

STICHTING CAR CLAIM

Annual Report 2025

Table of Contents

Report of the Supervisory Board	3
Directors' Statement	4
Annual accounts 2025	11
A. Balance Sheet	12
B. Statement of income and expenses	13
Notes to the Annual Accounts 2025	14
A. Notes to the balance sheet	15
B. Notes to the statement of income and expenses	16
Claim Code Compliance Overview	17

Report of the Supervisory Board

Performance

During the financial year 2025, the Supervisory Board monitored the foundation's governance, financial policy, legal strategy, and general affairs. The Supervisory Board has provided its findings to the Management Board and to the legal advisors of the foundation. These findings particularly concerned the following subjects:

- Governance
- Financial policy
- Legal strategy
- Political strategy
- Media policy
- Other endeavours (to be) initiated by the foundation

Composition and compliance

During the financial year 2025, the Supervisory Board of the foundation consisted of four members: Mr Marten Oosting, Mr Hans de Savornin Lohman, Mr Jan Zielonka, and Mr Nick Fegan. This composition complies with the articles of association of the foundation and with the Claim Code 2019.

Meetings

Joint meetings with the Management Board were held on 10 February, 8 May, 2 July, 4 September, 6 November and 17 December 2025. A separate Supervisory Board Meeting was held on 6 March 2025. The Supervisory Board, the Management Board and the legal advisors of the foundation also consulted each other via (conference) calls and email on multiple occasions. The meetings, conversations and messages focused on the general course of affairs, the foundation's financial position, legal and operational strategy, organisational changes and the findings as mentioned in this annual report.

The Supervisory Board recognises the achievements of the foundation's management and the legal team of AKD N.V. in 2025 and hereby expresses its appreciation to them.

VW Settlement and outlook

The year 2025 marked a significant milestone. After more than a decade of sustained efforts, the foundation reached a settlement agreement with Volkswagen in respect of the EA 189 engine, bringing this long-standing matter to a close. The Supervisory Board welcomes this outcome and urges other car manufacturers to take responsibility for their actions and engage constructively with the Foundation to seek out-of-court solutions.

Directors' Statement

Mission

Stichting Car Claim is a non-profit organisation, duly incorporated under Dutch law on 2 October 2015. It has its registered seat in Rotterdam, the Netherlands.

Representation

The foundation represents the interests of car owners, such as consumers and (leasing) companies, whose vehicles are equipped or have been equipped with hardware and/or software, with the intention of manipulating emission tests and/or because of which the legal emission standards are exceeded.

The foundation is committed to both private and business car owners, and to first-hand and second-hand car buyers as well as lease drivers.

Representation, objective and approach

Under its articles, the foundation acts for all car owners who have been harmed by car manufacturers involved in the diesel emissions scandal.

The objective of the foundation is – *inter alia* – to determine and investigate the course of events leading up to and concerning:

- i. the development and instalment of forbidden soft- and/or hardware in affected vehicles by various car manufacturers and/or software suppliers;
- ii. the selling and/or supplying of the affected vehicles to the car owners; and
- iii. (the consequences of) the application of one or more hard- and/or software updates to the affected vehicles.

In light of the above, the foundation strives to ascertain the legal rights and remedies for car owners, which includes but is not limited to:

- i. the possibility for car owners to enforce (have enforced) claims against (one or more) responsible parties, including but not limited to the termination of the purchase agreements of affected vehicles against (full) repayment of the purchase price;
- ii. the possibility for the car owners to obtain (full) compensation for the damage suffered and to be suffered from the responsible parties;
- iii. the ability for the car owners to obtain (have obtained) all necessary indemnities and/or warranties against any potential adverse consequences of the manipulation of the affected vehicles, for the intact use of the affected vehicles;
- iv. alternative possibilities to resolve the emissions problems of affected vehicles, and
- v. obtaining compensation for the (financial) consequences for the car owners.

The articles of the foundation are drafted in light of the principle to reach a fair and reasonable solution for all the parties that are involved in the scandal. The boards of the foundation have instructed their legal counsel to work with the responsible parties in a spirit of mutual respect in order to find a reasonable and

fair solution. This primarily implies negotiations that ultimately could result in entering into a voluntary settlement. Such a solution should further entail that affected car owners can continue to make use of their vehicles without any risk or damage.

