

The logo for SINKUNG, with 'SINK' in green and 'KUNG' in blue, set against a background of a futuristic, white, curved architectural space with recessed rectangular lighting panels.

**SINKUNG**

World Without Boundaries

# WHISTLEBLOWING POLICY

[www.sinkung.my](http://www.sinkung.my)

Sin-Kung Logistics Berhad  
Company Registration No. 199401035432 (321115-P)  
Incorporated in Malaysia

Name of policy: Sin-Kung Group of Companies – Whistleblowing Policy  
Version: 1

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## **1.0 INTRODUCTION**

This Whistle-Blowing Policy (the “**Policy**”) is formulated to enable the reporting of genuine concerns about any actual or possible improprieties at the earliest opportunity so that appropriate actions can be taken to address or mitigate such concerns. All Directors and employees of Sin-Kung Logistics Berhad (the “**Company**”) and its subsidiaries (the “**Group**”) shall comply to this Policy.

## **2.0 OBJECTIVE**

The objective of this Policy is to:

- (a) Promote and maintain high transparency and accountability in the workplace.
- (b) Promote good corporate governance practices in the workplace.
- (c) Encourage employees and other relevant stakeholders to report perceived unethical or illegal conduct across the Group through a confidential channel without any fear of harassment, intimidation, victimization, or reprisals for raising concerns under this Policy.
- (d) Protect a whistleblower from reprisal as a consequence of making a disclosure.
- (e) Provide a transparent and confidential process for dealing with concerns.
- (f) Protect the long-term reputation of the Group.
- (g) Support the Company and the Group’s values.
- (h) Maintain a healthy working culture and an efficient corporation.

## **3.0 SCOPE**

This Policy applies to all employees, third parties of the Group and the general public who have become aware of or genuinely suspect on reasonable grounds that a person associated with the Group, including a Director, Employee, or a third party who has a business relationship with the Group, has engaged, is engaged, or is preparing to engage in any improper conduct or wrongdoing. This Policy excludes any issues, complaints, or concerns regarding:

- Matters pending determination or determined through any tribunal, authority, court, arbitration, or similar proceedings.
- Disclosure specifically prohibited by any written law.

A person who has made a report via this Policy is hereinafter referred to as a “**Whistleblower**”.

Improper conduct or wrongdoing (“**Wrongdoing**”) may include, without limitation, the following: -

- (a) Fraud or deliberate error in the preparation, evaluation, review, or audit of any financial statements of the Group;
- (b) Fraud or deliberate error in the recording and maintaining of financial records of the Group;
- (c) Corruption, bribery, and blackmail;
- (d) Acceptance of gifts or favours beyond the threshold allowed by the Group;
- (e) Misuse or misappropriation of the Group's funds or assets;
- (f) Abuse of power;
- (g) Action causing injury, loss, or damage;
- (h) Negligence in carrying out work obligations;
- (i) Conflict of interest without disclosure;
- (j) Criminal breach of trust;
- (k) Illegal or criminal offense;
- (l) Act or omission endangering employees' or public health and safety;
- (m) Deficiencies in or non-compliance with the Group's internal controls;
- (n) Misrepresentation or false statement to or by a senior officer or accountant regarding a matter contained in the financial records, financial reports, or audit reports of the Group;
- (o) Deviation from full and fair reporting of the Group's financial condition;
- (p) Deliberate concealment of any of the above matters or wrongdoing;
- (q) Non-compliance with laws, regulations, regulatory requirements, etc. or any act against the Group's interests;
- (r) Breach of the Code of Conduct and Ethics of the Group (including sexual, physical, or other abuse of human rights);
- (s) Concealment of any, or a combination, of the above.

Whenever possible, concerns should be raised and dealt with through normal reporting lines and procedures in the Group. However, if it is believed that the concern cannot be resolved through normal reporting lines and procedures or implicates senior management within the Group, or the Employee's employment or

even safety or security may be jeopardized by raising the concern, then the concern can be raised through the channel provided in this Policy.

#### **4.0 REPORTING IN GOOD FAITH**

The Group expects a Whistleblower to report genuine concerns in good faith and have reasonable grounds when making a whistle-blowing report (“**Complaint**”). A Whistleblower may report a Complaint in writing, electronically, or in person.

This Policy provides assurance that no action shall be taken against the employee whistle-blower as provided under section 587 of the Companies Act 2016 and section 7 of the Whistleblower Protection Act 2010 respectively. An Employee who whistle-blowing internally shall be protected against reprisals or retaliation and immunity from disciplinary action from his/her immediate superior or department/division head or any other person exercising power or authority over the whistle-blower in his/her employment, provided that: -

- (a) Only genuine concerns are reported with a reasonable belief that the information and any allegation in it are substantially true, and the whistleblower does not provide false or misleading information knowingly, negligently, or recklessly in the report;
- (b) The report is not made with malicious intent or ill will;
- (c) The report is not made for personal gain or agenda.

