

ZTE (Australia) Pty Ltd's 2022 Export Control Compliance Policy**2022 年中兴通讯（澳大利亚）有限公司出口管制合规政策**

ZTE (Australia) Pty Ltd is fully committed to compliance with all applicable export control and economic sanctions laws and regulations.

中兴通讯（澳大利亚）有限公司完全致力于遵守所有可适用的出口管制和经济制裁法律法规。

All management fully support ZTE (Australia) Pty Ltd's ongoing goal to have a world-class Export Compliance Program based on industry best practices.

全体管理层将全力支持中兴通讯（澳大利亚）有限公司的持续性目标，即基于行业最佳实践，打造世界一流的出口合规项目

ZTE (Australia) Pty Ltd's Export Compliance Program will continue to be subject to audits, monitoring and assessments (including regular announced and unannounced site visits), by the Special Compliance Coordinator ("SCC"), appointed by the U.S. Department of Commerce, Bureau of Industry and Security.

中兴通讯（澳大利亚）有限公司的出口合规项目将继续接受由美国商务部工业安全局任命的特别合规协调员（“SCC”）的审计、监督和评估（包括定期进行事先告知或不予事先告知的现场访问）。

All directors, officers, employees and contract employees must comply with all applicable export control and economic sanctions laws and regulations as well as all policies and procedures promulgated by ZTE (Australia) Pty Ltd to ensure compliance. Under no circumstances will exports, re-exports or transfers (in-country) be made contrary to laws and regulations or policies by any individual or entity on behalf of ZTE (Australia) Pty Ltd.

所有董事、管理人员、员工和合同工都必须遵守所有可适用的出口管制和经济制裁法律法规以及中兴通讯（澳大利亚）有限公司为确保合规而颁布的政策和流程。在任何情况下，任何个人或实体均不得代表中兴通讯（澳大利亚）有限公司在违反法律法规或政策的情况下开展出口、再出口或转移（国内）活动。

Anyone found to be in violation of the laws and regulations or policies will be subject to disciplinary actions by the Company, up to and including termination, in addition to legal responsibilities.

任何人如若被发现违反法律法规或政策，除需要承担法律责任外，还将受到公司的纪律处分，最高处分可至开除。

We ask each of you to continue to take this matter very seriously and to continue to report all export compliance concerns, questions, actual or potential violations that you identify.

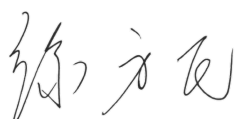
请您务必持续严肃地对待此事，并上报您所发现的任何出口合规问题、疑问、实际或潜在违规行为。

If you have any questions about the policy or any particular activity, please contact ECPOC Wang Hongwu00009275.

如果您对政策或者特定活动有任何疑问，请联系 ECPOC Wang Hongwu00009275。

By signing this document, ZTE (Australia) Pty Ltd hereby agree and comply with the ZTE's Export Control Compliance Policy and Management Commitment Statement.

通过签署本文件，中兴通讯（澳大利亚）有限公司特此声明同意和遵守中兴通讯的出口管制合规政策和管理层承诺声明。



Fangmin Xu, Managing Director of ZTE (Australia) Pty Ltd

徐方民，中兴通讯（澳大利亚）有限公司董事总经理

Appendix: ZTE's 2022 Export Control Compliance Policy

附件：2022 年中兴通讯出口管制合规政策

ZTE's 2022 Export Control Compliance Policy
2022 年中兴通讯出口管制合规政策

DATE: 15 September 2022

日期: 2022 年 9 月 15 日

TO: Directors, Officers, Employees and Contract Employees

致: 全体董事、管理人员、员工和合同工

FROM: Li Zixue, Chairman of ZTE Corporation

Xu Ziyang, President of ZTE Corporation

自: 李自学, 中兴通讯股份有限公司董事长

徐子阳, 中兴通讯股份有限公司总裁

SUBJECT: 2022 Export Control Compliance Policy

主题: 2022 年出口管制合规政策

Export Compliance is critical to the business of ZTE Corporation and its majority owned or controlled subsidiaries and affiliates (collectively, "ZTE"). Compliance not only protects value, but it also creates value. ZTE has been building its value for its customers, shareholders, and employees, through the dedication and vigilance to export compliance of every individual. ZTE requires employees and contract employees to work together, including with the Export Control Compliance Department ("ECC"), and the BU Compliance Team to make ZTE stronger. Export compliance is everyone's responsibility.