Where responsible parties declined the foundation's invitations to reach an amicable settlement, the foundation's boards instructed their legal counsel to initiate various legal proceedings (see the paragraph "Actions of the Foundation" in this annual report). These proceedings have been ongoing for several years, largely due to the car manufacturers' persistent unwillingness to settle and accept full responsibility. Instead, they have adopted a strategy of delaying proceedings wherever possible and raising every conceivable defence.

Following a series of successful legal proceedings, Volkswagen et al. ultimately agreed to a settlement concerning EA189 diesel vehicles, thereby bringing this matter to a close.

Governance

Management Board

The foundation is governed and represented by a professional Management Board. The Management Board is responsible for the strategy, financial policy and day-to-day business of the foundation. The Management Board is appointed by the Supervisory Board.

In 2025, the Management Board consisted of Mr Guido van Woerkom (former president of the Royal Dutch Touring Club (ANWB)), Mr Fausto Pocar (former president of the International Criminal Tribunal for the former Yugoslavia (ICTY)), and Mr Arie van der Steen (former accountant and former CFO of various private companies).

Supervisory Board

The foundation's Supervisory Board advises and supervises the foundation's Management Board and the general course of affairs and business of the foundation. This includes but is not limited to the supervision of the foundation's strategy, the foundation's financial affairs and the realisation of the foundation's objectives. The members of the Supervisory Board perform their duties independently.

In 2025, the Supervisory Board consisted of Mr Marten Oosting, Mr Hans de Savornin Lohman, Mr Jan Zielonka, and Mr Nick Fegan.

Annual report 2024

The annual report over the financial year 2024 was adopted on 2 July 2025.

Claim Code 2019

The foundation complies with the rules of the Claim Code 2019. The Claim Code is a code of conduct drawn up by experts operating in the Dutch collective redress market.

An explanatory notice of compliance of the foundation is included in this annual report and published on its

website www.derclaim.nl. The publication version will be continuously updated.

Actions of the foundation

This section provides an overview of the foundation's in- and out-of-court actions to represent the interests of its constituents.

Court actions and settlements¹

The legal proceedings against Volkswagen Group (including Volkswagen, Audi, Škoda and SEAT (**'Volkswagen et al.'**) and various Dutch Volkswagen Group dealers (**'VW dealers'**) regarding the EA189 engine were commenced in 2017. Following a settlement announced on 10 September 2025, this matter is now brought to a close.

In the course of 2020, the foundation also initiated legal proceedings against Mercedes-Benz Group AG (former Daimler AG) (**'Mercedes-Benz'**), its Dutch importer Mercedes-Benz Nederland B.V. (**'MB Nederland'**) and various Dutch Mercedes-Benz Group dealers (**'MB dealers'**).

In the course of 2021, further legal proceedings were initiated against legal entities within the Renault Group (including car manufacturers Renault S.A.S. and Automobile Dacia S.A. (together referred to as **'Renault et al.'**)), Dutch importer Renault Nederland N.V. (**'Renault Nederland'**), as well as various Dutch Renault Group dealers (**'Renault dealers'**).

On 18 January 2022, similar legal proceedings were initiated against legal entities within the Stellantis Group (as legal successor of Peugeot S.A., including car manufacturers Automobiles Peugeot S.A., Stellantis Auto S.A.S. (previously PSA Automobiles S.A.), Automobiles Citroën S.A.S., GM Deutschland Holdings GmbH (previously ADAM Opel GmbH) and Opel Automobile GmbH (together referred to as **'Stellantis et al.'**)), Dutch importer Stellantis Nederland B.V. (**'Stellantis Nederland'**) and various Dutch Stellantis Group dealers (**'Stellantis dealers'**).

On 10 November 2025, the foundation also commenced legal proceedings against Bayerische Motoren Werke A.G. (**'BMW'**), its Dutch importer BMW Nederland B.V. (**'BMW Nederland'**) and various Dutch BMW dealers (**'BMW dealers'**).

During 2025, the foundation continued its investigation into other OEMs and related parties that are suspected to be involved in the diesel emission scandal.

Further details on each of the collective proceedings are given below:

Volkswagen et al.

