



# BlueBet Holdings Limited

ACN: 647 124 641

## Whistle-blower Policy

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# Whistleblower Policy

## 1. Overview

BlueBet Holdings Limited (Company) is committed to a culture of corporate compliance and high ethical behaviour.

This Whistleblower Policy (Policy) deals with certain issues relating to misconduct, malpractice, internal controls, and conflicts of interest. It ensures compliance with the laws and regulations applicable to the Company and its employees, and to deal with concerns that are likely to arise in the work environment.

## 2. Application

This policy applies to all employees (whether permanent, part-time, fixed-term or temporary), contractors, consultants, secondees, volunteers, directors and other insiders of the Company and its wholly owned subsidiaries.

## 3. Who is a Whistle-blower?

A Whistle-blower is anyone who makes or attempts to make a report of Reportable Conduct under this Policy (Whistle-blower).

In addition to the protections under this Policy, certain legislation may offer statutory protection of Whistle-blowers. The Company will comply with all applicable legislative requirements.

## 4. Objectives

The objectives of this policy are to:

- (a) encourage employees to disclose any malpractice, misconduct or conflicts of interest of which they become aware.
- (b) provide protection Whistle-blowers.
- (c) ensure that all allegations are thoroughly investigated with suitable action taken, where necessary; and
- (d) ensure all employees of the Company receive adequate training about the Policy and their rights and obligations under it.

## 5. Policy

### 5.1. Whistle-blower Protection

This policy is designed to ensure that honesty and integrity are maintained at the Company.

A Whistle-blower is protected against adverse employment actions (dismissal, demotion, suspension, harassment, or other forms of discrimination) for raising allegations of malpractice, misconduct, or conflicts of interest. Subject to this policy, a Whistle-blower is protected, even if the allegations prove to be incorrect or unsubstantiated.

Employees who participate, or assist in, an investigation will also be protected. Every effort will be made to protect the anonymity of the Whistle-blower; however, there may be situations where anonymity cannot be guaranteed. In such situations, the Whistle-blower will be fully briefed.

## 5.2. Reportable Conduct

This policy is not designed to deal with general employment grievances and complaints.

All employees should be aware that, if an employee makes a false report, deliberately, maliciously, or for personal gain, that employee may face disciplinary action.

**Reportable Conduct** includes, but is not limited to:

- (a) dishonesty.
- (b) fraud.
- (c) corruption.
- (d) illegal activities (including theft, drug sale/use, violence, threatened violence, or criminal damage against the Company assets/property).
- (e) acts or omissions in breach of commonwealth or state legislation or local authority by-laws.
- (f) unethical behaviour.
- (g) other serious improper conduct (including gross mismanagement, serious and substantial waste of Company resources, or repeated breaches of administrative procedures).
- (h) unsafe work-practices.
- (i) any other conduct which may cause financial or non-financial loss to the Company or be otherwise detrimental to the interests or reputation of the Company, or any of its employees; or
- (j) the deliberate concealment of information tending to show any of the matters listed above.

## 6. Protection of Whistle-blower

### 6.1. When the policy will operate

This policy protects the Whistle-blower against any reprisals, provided that the Whistle-blower identifies themselves, and they have an honest and reasonable belief of the existence of disclosable conduct.

### 6.2. No Reprisals

No alleged malpractice or misconduct which meets the above-mentioned conditions will give rise to any reprisals, or threat of reprisals, against the Whistle-blower, unless the Whistle-blower is a participant in the prohibited activities with respect to which the complaint is made.

If the Whistle-blower was involved in the activities, the decision to file the complaint is only likely to affect the extent of the disciplinary measures, if any, that may eventually be taken against such Whistle-blower. Effectively, this means that the Company, and its directors, officers, employees and agents, will not penalise, dismiss, demote, suspend, threaten or harass a Whistle-blower, or transfer the Whistle-blower to an undesirable job, or location, or discriminate in any manner against the

Whistle-blower, to take reprisals, or to retaliate, as a result of the Whistle-blower having reported an act that is illegal or unethical, or deemed illegal or unethical, unless the Whistle-blower is a participant in the illegal or unethical act or acts.