出口合规对于中兴通讯股份有限公司及其控股或控制子公司和附属机构（以下统称“中兴通讯”）的业务来说至关重要。合规不仅可以守护价值，还可以创造价值。通过每个人对出口合规的奉献和谨慎，中兴通讯一直在为我们的客户、股东和员工创造价值。中兴通讯要求员工和合同工与出口管制合规部（“ECC”）以及 BU 合规团队一起合作，将公司建设得更加强大。出口合规是每个人的责任。

I. Management Commitment to ZTE Obligations

I. 管理层对中兴通讯义务的承诺

On June 8, 2018, the U.S. Department of Commerce Bureau of Industry and Security ("BIS") approved the Superseding Settlement Agreement ("SSA") with ZTE. ZTE also entered into the following joint settlement agreements in March 2017: (1) Plea Agreement with the U.S.

Department of Justice; (2) BIS Settlement Agreement ; and (3) the U.S. Department of the Treasury Office of Foreign Assets Control (“OFAC”) Settlement Agreement.

2018年6月8日，美国商务部工业与安全局（“BIS”）批准了其与中国中兴通讯达成的《替代和解协议》（“SSA”）。中兴通讯还于2017年3月签订了以下协议：（1）与美国司法部达成《认罪协议》；（2）BIS《和解协议》；（3）美国财政部外国资产管理办公室（“OFAC”）《和解协议》。

It is the policy and commitment of ZTE to cooperate fully with the BIS-appointed Special Compliance Coordinator (“SCC”), Roscoe C. Howard, Jr. and his team¹. All employees and contract employees must fully cooperate with the SCC and his team under the requirements of the monitorship.

中兴通讯的政策和承诺是与BIS指定的特别合规协调员（“SCC”）Roscoe C. Howard, Jr. 及其团队充分合作²。所有员工和合同工应当全面配合SCC及其团队的监管要求。

In addition to the commitments that ZTE has made under the SSA, ZTE has also set a goal, with self-motivation, of building a world-class Export Compliance Program based on industry best practices. This requires work and cooperation by everyone, no matter whether you are an employee from a business unit, act as a compliance practitioner within the Company, or are a contract employee of ZTE.

中兴通讯除践行《替代和解协议》的承诺以外，还主动基于行业最佳实践，将以建设世界一流的出口合规项目作为目标。这需要所有人的努力和配合，无论您是业务部门的员工，还是公司内的合规人员，或是中兴通讯的合同工。

II. Management Commitment to Compliance with Export Control Laws

II. 管理层对遵守出口管制法律的承诺

It is ZTE policy to comply fully with all applicable laws and regulations, including restrictions under export control and economic sanctions laws and regulations. Compliance with ZTE's Export Compliance Program and the laws and regulations on which it is based is an essential requirement for ZTE's employees, contract employees and business teams.

中兴通讯的政策是完全遵守所有可适用的法律法规，包括出口管制和经济制裁法律法规的各项规定。遵从中兴通讯的出口合规项目及其所依据的法律法规是对中兴通讯员工、合同工和业务部门的基本要求。

Export control and economic sanctions laws and regulations include export control and economic sanctions laws and regulations of China, the European Union, the United States, and other countries/regions. As examples, (1) ZTE makes certain products incorporating U.S.

¹ The term of the Monitor, James M. Stanton, ended as scheduled on March 22, 2022 (U.S. time)

² 监察官（“Monitor”）James M. Stanton 的任期已于原定的2022年3月22日（美国时间）届满结束。

content that are fully controlled by the U.S. export control and economic sanctions laws and regulations, such as the Export Administration Regulations (“EAR”) administered by the BIS and economic sanctions regulations administered by the OFAC; (2) shipments via Hong Kong should comply with Hong Kong’s Import and Export (Strategic Commodities) Regulations; and (3) shipments via China mainland should comply with Export Control Law of the People's Republic of China. ZTE is committed to the compliance of its global businesses with applicable export control and economic sanctions laws and regulations.

