request which is suspected to include boycott language, the employee must immediately notify Global Trade Compliance (globaltrade@bauschhealth.com), Tax, and Legal (Regional Head, International Head or General Counsel), and provide a copy of the request and/or communication received. No action should be taken related to the request until receiving further direction from Global Trade Compliance, Tax, and Legal.

Global Trade Compliance, Tax and Legal, must review any reported communication or request to determine whether the request is permissible, and whether the request must be reported. If it is determined that the request is reportable, Global Trade Compliance and Tax must prepare and submit the required reports in accordance with applicable reporting timeframes.

D. Reporting Non-Compliance

Consistent with the Bausch Health Standards of Business Conduct, and the Bausch Health Compliance Policy on International Trade Controls, Bausch Health Personnel who become aware of any conduct that may result in a violation of this and other international trade

BAUSCH Health	Antiboycott Policy & Procedures	Version	2.0
		Issue Date	09-Sep-2019
		Last Modified	09-Aug-2024

compliance policies or laws, must report this conduct to Company Management, Legal, and/or the Global Trade Compliance team.

E. Recordkeeping

Bausch Health Personnel must maintain written records for all transactions related to antiboycott compliance. All such records must be retained for a minimum period of five years from the date of the relevant transaction or activities and consistent with Bausch Health recordkeeping policies, or longer as applicable law requires. If you have any questions concerning this requirement, please contact your manager or a member of the Global Trade Compliance team.

F. Reference Documents

[Bausch Health Standards of Business Conducts](#)

BAUSCH Health	Antiboycott Policy & Procedures	Version	2.0
		Issue Date	09-Sep-2019
		Last Modified	09-Aug-2024

Appendix 1: Examples of Boycott Requests

Below are examples of boycott requests by country that have been reported to the U.S. Department of Commerce's Office of Anti-Boycott Compliance. Please note that these examples are illustrative and not exhaustive.

PURCHASE ORDERS

- *"In the case of overseas suppliers, this order is placed subject to the suppliers being not on the Israel boycott list published by the central Arab League."*
- *"Goods of Israeli origin not acceptable."*
- *"Supplies of our purchase order should never be consigned or shipped by steamers included on Israel Boycott list."*
- *"All shipments under this order shall comply with Israel Boycott Office Rules and Regulations."*
- *"Goods must not be shipped on vessels/carriers included in the Israeli Boycott list."*
- *"Commercial invoice, duly signed by shipper covering value of the goods and containing statement 'The goods are neither Israeli origin, nor do they contain any Israeli material.'"*
- *"Goods/equipment subject to Israeli Boycott terms, must not be quoted."*
- *"Following statement should appear at foot of invoice: 'We hereby certify that these goods are not of Israeli Origin nor do they contain materials of Israeli origin and they are manufactured by....'"*
- *"A declaration that the goods contracted upon have no Israeli origin and that no Israeli raw materials is used in its producing manufacturing or preparing of the goods."*
- *"Applicable Laws/Boycott of Israel: All relevant laws, rules and regulation of all duly constituted government authorities of Abu Dhabi and the UAE, including laws with respect to boycott of Israel shall apply in the performance of this purchase order."*

CONTRACTS

- *"Israeli Clause: The Seller shall not supply goods or materials which have been manufactured or processed in Israel nor shall the services of any Israeli organization be used in handling or transporting the goods or materials."*
- *"The Contractor shall comply in all respects with the requirements of the laws of the State of Bahrain relating to the boycott of Israel. Goods manufactured by companies blacklisted by the Arab Boycott of Israel Office may not be imported into the State of Bahrain and must not be supplied against this Contract. For information concerning the Boycott List, the Contractor can approach the nearest Arab Consulate."*

BAUSCH Health	Antiboycott Policy & Procedures	Version	2.0
		Issue Date	09-Sep-2019
		Last Modified	09-Aug-2024