The Company considers any reprisals against a Whistleblower to be a serious breach of this policy and one likely to result in disciplinary measures, including dismissal. This protection applies to anyone providing information related to an investigation pursuant to this policy.

## **7. Confidentiality**

The Company recognises that maintaining appropriate confidentiality is crucial in ensuring that potential Whistle-blowers come forward and disclose their knowledge, or suspicions, about malpractice or misconduct in an open and timely manner and without fear of reprisals being made against them.

The Company will take all reasonable steps to protect the identity of the Whistle-blower and will adhere to any statutory requirements in respect of the confidentiality of disclosures made. In appropriate cases, disclosure of the identity of the Whistle-blower, or the allegation made by them, may be unavoidable, such as if court proceedings result from a disclosure pursuant to this policy.

## **8. Reporting Procedures**

Any person who has reasonable grounds to suspect that malpractice or misconduct has occurred, is encouraged to report that suspicion to his or her manager. If this is considered inappropriate, he or she should raise the concern with the board of directors of the Company (**Board**) by phone or email, or in writing to the Chief Executive Officer or Chief Financial Officer, or alternatively, the Company's external auditor or ASIC.

All claims of malpractice or misconduct should provide specific, adequate, and pertinent information with respect to, among other things, dates, places, persons, witnesses, amounts, and other relevant information, to allow for a reasonable investigation to be conducted. If the Whistle-blower discloses his or her name, the person receiving the claim will acknowledge having received the complaint and may initiate a follow-up meeting. However, if the claim is submitted on an anonymous basis, there will be no follow-up meeting regarding the claim of malpractice or misconduct and the Company will be unable to communicate with the Whistle-blower if more information is required, or if the matter is to be referred to external parties for further investigation.

Please remember that all claims of malpractice or misconduct received are treated on a confidential basis and Whistle-blowers are encouraged to disclose their identities, to obtain the protection afforded to them at law.

## **9. Procedures following disclosure**

Once a report of suspected malpractice or misconduct has been received from a Whistle-blower, who has provided reasonable grounds for his or her belief that malpractice or misconduct has occurred, an investigation of those allegations will commence.

All material violations and any actions which may be required as a result of the investigations will be reported to the Board.

## **10. Investigations**

Investigations will be conducted promptly and fairly with due regard for the nature of the allegation and the rights of the persons involved in the investigation.

Evidence, including any materials, documents or records shall be held by the investigator, and held securely. The person receiving the disclosure must report it as soon as possible to the Board. The Board will then determine if the allegation is, in fact, pertinent to any of the issues mentioned in this Policy.

The Board will determine the appropriate method for the investigation. In appropriate cases, the Board may ask for the assistance of an internal or an external accounting or legal specialist, as the Board deems necessary.

During the investigation, the investigator will have access to all of the relevant materials, documents, and records. The directors, officers, employees, and agents of the Company must cooperate fully with the investigator. During the investigation, the Board will use all reasonable means to protect the confidentiality of the information regarding the Whistle-blower.

## **11. Reporting**

At the conclusion of the investigation, the investigator will prepare a report of the findings for the Board. If the final report indicates that the malpractice or misconduct has occurred, the final report will include recommendations for steps to be taken to prevent the malpractice or misconduct from occurring in the future. It will also outline any action that should be taken to remedy any harm or loss arising from the malpractice or misconduct. This may include disciplinary proceedings against the person responsible for the conduct, and the referral of the matter to appropriate authorities, as is deemed necessary by the Board.

## **12. Training**

All employees and management of the Company will receive periodic training on this Policy to ensure they are aware of their obligations and rights under it.

## **13. Communication to the Whistle-blower**

The Company will ensure that, provided the claim was not submitted anonymously, the Whistle-blower is kept informed of the outcomes of the investigation of his or her allegations, subject to the considerations of privacy of those against whom allegations are made.

## **14. Communication of the Policy**

This Policy will be communicated and promoted at all levels of the Company's business and disclosed on the Company's website for reference by external stakeholders.

## **15. Review**

The Audit & Risk Committee will review this Policy at least annually to ensure that it accords with best practise and remains consistent with its objectives.

A report will be made to the Board of the outcome of each review and all recommended changes to the Policy.

The Policy may be amended from time to time by resolution of the Board.