

CODE OF CONDUCT

of Arbitration of Slovenian Investment Fund Association

Article 1

(Purpose)

- (1) By virtue of this Code of Conduct, the measures shall be determined for the strengthening of the reputation and the integrity of the Arbitration, of the arbitrators and of the persons who participate in the procedures before the Arbitration of the Slovenian Investment Fund Association (hereinafter referred to as: "ZDU"), together with the rules for the prevention of the conflict of interest.
- (2) This Code of Conduct shall be binding on the arbitrators and the persons who participate in the procedures before the Arbitration of the Slovenian Investment Fund Association (hereinafter referred to as: "the Arbitration").

Article 2

(Persons who Participate in Procedures)

- (1) The method for appointing the arbitrators and persons who participate in the procedures before the Arbitration is determined in the Articles of Association of the Slovenian Investment Fund Association.
- (2) The method for selecting the arbitrators is set forth in the Rules of Arbitration of ZDU.

Article 3

(List of Arbitrators)

- (1) The List of Arbitrators shall be kept by ZDU.
- (2) The arbitrators who have been included on the List of Arbitrators are obliged to act in accordance with the Rules of Arbitration, this Code of Conduct and general rules of the discipline and professional ethics.

Article 4

(Neutrality, impartiality and independence of Arbitrators)

- (1) An arbitrator must act in a neutral, impartial and independent manner and provide for equal treatment of all parties in the procedure.
- (2) When circumstances exist which might or in regard to which it may appear that they may affect the independence of an arbitrator or lead to the conflict of interest, prior to initiating the arbitration procedure and when new circumstances arise during the arbitration procedure, an arbitrator must notify the Secretary of the Arbitration of such circumstances, and the Secretary must inform the parties in the procedure to submit any potential objections in the stipulated time period.
Such circumstances shall particularly include the following:
 - any personal or business relations with one or several parties in the procedure;
 - any direct or indirect financial or any other interest in regard to the outcome of the Arbitration.
- (3) In the cases mentioned above, an arbitrator may conduct the procedure only upon an explicit consent granted by the participants in the procedure and when the arbitrator is convinced that he or she may act and make decisions in a neutral, independent and impartial manner.
- (4) The provisions of this Article shall apply *mutatis mutandis* to all other persons who participate in the arbitration procedure.

Article 5

(Role of Arbitrator in Procedure)

- (1) An arbitrator must ensure that:
 - the parties in the procedure understand the characteristics and legal consequences of the procedure,
 - the parties in the procedure shall give a statement on all relevant facts and evidence, express their standpoints and speak out about the statements given, the evidence provided, documents and fact submitted by the opposing party.
- (2) An arbitrator must strive to proceed with the procedure in an expeditious manner and without any undue delay.

Article 6

(Competence)

The arbitrators must provide for their own professional competence.

Article 7

(Confidentiality)

The arbitrators and everybody who participates in the procedure must keep as confidential everything of which they become aware during the procedure or in relation to the procedure.

Article 8

(Reputation)

- (1) An arbitrator must protect the image and the reputation of the Arbitration.
- (2) It is considered that a person is not suitable to act as an arbitrator in regard to whom, on the basis of his or her recent work, conduct or behaviour, it has been justifiably concluded that he or she will fail to carry out the assigned tasks in a professional, fair or prudent manner, or that he or she will fail to protect the image and the reputation of the Arbitration, together with its impartiality and independence, or if he or she is a person who, by way of a final judgement, has been convicted for committing a criminal offence in regard to which, in accordance with provisions governing the service of judges, a reason has been given for a dismissal of a judge.
- (3) The provisions of this Article shall apply *mutatis mutandis* to all other persons who participate in the arbitration procedure.

Article 9

(Final provisions)

- (1) This Code of Conduct shall be adopted by the General Meeting of the Slovenian Investment Fund Association.
- (2) This Code of Conduct shall enter into force when adopted by the General Meeting and shall be applied from 10 November 2016 onwards.

Date: 20 July 2016

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President of General Meeting of Slovenian
Investment Fund Association