To assist the Group in the response to or investigation of a Complaint, the Complaint should contain as much specific, factual information as possible to allow for proper assessment of the nature, extent, and urgency of the matter that is the subject of the Complaint, including, without limitation and to the extent possible, the following information:

- His/her name, designation, current address, and contact numbers;
- Basis or reasons for his/her concerns, for instance, its nature, the date, time, and place of its occurrence, and the identity of the alleged wrongdoer;
- Particulars of witnesses, if any;
- Particulars or the production of documentary evidence, if any.

The Whistleblower may be asked to provide further clarification and information from time to time, for example, if an investigation is conducted. All information received will be treated with the strictest confidentiality.

Should you wish to do so, the Whistleblower may use Whistle-blowing Report Form as set out in “**Appendix I**” to provide the details required.

The Whistleblower is encouraged to disclose his or her name and contact method to enable contact for obtaining further understanding and information relating to the Complaint where necessary. Anonymous reporting is not prohibited. Nevertheless, the extent to which a Complaint can be investigated may be limited to the information provided.

## **5.0 WHISTLE-BLOWING CHANNELS**

### **5.1 For Employees to Make Reports**

- (a) Any concern should be reported to the immediate supervisor. If this is not possible or appropriate, the concern should be reported to an independent individual in the Company who is not subject to undue influence or pressure from management. Appropriate individuals (“**Designated Party**”) include:
- A member or Chairperson of the Audit and Risk Management Committee (“**ARMC**”);
  - A senior independent director, if any (usually for complaints relating to directors and other senior management positions);
  - The head of a dedicated department that handles investigations of misconduct or any other related matters and has a direct reporting line to independent directors.
- (b) Upon receipt of the concern, the Designated Party shall set up an investigating team to conduct an investigation into the issue/concern raised.
- (c) The findings and recommendations of the investigation shall be reported to the ARMC.
- (d) Actions mandated shall be carried out accordingly.
- (e) If the Whistleblower is not satisfied with the way the concern and/or matter is dealt with, the Whistleblower can escalate the report directly to the Chairperson of ARMC. The ARMC will deliberate the matter reported and decide on the appropriate action.
- (f) Where the whistleblowing report involves a breach of statutory provisions, an official report should also be made to the relevant regulatory authorities, upon consultation with the Designated Party within the Company and its subsidiaries.

### **5.2 For Stakeholders to Make Reports**

Stakeholders who have suspected fraud, misconduct, or any integrity concerns can submit and/or make reports in writing, orally, or via electronic mail to the Chairperson of the ARMC, who is designated by the ARMC to handle whistleblowing matters, via the following channels:

- (a) By mail in a properly sealed envelope and indicated “Strictly Confidential – To Be Opened by Addressee Only” and addressed to:

Sin-Kung Logistics Berhad  
Lot 1928, Jalan Bukit Kemuning  
40460 Shah Alam  
Selangor

Attn: Chairperson of ARMC

(b) By email to:

[whistleblowing@sinkung.com.my](mailto:whistleblowing@sinkung.com.my)

Upon receipt of a Complaint, the Chairperson of ARMC will record the Complaint and acknowledge receipt to the Whistleblower. The Chairperson of ARMC will handle the Complaint in accordance with the procedures set out in (b) to (f) under Paragraph 5.1 of this Policy.

## **6.0 CONFIDENTIALITY AND PROTECTION FOR WHISTLEBLOWERS**

This Policy provides assurance that the Whistleblower, if an employee of the Group shall be protected against reprisals or retaliation, and immunity from disciplinary action from the Whistleblower's immediate supervisor or department division head or any other person exercising power or authority over the Whistleblower in his/her employment, provided that: -

- (a) Only genuine concerns are reported, and the report is made in good faith with a reasonable belief that the information and any allegation are substantially true, and the Whistleblower does not provide false or misleading information knowingly, negligent or recklessly in the report;
- (b) The disclosure is not made with malicious intent or ill will;
- (c) The disclosure is not frivolous or vexatious; and
- (d) The report is not made for personal gain or agenda.

The Designated Party and the Chairperson of ARMC shall maintain the confidentiality of the Complaint and the identity of the Whistleblower to the fullest extent reasonably practicable within the legitimate needs of law and only be revealed to those handling the Complaint, including investigation and deliberation, strictly on a "need-to-know" basis.