出口管制和经济制裁法律法规包括中国、欧盟、美国和其他国家/地区的出口管制和经济制裁法律法规。例如，（1）中兴通讯制造的特定产品会并入受美国出口管制和经济制裁规定管控的美国成分，因此需要遵循如 BIS 经管的《出口管理条例》（“EAR”）和 OFAC 经管的经济制裁规定；（2）途径香港的货运需要遵守香港的《进出口（战略物品）规例》；（3）途径中国大陆的货运需要遵守《中华人民共和国出口管制法》。中兴通讯致力于使其全球业务遵守可适用的出口管制和经济制裁法律法规。

ZTE is also committed to taking steps on an export compliance risk basis to ensure that transactions undertaken by anyone operating with or on behalf of ZTE are in compliance with applicable export control and economic sanctions laws and regulations.

中兴通讯还承诺基于出口合规风险评估采取措施，以确保任何与中兴通讯或代表中兴通讯所进行的交易符合可适用的出口管制和经济制裁法律法规。

Violations of these laws and regulations may result in serious criminal and/or civil penalties, including fines, imprisonment, exclusion from the export licensing process, denial of export privileges and other sanctions which would impact the entire global business of ZTE. Non-compliance with these laws and regulations, this Policy and the procedures the Company has established will not be tolerated. Employees and contract employees who violate this Policy will be subject to disciplinary action and/or termination.

违反上述法律法规可能导致严重的刑事和/或民事处罚，包括罚款、监禁、不得获取出口许可、被剥夺出口特权以及其他可能影响中兴通讯整体全球业务的制裁。公司对违反这些法律法规、本政策及公司已建立的相关流程的行为零容忍。违反本政策的员工和合同工将面临纪律处分和/或遭到解雇。

The Board of Directors and the Export Compliance Committee of ZTE has been fully supporting the Export Compliance Program. ZTE is committed to providing sufficient resources to ensure continued compliance with applicable export control and economic sanctions laws and regulations. We understand that compliance creates value, and we ask each of you to support this effort to create value for ZTE and take your compliance responsibilities very seriously. The success of ZTE depends on your full cooperation and support of this critical mission. We will depend on your participation to create value for ZTE.

中兴通讯董事会和出口合规委员会对出口合规项目予以全力支持。中兴通讯承诺提供充分的资源以确保持续遵守可适用的出口管制和经济制裁法律法规。我们理解合规创造价值，我们要求

您全力支持这一工作，为中兴通讯创造价值，并严肃对待您的合规责任。中兴通讯的成功取决于您对于这一重要使命的全力配合和支持。您的参与将会为中兴通讯创造价值。

III. Policy Requirements

III. 政策要求

The ZTE Export Control Compliance Policy requires the following:

中兴通讯《出口管制合规政策》要求如下：

- Employees and contract employees must complete a certification (please refer to the end of this policy) regarding compliance with ZTE's 2022 Export Control Compliance Policy, unless excused, in extraordinary circumstances, from doing so after review and approval by ECC.

员工和合同工必须完成关于遵守《2022 年中兴通讯出口管制合规政策》的证明（请参见本政策结尾处）的签署，除非在特殊情况下，经过出口管制合规部的审查和批准而豁免。

- Employees and contract employees must comply with applicable export control and economic sanctions laws and regulations, as well as all relevant policies and procedures promulgated by ZTE to ensure compliance.

员工和合同工必须遵守可适用的出口管制和经济制裁法律法规，以及中兴通讯为确保合规颁布的所有相关政策和流程。

- Employees and contract employees must provide accurate, complete and timely information to BU Compliance Team, ECC, and the SCC and his team. If employees and contract employees are aware that inaccurate or misleading information has been provided to BU Compliance Team, ECC, or the SCC and his team, they are required to provide the accurate information or correct any misleading statements.