- *"The Contractor shall, throughout the continuance of the Contract, abide by and comply in all respects with the rules and instructions issued from time to time by the Israel Boycott Office in Iraq."*
- *"The bill of lading shall bear a note that the vessel delivering the cargo is not on the "Black List" and does not call at Israeli ports."*
- *"The vendor (as person or organization) or his representatives should not be an Israeli national. So the vendor should not be owned, managed, or represented by any companies that carry an Israeli nationality and there should not be any sub-contractors that carry Israeli nationality."*
- *"The vendor should not involve any person or representatives that carries the Israeli nationality in importing or exporting the software or hardware mentioned in this contract and its appendices and the vendor should provide all documents that support the above information."*
- *"Boycott Provisions: The Contractor shall observe and comply with all the provisions and decisions concerning the boycott to Israel or any other country the same is valid. The Contractor shall secure the respect of such boycott by any other party he might have subcontracted with him."*
- *"The certificate of origin must contain the following statement: 'We certify that the goods are neither of Israeli origin no do they contain any Israeli materials.'"*
- *"Certificate issued by the manufacturer or exporter stating that the goods are not of Israeli origin, have not been exported from Israel, and do not contain any Israeli materials."*
- *"Vendor shall comply with the Israel boycott laws in performing his contractual obligations."*
- *"The Contractor whether an Establishment or Company, National or Foreign, shall not import or enter into Agreement with any Foreign Company or Establishment as Sub-Contractor particularly if such Company did not have previous dealing in the Kingdom of Saudi Arabia, except after contacting the Regional office of the Arab Boycott to Israel, or one of the two Sub-Offices of the Ministry of Commerce at Jeddah or Dammam, to ensure of the status of the said Foreign Company, in light of the Rules and orders issued by the office of the Arab Boycott of Israel."*
- *"Boycott of Israel: The Contractor shall observe and abide by all rules and regulations concerning the boycotting of Israel in Dubai and the UAE."*

INVITATIONS TO BID / TENDERS

- *"All goods to be supplied as a part of this order must comply with the Israel boycott rules stipulated by the Royal Oman Police."*
- *"No produced commodity shall be eligible for ... financing if such commodity contains any component or components which were imported into the producing country from Israel and countries not eligible to trade with ... the People's Republic of Bangladesh. The equipment and materials must not be of Israeli origin. The supplier/bidder who are not black listed by Arab boycott of Israel will be allowed to participate in this bid."*

BAUSCH Health	Antiboycott Policy & Procedures	Version	2.0
		Issue Date	09-Sep-2019
		Last Modified	09-Aug-2024

- *"Documents to accompany tenders [include] the declaration and Israel boycott certificate. It states the tenderer must accompany his offer with the following, written signed declaration. We declare that we are a company which is not owned by any companies that have violated the approved rules of the boycott and that we do not own or participate in companies that are in violation of the approved rules of the boycott. Further, we do not have, nor does any of the companies that are considered to be a parent company or a branch of ours, any dealings with any Israeli party, whether directly or indirectly. Furthermore, a certificate issued by the Israel boycott office in UAE confirming that neither the supplier nor the manufacturer are blacklisted, should also be accompanied."*
- *"Certificate of Origin: The Contractor shall undertake to furnish the Purchaser with a Certificate of Origin, to accompany each invoice. This shall certify that the equipment is not of Israeli origin."*
- *"Eligible Bidders: The bidder/supplier who are not subject to the Boycott regulations of the League of Arab States or of the Kingdom of Saudi Arabia will only be considered."*
- *"Offeror must not be included by the provisions of Arab Boycott of Israel."*
- *"Declaration showing that the bidder doesn't own any factory, establishment, or a branch office in Israel, neither he is a partner in any establishment or organization, nor a party in any contract for manufacturing, assembling, licensing or technical assistance with any organization or establishment in Israel and he should not practice such activity in Israel whether personally or through any mediator. He should not participate in any way in supporting Israel or its military efforts."*
- *"The quotation should not include any material manufactured or exported by Boycotted companies as per the Kingdom of Saudi Arabia regulations."*

