

Annual report 2023 of the Supervisory Board (“Raad van Toezicht”) of Stichting Diesel Emissions Justice

Introduction

1. Stichting Diesel Emissions Justice (the “Foundation”) was established in the summer of 2019 in response to the diesel emissions scandal. Public indignation arose due to the circumvention by many car manufacturers, including Volkswagen, Seat, Mercedes, Fiat, Peugeot, Renault and many others, of the intensified emission standards, primarily by using cheat devices to falsify test results, with all the associated consequences for the environment, public health and the (financial) harm caused to parties who bought the vehicles in question. The Foundation’s aim is to support the interests of the affected owners of vehicles in both the Netherlands and abroad in their quest for compensation for damages. It is a plaintiff in several proceedings against major car manufactures in the Netherlands, Belgium and France.
2. This is the report of the Supervisory Board required under paragraph VII 8. of the Claimcode 2019 and covers the account of the Supervisory Board of its supervisory activities in 2023.

Report on supervision

3. The Foundation complies with the Claimcode 2019.
4. The governance and strategy of the Foundation have continued as explained in the reports over previous years of the Board (“Bestuur”) and the Supervisory Board and in the 2023 report of the Board.
5. In 2023 most of the Board meetings were in attendance of the Supervisory Board and therefore combined with Supervisory Board meetings. Where appropriate or required the Supervisory Board met separate from the Board. All meetings were held remotely through video or conference calls. Separate from these meetings the chairman of the supervisory board had several meetings (through video or conference calls) with the chairman of the Board on different strategic subjects.
6. The compliance of the Foundation with the Claim Code is discussed throughout the year between the the Board and the Supervisory Board. As a consequence of these discussions Mr. Coleman resigned from the Supervisory Board and Mrs. Suderow resigned from the Board and was subsequently appointed as member of the Supervisory Board.
7. This governance structure allows the Supervisory Board to stay abreast of the developments important to the Foundation and allows it to have easy access to all information required for its supervisory function. It also allows the Supervisory Board to execute its supervisory function in a direct, constructive and independent manner.
8. In 2023 (representatives of) the Supervisory Board attended several meetings with the lawyers of the Foundation to discuss the strategy in the proceedings in which the Foundation is a party. The chairman of the Supervisory Board was closely involved in the PR efforts of the foundation in The Netherlands and its lawyers in 2023 and was present in several meetings with representatives of the Dutch press.