The identity of the Whistleblower shall remain confidential unless consent is obtained from the Whistleblower or otherwise required by law. Notwithstanding, the identity of a Whistleblower might become known for reasons outside the control of the Group. The confidentiality of the identity of the Whistleblower is subjected to such limitations.

The identity of other persons subject to, or participating in, any inquiry or investigation relating to a Complaint shall also be maintained in confidence subject to the same limitations.

A Whistleblower who reports a Complaint in good faith shall be protected from any reprisal by the Group or its personnel as a direct consequence of the disclosure. Reprisal includes discharge, termination, demotion, suspension, threatening,

harassment, or discrimination or retaliation against any persons in relation to the terms and conditions of business relationships such as employment or contract.

The Whistleblower will be protected under the Whistleblower Protection Act 2010 if he or she makes a disclosure in good faith to an enforcement agency.

If a whistleblower reasonably believes that he or she is being subjected to reprisal, including harassment and victimization, as a consequence of whistle-blowing, he or she may consult or report to the ARMC via email to:

[whistleblowing@sinkung.com.my](mailto:whistleblowing@sinkung.com.my)

## **7.0 NOTIFICATION**

Upon completion of the investigation and deliberation of the Complaint, the Whistleblower will be notified of the outcome of the investigation, where reasonably practicable.

## **8.0 CONSEQUENCES OF WRONGDOING OR WRONGFUL DISCLOSURE**

If the Whistleblower has or is found to have

- (a) Committed wrongdoing;
- (b) Taken serious risks which would likely cause wrongdoing to be committed;
- (c) Made a disclosure not in accordance with the requirements of this Policy (for instance, dishonest, mischievous, or malicious complaints); or
- (d) Participated or assisted in any process pursuant to this Policy otherwise than in good faith.

The corrective actions to be taken against Whistleblower will be determined by the Managing Director (“**MD**”), or, if so, delegated by the MD, the senior management, which may include, disciplinary measures, formal warning or reprimand, demotion, suspension or termination of employment or services or other forms of punishment.

## **9.0 REPORTING AND RETENTION OF COMPLAINTS AND INVESTIGATIONS**

The Chairperson of ARMC will maintain a log of all complaints, tracking their receipt, investigation, and resolution, and shall prepare a periodic summary thereof for the ARMC, at least on an annual basis, taking into consideration the protection of confidentiality especially of the identity of Whistleblowers. Copies of complaints and such logs will be maintained in accordance with the Group’s document retention policy.



**10.0 REVIEW OF THIS POLICY**

The Board of Director (“**Board**”) shall review and assess the relevance and effectiveness of this Policy periodically to assess their effectiveness, and in any event, at least once every 3-year pursuant to the Ace Market Listing Requirement of Bursa Malaysia Securities Berhad, the Board deems necessary and/or require to ensure its relevance and effectiveness in keeping with the Group’s changing business environment, administrative or operational needs as well as changes to legislation.

**11.0 REVISION OF THIS POLICY**

The provisions of this Policy can be amended and supplemented from time to time by a resolution of the Board.

**END.**

**Appendix I**

**WHISTLE-BLOWING REPORT FORM**

Please provide the following details for any genuine concerns about possible improprieties or other malpractices. Kindly take note that you may be called upon to assist in the investigation, if so required.

*Note: Please follow the guidelines and procedures as laid out in the Whistleblowing Policy of the Company*

<b>REPORTER'S CONTACT INFORMATION</b> <i>(This section may be left blank if the reporter wishes to remain anonymous)</i>	
NAME	
DESIGNATION	
DEPARTMENT/AGENCY	
CONTACT NUMBER*	
E-MAIL ADDRESS *	
<b>SUSPECT'S INFORMATION</b>	
NAME *	
DESIGNATION	
DEPARTMENT/AGENCY	
CONTACT NUMBER	
E-MAIL ADDRESS *	
<b>WITNESSES' INFORMATION (if any)</b>	
NAME *	
DESIGNATION	
DEPARTMENT/AGENCY	
CONTACT NUMBER	
E-MAIL ADDRESS *	
<b>COMPLAINT</b> <i>(Briefly describe the misconduct / improper activity and how you know about it. Specify what, who, when, where and how. If there is more than one allegation, number each allegation and use as many pages as necessary.)</i>	
1. What misconduct / improper activity occurred?*	
2. Who committed the misconduct / improper activity/ malpractice?*	
3. When did it happen and when did you notice it?*	
4. Where did it happen?*	
5. Is there any evidence that you could provide us?	

**Appendix I**

6. Are there any other parties involved other than the suspect stated above?	
7. Do you have any other details or information which may assist us in the investigation?	
8. Any other comments?	
Signature:	Date:

***Remark:***

***(\*) Mandatory information to be completed.***