For a summary of the course of the proceedings against Volkswagen et al. and the VW dealers, the Management Board refers to the foundation's Annual Report 2024 (p. 6 et seq.). During 2025, appeal proceedings remained pending.

¹ In the court actions against Mercedes-Benz et al., Renault et al., and Stellantis et al., the foundation coordinates its efforts with the two other initiatives that are involved (SDEJ and SEC).

In parallel with these appeal proceedings, the foundation, together with the claimant foundations SDEJ and VGDES, engaged in settlement negotiations with Volkswagen, Audi, SEAT and Škoda. On 10 September 2025, the foundation announced that these negotiations had resulted in a positive settlement outcome, which is expected to provide relief to more than 100,000 diesel car owners. Compensation ranges from approximately €300 to €2,500 per vehicle, depending on factors such as the model, the date of purchase, and whether the vehicle was purchased new or second-hand. The total number of participants may also affect the level of compensation. The registration period for participation in the settlement expired on 10 December 2025.

The settlement is currently being administered by Verita, an independent and experienced provider specializing in the administration of large-scale collective settlements. The foundation is closely monitoring the claims handling process to ensure that it is conducted fairly and results in an equitable outcome.

Mercedes-Benz

For a summary of the course of the proceedings against Mercedes-Benz, MB Nederland and the MB dealers in first instance up to and including 25 March 2025, the Management Board refers to the foundation's annual report 2024 (p. 7).

On 16 July 2025, the District Court of Amsterdam ruled that Mercedes-Benz had wrongly refused to fully comply with the information order. The court has again ordered Mercedes-Benz to share all relevant information.

In addition, the court gave the foundation the opportunity to update its writ of summons. The foundation filed its updated writ of summons on 14 January 2026. Mercedes-Benz has to respond in writing before 15 July 2026. After that, the court will schedule an oral hearing.

Renault et al.

For a summary of the course of the proceedings against Renault et al., Renault Nederland and the Renault dealers until 11 June 2025, the Management Board refers to the foundation's annual report 2024 (p. 7 and 8).

Following Renault's refusal, the court ordered Renault to submit the information requested under the information order by 1 October 2025. Renault complied only to a very limited extent.

On 18 February 2026, the foundation supplemented its writ of summons to include recent developments and additional information concerning Renault's use of defeat device software. Renault has been given the opportunity to respond to the amended writ. Following a change of legal counsel on Renault's part, the parties agreed to extend the deadline for this response to 1 December 2026. Thereafter, the court is expected to schedule an oral hearing.

Stellantis et al.

For a summary of the course of the proceedings against Stellantis et al. until 11 February 2025, the Management Board refers to the foundation's annual report 2024 (p. 8).

On 30 July 2025, the District Court of Amsterdam rendered an important judgment in the second phase of the proceedings. The court declared itself competent to assess whether prohibited defeat device software is present in diesel vehicles. It then assessed the evidence submitted. On that basis, the court definitively established that Opel's Euro 5 and Euro 6b diesel vehicles, as well as the Euro 6b vehicles of Peugeot, Citroën, and DS, are equipped with prohibited defeat device software.

The court further assumes that the Euro 5 diesel vehicles of Peugeot, Citroën, and DS have been manipulated. For these models, Stellantis has been granted the opportunity to demonstrate otherwise.

On 21 January 2026, the court rendered a ruling on the continuation of the proceedings. Stellantis' request to examine a witness was denied. The court held that Stellantis must submit its counter-evidence in writing. In doing so, Stellantis is permitted to use a digital database to present the technical details of the manipulation software. In addition, Stellantis' request for confidential treatment of its counter-evidence was also denied.

The court will decide on the further course of the proceedings after Stellantis has submitted its counter-evidence.

Freedom of Information requests

To obtain further information, which could be relevant for the pending legal proceedings, the foundation filed various requests to governmental bodies to disclose information. The foundation filed these requests in the Netherlands, in other European countries (such as France and Germany) and at European level (e.g. to the European Commission and the European Parliament). Several of these Freedom of Information requests have already resulted in additional insight and information about the diesel emissions scandal. Additional requests are currently pending.