员工和合同工必须向 BU 合规团队、出口管制合规部和 SCC 及其团队提供准确、完整和及时的信息。如果员工和合同工知悉向 BU 合规团队、出口管制合规部、SCC 及其团队提供的信息存在不准确或误导性，则他们需提供准确信息或更正任何误导性言论。

- Employees and contract employees must fully understand how export control and economic sanctions laws and regulations apply to the work that they do, participate fully and in good faith in all applicable compliance training, report any actual or potential compliance issues or violations to the appropriate compliance personnel, ensure that business documents, records, data, and information are accurate and complete and that required records are maintained and filed in the proper locations, and ask questions of BU Compliance Team, ECC or Chief Export Compliance Officer ("CECO") if they are uncertain as to what requirements might apply.

员工和合同工必须充分了解出口管制和经济制裁法律法规如何适用于其工作，并充分地、诚信地，参与所有可适用的合规培训，向适当的合规人员报告任何实际或潜在的合规问题或违规行为，确保业务文档、记录、数据和信息准确完整，并对上述信息做好记录保存，以及在合适的位置归档，在不确定哪些要求可能适用时，向 BU 合规团队、出口管制合规部或首席出口管制合规官（“CECO”）提出咨询。

- Before exporting, reexporting, procuring, or otherwise transferring commodities, software or technology, or providing related services, the proper export classification(s) of the items must be confirmed under due diligence, and ZTE must confirm that no prior authorization or license is required from any government authority. In this regard, for example, certain products manufactured and/or sold by ZTE are subject to China and/or U.S. dual-use export controls. To the extent that prior export authorization is required, ZTE must not provide any services (e.g., testing, repair, return, support, procurement) or export, reexport, or otherwise transfer commodities, software, or technology without first obtaining the authorization.

在出口、再出口、采购或以其他方式转移实物、软件或技术之前，或者在提供相关服务之前，必须通过尽职调查确认该物项的正确出口分类，而且，中兴通讯必须确认上述转移不需要获得任何政府机构的事先授权或许可。例如，中国和/或美国的军民两用出口管制规定适用于由中兴通讯制造和/或出售的特定产品。如果上述转移依赖于事先的出口授权，则中兴通讯在未获得授权之前，不得提供任何服务（例如测试、维修、退回、支持、采购），亦不得出口、再出口或以其他方式转移实物、软件或技术。

- Currently, ZTE will not conduct business with any parties located, headquartered, registered in countries or regions that are subject to comprehensive territorial sanctions (“Sanctioned Countries/Regions” currently, Iran, Syria, North Korea, Cuba, Crimea region, “Donetsk People’s Republic” (“DNR”) and “Luhansk People’s Republic” (“LNR”) regions), whether or not U.S.-origin items are involved and whether or not the items or services are provided to or through these countries/regions. This means that ZTE should not conduct any business with companies from the Sanctioned Countries/Regions as the vendor, order party, bill-to party, consignee, end-user, intermediary, logistics provider, bank, carrier/vessel, or as any other party to the transaction. The only exception is with regard to ZTE’s exit from historic business in these countries/regions. Any activities related to ZTE’s exit from historic business in these countries/regions, including those countries/regions that may have had their comprehensive territorial sanctions lifted such as Sudan, must be reviewed in advance by CECO, or his designees, for export compliance purposes.

目前，中兴通讯不会与位于、或其总部位于、或注册于受全面区域制裁的国家或地区（“受制裁国家/地区”，现为伊朗、叙利亚、朝鲜、古巴、克里米亚地区、“顿涅茨克人民共和国”（“DNR”）和“卢甘斯克人民共和国”（“LNR”）地区）的任何当事方开展业务，无论是否涉及美国原产物项，也无论是否向该等国家或地区提供物项或服务，亦或是过境该等国家或地区。这意味着中兴通讯不得与来自受制裁国家/地区的公司（供应商、订购方、付款方、收货人、最终用户、中间人、物流供应商、银行、承运人/船方或交易的任何其他方）开展任

何业务。唯一例外是中兴通讯在该等国家或地区历史业务的退出。任何与中兴通讯在该等国家或地区历史业务退出的相关活动，包括那些已取消全面区域制裁的国家或地区（例如苏丹），必须事先由 CECO 或其指定人员，基于出口合规目的进行审查。

- ZTE does not engage in any business with Restricted Parties, such as parties that are sanctioned by the United States or other governments, including but not limited to those that relate, directly or indirectly, to individuals and entities identified on (i) the OFAC List of Specially Designated Nationals (“SDN”) or (ii) the Denied Persons List or the Entity List maintained by BIS, except activities which are in full compliance and have been reviewed in advance by CECO, or his designees. For example, the CECO or his designees may approve a transaction with a party on the Entity List involving items that are not subject to the EAR .