LETTERS OF CREDIT

- *"A signed statement from the shipping company, or its agent, stating the name, flag and nationality of the carrying vessel and confirming ... that it is permitted to enter Arab ports."*
- *"Buyer shall in no way contravene the regulations issued by Bahrain Government and or Israel Boycott Office. Buyer shall not nominate a vessel blacklisted by the said office."*
- *"We hereby certify that the beneficiaries, manufacturers, exporters and transferees of this credit are neither blacklisted nor have any connection with Israel, and that the terms and conditions of this credit in no way contravenes the law pertaining to the boycott of Israel and the decisions issued by the Israel Boycott Office."*
- *"Importation of goods from Israel is strictly prohibited by Kuwait import regulations; therefore, certificate of origin covering goods originating in Israel is not acceptable."*
- *"Certificate issued by the shipping company or its agent testifying that the carrying vessel is allowed to enter the Lebanese port..."*
- *"Original commercial invoice signed and certified by the beneficiary that the goods supplied are not manufactured by either a company or one of its subsidiary branches who are blacklisted by the Arab boycott of Israel or in which Israeli capital is invested."*

BAUSCH Health	Antiboycott Policy & Procedures	Version	2.0
		Issue Date	09-Sep-2019
		Last Modified	09-Aug-2024

- *"Certificate issued by the air company/agent that it is not blacklisted by the Arab League boycott committee."*
- *"Under no circumstances may a bank listed in the Arab Israeli Boycott Black List be permitted to negotiate this Documentary Credit."*
- *"On no conditions may a bank listed on the Arab Israeli Boycott list be permitted to negotiate this credit."*
- *"We certify that neither the beneficiaries nor the suppliers of goods and services are subject to boycott."*

OTHER

Trademark Application

"Requirement for the registration of pharmaceutical companies:... Certification letter regarding the boycott of Israel (i.e., do not comprise any parts, raw materials, labor or capital of Israeli origin)."

Customs Document

"[The vessel entry document asks the ship's captain to certify that,] no goods, dry cargo, or personal effects listed on the document of Israeli origin or manufactured by a blacklisted firm or company are to be landed as they will be subject to confiscation."

Power of Attorney

A Lebanese firm sent a power of attorney affidavit to appoint a local agent in Iraq to a U.S. firm. The affidavit asked that U.S. firm answer a series of questions concerning the Arab boycott. These questions included whether the firm had a plant in Israel, has sold to Israel, had offices in Israel, owned shares in an Israeli firm, had provided services for an Israeli firm, or had granted any trademarks, copy or patent rights to Israeli persons or firms.

Certificate of Origin

"The goods being exported are of national origin of the producing country and the goods do not contain any components of Israeli origin, whatever the proportion of such component is. We, the exporter, declare that the company producing the respective commodity is not an affiliate to or mother of any company that appears on the Israeli boycott blacklist and also, we the exporter, have no direct or indirect connection with Israel and shall act in compliance with the principles and regulations of the Arab boycott of Israel."

List of Documents Required by a Freight Forwarder

"Certificate from insurance company stating that they are not blacklisted."

BAUSCH Health	Antiboycott Policy & Procedures	Version	2.0
		Issue Date	09-Sep-2019
		Last Modified	09-Aug-2024

Boycott Questionnaire

"Company/Corporation Background:

Has the company/corporation engaged in or conducted business in Israel?

Does the company/corporation or its subsidiary have an office, facility or business operation in Israel?"

Trademark Application Form

"Do you or any of your subsidiaries now or ever had a branch of main company factory or assembly plant in Israel? do you have or any of your subsidiaries now or ever had general agencies or offices in Israel for your middle eastern or international operations? what companies are you shareholders in their capital? State the name of each company and the percentage of share to their total capital--- and the nationality of each one?

Repair Order

"Invoices must be endorsed with a certificate of origin that goods are not of Israeli origin and do not contain any Israeli material and are not shipped from any Israeli port."