In the case against BMW, the foundation submitted requests to the Dutch type-approval authority (RDW), the German type-approval authority (KBA), and the Irish type-approval authority (NSAI). The KBA rejected the foundation's request, and the decisions of the RDW and the NSAI were unsatisfactory to the foundation. As substantial portions of the documents had been redacted, the foundation subjected both decisions to internal review (*bezwaar*). The decision on the internal review against the RDW (*besluit op bezwaar*) prompted the foundation to initiate administrative appeal proceedings against the RDW on 22 September 2025. The decision following the internal review by the NSAI led the foundation to seek an independent review by the Office of the Commissioner for Environmental Information (OCEI) in Ireland. Both proceedings are currently pending.

Designation as qualified entity

The foundation has been designated by the Dutch Ministry of Justice and Security as a qualified entity authorised to represent consumers in representative actions within the European Union, in accordance with Directive (EU) 2020/1828 on representative actions for the protection of the collective interests of consumers. This designation is granted exclusively to organisations that meet stringent requirements, including criteria relating to governance, transparency, independence, financial soundness, and proven expertise in protecting consumers' interests. This recognition once again confirms that the foundation is a reliable, independent, and professional advocate for consumers.

Out of court actions

The foundation has also sought to represent the interests of its constituency through out-of-court measures. For instance, it has maintained its partnership with Consumentenbond, the largest Dutch consumer organization. The foundation and Consumentenbond concluded a formal partnership in 2022. With the active support of Consumentenbond, the foundation is able to extend its outreach, effectively informing a broader segment of its constituency. Additionally, Consumentenbond assists the foundation in processing applications from aggrieved car owners wishing to join the foundation.

Financials

Funding

The foundation follows a strict “no-cure-no-pay” arrangement with its participants. Car owners can join the foundation completely free of charge. All costs (including legal costs) are borne by the foundation, for which it has obtained external funding. Only in the event that the foundation is successful in its endeavours (i.e. because of a settlement or through successful litigation) it will seek a maximum of twenty-five percent of any financial recovery achieved through a (collective) settlement or litigation (dependent on the number of participants included in such resolution), which shall be paid to its funders. This percentage also includes all legal costs. However, the foundation primarily endeavours to make its legal costs part of any settlement to be reached with defendants.

The foundation has engaged a professional litigation funder to provide the necessary financing for its legal proceedings against Volkswagen et al., Mercedes-Benz, Renault et al., Stellantis et al., and BMW et al.

For more information on its external funding, the foundation refers to its elaboration on page 18 of this annual report (relating to Principle III of the Claim code).

Tax authorities

The foundation has been proactive in its communications with the tax authorities and ensures full compliance with its tax obligations.

Administration

Mr Van der Steen – being the treasurer of the foundation – took care of the day-to-day financial administration of the foundation.

Meetings

Separate Management Board Meetings were held on 14 March, 2 May and 16 October 2025. Joint meetings with the Supervisory Board and legal counsel of the foundation were held on 10 February, 8 May, 2 July, 4 September, 6 November and 17 December 2025. The Management Board, the Supervisory Board and the legal advisors of the foundation also consulted each other via (conference) calls and email on multiple occasions and on a regular basis.

Communication and media

The foundation keeps its participants informed on any developments through periodical newsletters, press releases and updates via its websites.

Dutch participants have been kept informed via the website www.derclaim.nl. Dutch car owners can also register with the foundation on this website, after which they will receive a personal account. Here, registered participants can provide basic input on their ideal settlement, change their personal details, and keep in touch with the foundation through frequent notifications.

The endeavours of the foundation in 2025 have had exposure in the media on various occasions.

A full overview can be found on the foundation's website via [this link](#).

Annual Accounts 2025

A. Balance Sheet

	<u>31.12.2025</u>	<u>31.12.2024</u>
<u>FIXED ASSETS</u>		
Intangible fixed assets	--	--
Tangible fixed assets	--	--
<u>CURRENT ASSETS</u>		
Inventories	--	--
Receivables	€ 86,887	€ 38,887
VAT return	€ 59,128	€ 68,366
Other receivables	€ 323,824	
Cash and bank balances	€ 46,123	€ 87,772
<u>CURRENT LIABILITIES</u>		
Creditors	€ 149,418	€ 128,530
Other liabilities	€ 366,543	€ 66,495
Current assets minus current liabilities	€ 0	€ 0
Assets minus current liabilities	€ 0	€ 0
<u>EQUITY</u>	€ 0	€ 0