中兴通讯不得与任何受美国或其他政府制裁的受限制主体开展业务，包括但不限于直接或间接与(i)OFAC 经管的《特别指定国民清单》（“SDN”）；或(ii)由 BIS 经管的《被拒绝人员清单》或《实体清单》中指定的个人或实体开展业务，除非完全合规，并经 CECO 或其指定人员事先审查。例如，CECO 或其指定人员可以批准与实体清单一方进行不受 EAR 管辖物项的交易。

- Employees and contract employees must follow company compliance procedures established to reduce these risks. Such compliance procedures at ZTE include, but not limited to, entering accurate and complete name and address information in ZTE systems for business partners, including vendors, customers, and other partners; properly classifying ZTE products; understanding all the parties involved, directly or indirectly, in the business transactions; performing compliance screening and export authorization determination. Conducting additional due diligence, and obtaining end-user or end-use statements is also sometimes required on an export compliance risk basis when necessary, for example, business involving regions posing heightened risks of diversion, risks of Restricted Parties and/or restricted end uses, or any other red flags.

员工和合同工必须遵循公司为降低风险而建立的合规流程。中兴通讯的该等合规流程包括但不限于：在中兴通讯系统中录入业务合作伙伴（包括供应商、客户和其他合作伙伴）准确、完整的名称和地址信息；对中兴通讯产品进行正确分类；了解所有直接或间接参与业务活动的相关方；进行合规扫描及出口授权判断。有时，基于出口合规风险，还需要进行额外的尽职调查，必要时获得最终用户或最终用途声明。例如，在业务涉及转移风险高的地区、受限制主体和/或受限制最终用途的风险，或者其他危险信号时。

- Exceptions to this Policy require advanced legal advice and guidance from CECO or his designees.

本政策豁免情形需要事先获得 CECO 或其指定人员的法律建议和指导。

- Employees and contract employees may not publicly comment on the March 2017 Settlement Agreement, March 2017 Plea Agreement, and June 2018 Superseding Settlement Agreement (collectively, “the Settlement Agreements”), the conduct giving rise

to the Settlement Agreements, the SCC, the U.S. Court-appointed Monitor(whose term expired on March 22, 2022 U.S. time), or any other related matter in any public forum, including on any external instant messaging or social media communication platforms without the prior approval of ECC.

在未获得出口管制合规部事先批准的情况下，员工和合同工不得就 2017 年 3 月签署的《和解协议》、2017 年 3 月签署的《认罪协议》和 2018 年 6 月签署的《替代和解协议》（统称，“和解协议”），以及导致“和解协议”的行为、SCC、美国法院指定的监察官（其任期已于 2022 年 3 月 22 日（美国时间）结束），或其他相关事项，在任何公共论坛、包括在任何外部即时通讯或社交媒体通讯平台上公开评论。

- Employees and contract employees must fully cooperate with the SCC and his team, take requests from the SCC and his team very seriously, respond in a truthful, timely and complete manner and in no way interfere with or impede the monitorship, and timely provide available business records as requested by the SCC and his team. Fulfilling requests from the SCC and his team quickly, efficiently, and accurately is critical to the ongoing health and success of ZTE's business.

员工和合同工应当全面配合 SCC 及其团队，认真对待 SCC 及其团队提出的需求，诚实、及时、完整进行应答，绝对不得干扰或者阻碍监管，及时提供 SCC 及其团队要求的可适用的业务记录。迅速、高效以及准确完成 SCC 及其团队的需求，对于中兴通讯业务持续健康、成功发展至关重要。

- If you have any questions concerning this Policy, please contact immediately CECO or ECC.

