

X5 Retail Group N.V. and Russia- related securities attestation form

8th April 2024

ATTESTATION FOR SECURITIES ACTIVITY WHICH MAY BE SUBJECT TO SANCTIONS IMPLEMENTED BY AUTHORITIES IN THE UNITED STATES OF AMERICA (U.S.), THE UNITED KINGDOM (U.K.), AND E.U.

We, Southey Capital Ltd., hereby provide the following representations and warranty regarding the beneficial ownership of Southey Capital Ltd. as at the date of this attestation:

- (i) Southey Capital Ltd. is 100% owned and controlled by Mr. Robert Southey.
- (ii) No other person or company has a beneficial ownership interest in Southey Capital Ltd. other than Mr. Robert Southey.
- (iii) Mr. Robert Southey is a U.K. citizen and resident with passport number 124909628.
- (iv) Southey Capital Ltd is purchasing X5 Retail Group N.V. GDRs for its sole benefit and is not acting on behalf of any Russian entity, the Issuer (X5 Retail Group N.V.) or any sanctioned entity.

We hereby also represent and warrant that any transactions with the Seller, shall not have any party, connected with (including acting on behalf or at the direction of) or directly or indirectly owned or controlled by, or owned by Russian entities and individuals, or any party that is subject to sanctions in the U.S., U.K., or E.U.. Furthermore, any transactions with the Seller, shall not have any party located in territories subject to territorial restrictions imposed by the U.S., U.K., or E.U. on Russia.

We also hereby represent and warrant that Southey Capital Ltd., its employees, director Mr. Robert Southey are not: (i) a "United States person" as defined by regulations, executive orders, or other laws administered or enforced by the U.S. Department of the Treasury's Office of Foreign Assets Control (collectively, "U.S. persons"); (ii) acting on behalf of or otherwise benefiting, directly or indirectly, U.S. persons; (iii) otherwise subject to U.S. jurisdiction for the purposes of U.S. sanctions laws.

We notably refer to:


- United States Executive Order 14024 ("Blocking Property With Respect To Specified Harmful Foreign Activities of the Government of the Russian Federation") as codified in the Russian Harmful Foreign Activities Sanctions Regulations, 31 C.F.R. part 587, United States Executive Orders 14066, 14068, and 14071, and any later Executive Order issued in furtherance of the national emergency declared in Executive Order 14024 (including, but not limited to, that prohibiting the purchase by or sale to any U.S. person of securities issued by an entity in the Russian Federation), and sanctions issued thereunder by the United States and implemented by the United States Treasury Department's Office of Foreign Assets Control ("OFAC"), and these and other United States sanctions measures now or hereinafter in effect "US Sanctions").
- The United Kingdom Russia Financial Sanctions Regime, including The Russia (Sanctions) (EU Exit) Regulations 2019 ("UK Sanctions").

With respect to the securities as described in the Trade Confirmation between Buyer and Seller we Southey Capital Ltd provide the following representation regarding our economic sanction's compliance:

We, the undersigned and a party to the Trade Confirmation, hereby represent and warrant that the Transaction does not violate US Sanctions, UK Sanctions, or EU Sanctions if applicable to the undersigned.

Signed for and on behalf of Southey Capital Ltd.

Authorized Signature:


Name: Robert Southey
Title: Director
Email Address: rs@southeycapital.com
Phone Number: +44 203 745 7940