B. Statement of Income and Expenses

	<u>2025</u>	<u>2024</u>
<u>INCOME</u>		
Third Party Income	██████████	€ 2,094,487
Total	██████████	€ 2,094,487
<u>EXPENSES</u>		
Back office	€ 179,418	€ 210,445
Insurance	€ 102,294	€ 1,361
Management Fees	€ 80,201	€ 46,443
Supervisory board	€ 32,988	€ 24,568
Experts	€ 496,148	€ 70,653
Fiscal advice	€ 56,703	€ 1,584
Legal fees	€ 2,645,305	€ 1,725,326
Third-party payments	€ ██████████	--
Communication	€ 61,148	€ 3,612
Other costs	€ 3,481	€ 10,495
Total	€ ██████████	€ 2,094,487
Operating Income	--	--
Non-operating income	--	--
<u>NET INCOME</u>	€ 0	€ 0

Notes to the Annual Accounts 2025

A. Notes to the Balance Sheet

BALANCE SHEET VALUATION POLICIES

General

Valuation of assets and liabilities and determination of the result take place under the historical cost convention.

Unless mentioned otherwise at the relevant principle for the specific balance sheet item, assets and liabilities are presented at face value.

Receivables

Upon initial recognition the receivables are recorded at the fair value and subsequently valued at the amortized cost. The fair value and amortized cost equal the face value. Provisions deemed necessary for doubtful accounts are deducted. These provisions are determined by individual assessment of the receivables.

Cash and cash equivalents

Cash and cash equivalents are valued at nominal value and, insofar as not stated otherwise, are at the free disposal of the company.

Current liabilities

Current liabilities concern debts with a term of less than one year. Upon initial recognition the current liabilities are recorded at the fair value and subsequently valued at the amortized cost.

B. Notes to the Statement of Income and Expenses

PRINCIPLES FOR THE DETERMINATION OF INCOME AND EXPENSES

Income

Net income represents amounts invoiced for services rendered during the financial year reported on, net of discounts and value added taxes.

Expenses

Expenses are attributed to the financial year to which they relate.

The third party success fees relate to the Volkswagen settlement concluded in the financial year 2025. The amounts of the success fees have been redacted from the published version of the annual accounts due to their confidential nature. As the success fees form part of the total expenses, the total amount has likewise been redacted from the published version of the annual accounts.

Back office expenses concern IT, security, website, and hosting services.

Other cost includes translation cost, courier cost and bailiff cost.

LEGAL FEES

The foundation is funded by third party funders. The third party funders pay the operational expenses of the foundation.

Parts of the legal costs over the financial year 2025 that were due and unpaid have been fully paid for in the financial year 2026.

The (legal) fees and following running costs have been invoiced to the foundation in the financial year 2025 (2024):

Legal costs (*directly related to Dutch legal Proceedings*)

- € 2,384,891 (€ 1,290,305)

Running Costs (*legal fees and other costs related to the foundation's activities, excluding Dutch legal proceedings*)

- € 260,414 (€ 435,021)

CLAIM CODE COMPLIANCE OVERVIEW

Introduction

The foundation was established in October 2015 and is an interest organization within the meaning of article 3:305a Dutch Civil Code ('DCC'). Currently, the foundation has a management board ('MB') consisting of three members and a supervisory board ('SB') consisting of four members.

The foundation fully commits to the Claim Code that came into force on 1 July 2011 and was amended in March 2019 ('Claim Code'). The Claim Code is a private initiative that currently consists of seven principles ('Principles') that are broadly accepted general guidelines and views on the way interest organizations such as the foundation should represent collective interests. The Principles contain a set of standards for the founders, directors, supervisory board members, consultants, and advisors engaged by the interest organization. All in order to provide those who wish to join a 305a-initiative with guarantees that their interests are paramount.

With this underlying document, the MB provides a high-level explanation of the foundation's compliance to the Claim Code (in conformity with Principle I, elaboration 1 of the Claim Code).

Principle I: Compliance with the Claim Code

The governance structure of the foundation is in accordance with the principles of the Claim Code. Clause 3.3 of the articles of association of the foundation ('Articles') determines that the MB and SB together are responsible for the compliance of that governance.

