



## MKS Position Statement on RBA Code of Conduct

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The Responsible Business Alliance (RBA), formerly the Electronic Industry Citizenship Coalition (EICC), Code of Conduct (the "RBA Code") is a set of standards on social, environmental and ethical issues in the electronics industry supply chain. MKS Instruments, Inc. and its subsidiaries (collectively, "MKS") supports the RBA Code. Our Code of Business Conduct and Ethics and other corporate policies and procedures are designed to deter wrongdoing and to promote conducting business legally and ethically, consistent with the RBA Code.

It is the policy of MKS to conduct our business in compliance with all applicable laws and regulations. In areas in which the RBA Code encourages companies to go beyond legal compliance, MKS will actively pursue conformance with the Code and its standards as reasonably practicable for the size and scope of our business, and will strive for continuous improvement in these areas.

MKS has management systems and/or individual policies and procedures that are designed to ensure compliance with applicable laws, regulations and customer requirements related to our operations and products. We will strive to continuously expand and improve our management systems, policies and/or procedures to ensure conformance with other aspects of the RBA Code as reasonably practicable for the size and scope of our business.

When working with suppliers, MKS will not compromise its commitment to integrity. MKS has adopted the RBA Code as its Supplier Code of Conduct. A supplier's commitment to compliance with this Code of Conduct is the foundation of a mutually beneficial business relationship with MKS. Although MKS does not currently audit its suppliers with respect to compliance of its Supplier Code of Conduct, it obligates suppliers to comply with all applicable laws in every market in which MKS does business with them. Suppliers agree to comply with our Supplier Code of Conduct in the terms and conditions of each purchase order. Each supplier is expected to promptly inform MKS of any Supplier Code of Conduct concern involving or affecting MKS, whether or not the concern involves the supplier. A MKS supplier may do this by informing a MKS manager directly or by calling the MKS Compliance Hotline and such concern will be reviewed and investigated. A MKS supplier shall also take such steps as MKS may reasonably request to assist MKS in the investigation of any concern involving MKS and the supplier. MKS will take appropriate action against any supplier whose actions are found to violate MKS' Supplier Code of Conduct. Such actions may include, but are not limited to, termination of contract.

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