如您对本政策有任何疑问，请及时联系 CECO 或出口管制合规部。

- Employees and contract employees are required to report any actual or potential export compliance issues or violations. Any reports of actual or potential violations may be made to BU Compliance Team, ECC, or Compliance Audit Department anonymously, and under no circumstances will any employee or contract employee be subject to retaliatory action for reporting in good faith an actual or potential violation.

员工和合同工必须报告任何实际或潜在的出口合规问题或违规行为。任何实际或潜在的违规的报告可匿名向 BU 合规团队、出口管制合规部或合规稽查部提出，且在任何情况下，任何员工或合同工均不会因善意举报实际或潜在违规行为而遭受报复。

- Additionally, if an employee or contract employee has knowledge of actual or potential violations and fails to report such actual or potential violations to BU Compliance Team, ECC or Compliance Audit Department, he/she may be subject to disciplinary action and/or termination.

此外，如果员工或合同工知道实际或潜在违规行为但没有向 BU 合规团队、出口管制合规部或合规稽查部报告此类实际或潜在违规行为，他/她可能会受到纪律处分和/或遭到解雇。

Selected Points of Contact in ECC

出口管制合规部主要联络人

Name 姓名	Title 职务	Regional Responsibility 负责区域	Email 电子邮箱	Phone 电话
Koh Sow Koon (Lawrence Koh)	Chief Export Compliance Officer 首席出口管制合规官 Head of ECC 出口管制合规部主任	Global 全球	Lawrence.koh@zte.com.cn	China 中国: +86 157-6825-0208 Singapore 新加坡 +65 8499-9511
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Compliance Reporting Options

<以上所有信息均为中兴通讯股份有限公司所有，不得外传>

合规举报途径

If you are uncomfortable reporting matters directly to ECC or BU compliance team, you can also utilize ZTE's other reporting options including some which allow you to remain anonymous.

如果您不希望直接向出口管制合规部或 BU 合规团队进行举报，您还可以利用中兴通讯其他举报方式（包括匿名的举报方式）进行举报。

- ZTE Compliance Audit Department 中兴通讯合规稽查部

Website 网站:

<https://www.zte.com.cn/china/whistleblowing/report> (for employees in China)

<https://www.zte.com.cn/global/whistleblowing/report> (for employees overseas)

Email 电子邮箱:

Complianceaudit@zte.com.cn

- LCM 法律合规管理系统:

<http://lcm.zte.com.cn> - Compliance Audit-Violation Report

<http://lcm.zte.com.cn> - 合规稽查 - 违规线索报

- Letter/Visit 信函/亲临:

Compliance Audit Dept., ZTE R&D Building, 55 Hi-Tech South Road, Nanshan District, Shenzhen

深圳南山区科技南路 55 号, 中兴通讯研发大楼, 合规稽查部

- Independent third-party compliance reporting platform 独立第三方合规举报平台

Website 网站:

<http://www.tip-offs.com.cn/ZTE>

Email 电子邮箱:

ZTEWhistleblowing@tip-offs.com.cn

Hotlines 热线:

400-0707-099 (Mainland China)

400-0707-099 (中国大陆)

+ 8621-3313-8584 (Overseas, Hongkong, Macao and Taiwan)

+ 8621-3313-8584 (海外, 香港、澳门和台湾)

In addition to the above options for reporting actual or potential violations, the SCC and his team has also established the Special Compliance Coordinator Confidential Reporting Program for export compliance-related questions and concerns. The SCC reporting program can be accessed through:

除上述针对实际或潜在违规举报途径以外, SCC 及其团队也成立了针对出口合规相关疑问困惑的 SCC 保密举报计划。您可通过以下途径访问 SCC 举报计划:

<https://sccforzte.ethicspoint.com>

or by calling the independent Compliance Reporting Line at +1-202-831-6700.

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或通过拨打独立的合规举报热线+1-202-831-6700。

Violations or concerns can be reported directly to the SCC and his team by sending emails to Reporting@scc1.org.

您可发送邮件至 Reporting@scc1.org，向 SCC 及其团队举报违规行为或者其他问题。

Li Zixue,

Chairman of ZTE Corporation

李自学，

中兴通讯股份有限公司董事长

Xu Ziyang,

President of ZTE Corporation

徐子阳，

中兴通讯股份有限公司总裁