The compliance of the foundation to the Claim Code is discussed annually within the (joint) MB and SB meeting. If the MB wishes to change the governance structure or to deviate from the Claim Code, it first needs to submit the proposed change for discussion to the SB as set out in clause 6.5 of the Articles.

This document is a document as set out in clause 6.4 of the Articles and elaboration 1 of Principle I of the Claim Code and will be published together with the Annual Report on the foundation's websites: www.derclaim.nl and www.stichtingcarclaim.com.

Principle II: Protecting collective interests on a non-profit basis

The foundation represents the interests of car owners, such as consumers and (leasing) companies, whose vehicles are equipped or have been equipped with hardware and/or software, with the intention of manipulating emission tests and/or because of which the legal emission standards are exceeded.

The Articles provide important safeguards, which prevent that any natural or legal person can – directly or indirectly – dispose of the capital or income of the foundation (within the meaning of elaboration 1, Principle II of the Claim Code). For example, clause 7.1 of the Articles provides for a two-signature clause with regard to the external representation of the foundation by the MB. The risk of improper use of the foundation's funds is further excluded as the foundation does not generate revenues. Participants are not required to pay a registration fee. Further, legal advisors of the foundation receive their fees directly from the foundation's external funder (see Principle III below). This further reduces the risk of improper use of the foundation's resources by members of the MB and/or SB.

In conformity with elaboration 3 of Principle II of the Claim Code, clause 17.3 of the Articles determines that the MB shall, subject to approval from the SB and with due observance of the interests of the participants of the foundation, determine the appropriation of the surplus after dissolution. The appropriation will have to approach the objects of the foundation as closely as possible and shall be distributed to the participants or an organization within the meaning of Section 6.33 paragraph 1 section b of the Tax Act 2001. This, in conformity with the elaboration of principle III, further strengthens the non-profit character of the foundation.

Principle III: External funding

For the purpose of financing its collective proceedings, the foundation procures third party funding. The Foundation assesses the available funding structures on a case-by-case basis and undertakes extensive due diligence with respect to prospective funders in terms of capital, track record and reputation.

Currently, all cases are funded by different operating entities from Fortress Investment Group LLC ('Fortress'). Fortress has its registered office in New York and was founded in 1998. Nowadays, Fortress is one of the largest and best-known litigation funders worldwide, with a formidable reputation. Fortress is a member of the International Legal Finance Association (ILFA) and adheres to ILFA's *best practices*. These best practices have been put in place to protect parties who want to use third litigation funding.

For the case against Volkswagen et al., the foundation entered into a funding agreement with Vannin Capital PCC. Vannin Capital was acquired by Fortress in 2019 and is established in Jersey. Following the acquisition, the Foundation conducted due diligence on Fortress and confirmed its suitability as a funder in accordance with its policy.

For the other cases, the foundation entered into separate funding agreements (per case) with CF ND Car Ltd and CF ND Car B Ltd, both established in Grand Cayman.

In compliance with the Claim Code, the foundation appointed Mr Nick Fegan as an unpaid member of the Supervisory Board on the recommendation of the funder. The other MB, SB and affiliated parties are fully independent from Fortress and its operating entities. This is *inter alia* secured through the funding agreement, which contains safeguards with regard to control and decisive power, confidentiality, early termination, and disclosure of funding terms to the court. The funding conditions also do not conflict with the collective interests within the meaning of the statutory objects of the foundation. There are also no family or similar relationships (or otherwise) between the members of the MB and SB and the funders that could negatively affect the independent position of the MB and SB towards the funders.

In return for the funding costs and the risk incurred, the funder of the relevant case receives a premium of maximum 25% of any financial recovery achieved through a (collective) settlement or litigation (dependent on the duration of the procedure and the number of participants included in such resolution).²

Elaboration of Principle III of the Claim Code provides that the funding agreement should *inter alia* contain (i) a provision that Dutch law is applicable and (ii) choice of competent jurisdiction for the Dutch court or a Dutch arbitral tribunal. The funding agreement with regard to the legal proceedings against Volkswagen et al. deviates from this elaboration, as this funding agreement was concluded before the new Principle III of the Claim Code (2019) was published. The foundation's funding agreements pertaining to all other legal

² This explicitly concerns a maximum percentage, as is explained on page 10.

proceedings are governed by Dutch law and contain a choice of jurisdiction for a Dutch arbitral tribunal.

