

# **Guidelines for the Prevention of Crimes against the Public Administration, the Supervisory Authorities, and the Judicial Authority**

## **Introduction**

This document (hereinafter “Guidelines”) must be read in conjunction with the principles and provisions set out in the Anti-Corruption Policy and the Code of Ethics.

In the context of managing relationships with the Public Administration (hereinafter “PA”), the Supervisory Authorities, and the Judicial Authority, this document aims to further define the scope of application and the sensitive activities involving such Administrations and Authorities.

## **1. Scope of Application**

- The provisions set out in these Guidelines apply to all recipients as indicated in Article 2 of the Code of Ethics in relation to dealings with officials of the PA (public officials).
- “Public Administration” (PA) means any public entity, including public bodies, independent administrative authorities, and natural or legal persons acting as public officials or persons entrusted with a public service in Italy or within the official bodies of the European Union.
- “Supervisory Authority” means any authority, institution, or ministry performing supervisory functions, including, for example, the Ministry of Enterprises and Made in Italy (MIMIT – Directorate General for Industrial Property – Italian Patent and Trademark Office, in its capacity as supervisory body of the Italian Industrial Property Consultants Institute), the Italian Competition Authority (AGCM), and the Data Protection Authority.
- “Judicial Authority” means the set of bodies entrusted by law with the exercise of judicial functions in civil, criminal, and administrative matters.

## **2. Areas of Criminal Risk**

The crimes potentially relevant in the process of managing relationships with the PA, Supervisory Authorities, and the Judicial Authority are those provided for in the Italian Criminal Code (C.P.) and, with regard to corporate crimes, in Legislative Decree 231/2001. In particular:

- Bribery of PA officials, including extortion (Art. 317 C.P.)
- Bribery for the performance of official duties (Arts. 318, 320 C.P.)
- Bribery for acts contrary to official duties (Arts. 319, 319-bis, 320 C.P.)
- Bribery in judicial proceedings (Art. 319-ter C.P.)
- Incitement to bribery (Art. 322 C.P.)
- Undue inducement to give or promise benefits (Art. 319-quater C.P.)

- Illicit trafficking in influence (Art. 346-bis C.P.)
- Misappropriation of public funds (Art. 316-bis C.P.)
- Undue receipt of public funds (Art. 316-ter C.P.)
- Fraud against the State, another public entity, or the European Union (Art. 640, para. 2, no. 1 C.P.)
- Computer fraud (Art. 640-ter C.P.)
- Corporate crimes (Art. 25-ter Legislative Decree 231/2001).
- Tax crimes (Art. 25-quinquiesdecies Legislative Decree 231/2001).

### **3. Sensitive Activities**

Potentially sensitive activities relating to dealings with the PA and the Authorities referred to in #1 may include:

- Management of activities carried out in connection with the filing and prosecution of patent, trademark, design, model, and plant variety applications before the Italian Patent and Trademark Office (Directorate General for Industrial Property of MIMIT);
- Management of relationships with the Italian Revenue Agency;
- Management of disputes in dealings with the Judicial Authority.

### **4. Principles of Conduct**

In general, any conduct or participation in conduct that may fall within the categories of crimes indicated above is prohibited.

Violations of the principles and rules set out in the Code of Ethics are also prohibited.

In particular, the recipients of these Guidelines must:

- Conduct relationships with public officials with the utmost transparency, cooperation, and openness, in compliance with their institutional role and applicable legal provisions;
- Manage obligations toward the PA and the Authorities in compliance with applicable laws and with the rules set out in the Code of Ethics and in these Guidelines;
- Act toward the PA and the Authorities while avoiding any conflict of interest and exercising the highest degree of diligence and professionalism;
- Retain documentation relating to dealings with the PA and the Authorities.

### **5. Preventive Measures, Reporting, and Disciplinary System**

For internal preventive measures, reporting procedures, and the disciplinary system, reference is made to Articles 7, 8, and 9 of the Anti-Corruption Policy.

*Approved by the Board of Administration on 25 September 2025.*