Principle IV: Independency and avoiding conflict of interests

In accordance with elaboration 1 of Principle IV of the Claim Code, any apparent conflict between the foundation's MB, SB, the external funder and the engaged advisors should be avoided (see for instance clause 5.3, 8.14, 10.3 and 12.12 of the Articles). If a(n) (in)direct conflict of interest should exist, the relevant member of the SB/MB will not take part in the deliberations and decision-making process (clause 8.14 (MB) and 12.12 (SB) of the Articles).

In accordance with elaboration 3 of Principle IV of the Claim Code, the Articles do not allow the MB to enter into agreements on behalf of the foundation, with a legal entity or natural person or other entities, whereby a MB or SB member – whether or not through a relationship within the meaning of elaboration 1 of Principle IV of the Claim Code – in the capacity of board member, founder, shareholder, supervisor, partner in a partnership or employee is involved.

Principle V: Governance of the MB

In conformity with Principle V of the Claim Code, the MB currently consists of three natural persons: Messrs. Guido van Woerkom (former president of the Royal Dutch Touring Club (ANWB)), Fausto Pocar (former president of the International Criminal Tribunal for the former Yugoslavia (ICTY)), and Arie van der Steen (financial expert, former accountant and former CFO of a number of private companies).

With these members, the MB has sufficient legal and financial expertise (within the meaning of elaborations 3 and 4 of Principle V of the Claim Code) to successfully pursue the statutory objectives of the foundation.

Principle VI: Remuneration of the members of the MB

Members of the MB receive a fixed annual management fee for the services they render to the foundation, which includes attendance at meetings, preparation and review of documentation, and routine correspondence. The Chairman receives an annual fee of € 15,000 (excluding VAT), and the other MB members each receive € 12,000 (excluding VAT) per year.

For services performed beyond these regular duties and related to the foundation's activities – such as administrative work or negotiations – MB members are entitled to an additional fee of € 200 per hour (excluding VAT). Given the experience of the MB members, this is a very modest hourly rate.

The total remuneration paid to the members of the MB in 2025 amounts to € 80,201.

Principle VII: Governance of the SB

In conformity with Principle VII of the Claim Code, the SB currently consists of four natural persons: Messrs. Marten Oosting (former National Ombudsman, former member of the Council of State), Hans de Savornin Lohman (Attorney-at law with more than 25 years of litigation experience, as well as former judge at the Court of Appeal in The Hague), Jan Zielonka (professor emeritus of European Politics at Oxford University with his main areas of expertise in Comparative politics, Ethics, International Relations and Political Theory), and Nick Fegan (former lawyer, and currently Managing Director and European General Counsel at

Fortress investment Group). Nick Fegan has been appointed as an unpaid member of the Supervisory Board on the nomination of Fortress.

With these members, the SB has sufficient legal and financial expertise and experience (in accordance with elaborations 4 and 5 of Principle VII of the Claim Code) to successfully pursue the statutory objectives of the foundation.

Members of the SB receive a fixed annual fee (*vacatiegeld*) for the performance of their duties. The Chairman receives an annual fee of € 10,000 (excluding VAT), and the other SB members each receive € 8,000 (excluding VAT). Mr. Fegan performs his role on an unpaid basis.

This fixed fee covers attendance at meetings, preparation and review of documentation, and other regular SB activities. In addition, reasonable travel and accommodation expenses are reimbursed separately. The level of compensation reflects the increased workload resulting from a higher number of cases and is considered to be in line with market standards.

The total remuneration paid to the members of the SB in 2025 amounts to € 32,988.

Rotterdam, 8 July 2026

Management Board

w.g.

Mr Guido van Woerkom
Chairman

w.g.

Mr Arie van der Steen

w.g.

Mr Fausto Pocar

Supervisory Board

w.g.

Mr Marten Oosting
Chairman

w.g.

Mr Jan Zielonka

w.g.

Mr Hans de Savornin Lohman

w.g.

Mr Nick Fegan