

Policy.



Harassment-Free Workplace in Mexico Policy.

Purpose and scope

This Policy affirms TC Energy's commitment to creating a respectful and safe Workplace, which is any place where Employees and Contractors are employed or engaged in work for the Company, including all physical and virtual locations and activities related to work responsibilities, such as conferences, trade shows, meetings, after hour social events, business travel or temporary assignments. This Policy establishes processes for reporting and responding to allegations of Harassment in the Workplace.

This Policy applies to all Employees and Contractors in Mexico.

Where there is a conflict between this Policy and any applicable collective bargaining agreement, the terms and conditions of the collective bargaining agreement will apply.

Policy

1 General provisions

- 1.1 TC Energy is committed to being an industry leader in health and safety practices and maintaining a safe and healthy Workplace (refer to the Company's Health, Safety and Environment Commitment Statement for details).
- 1.2 TC Energy fosters a respectful, safe and inclusive Workplace where Harassment of any kind is prohibited. In addition, the Company makes medical, psychological and other supports available to all Employees and their families in Mexico through an anonymous third-party service, the Employee Family Assistance Program (EFAP).
- 1.3 TC Energy will:
 - a) take allegations of Harassment seriously and investigate them in a respectful, confidential (to the extent that is reasonable and possible), fair and thorough manner by the Harassment Investigation Coordinator;
 - b) resolve allegations of Harassment as soon as possible (the timeline for resolution of alleged Harassment is dependent on the complexity of the complaint);
 - c) take appropriate corrective action, up to and including termination of employment or contract, against:

- Employees and Contractors who breach this Policy or who have behaved contrary to the Company's values and commitment to creating a respectful and safe Workplace;
- Employees and Contractors who do not engage in Good Faith Reporting;
- Employees and Contractors who interfere or fail to cooperate with the investigation or resolution of a complaint, including:
 - intentionally destroying or concealing relevant information; or
 - knowingly providing false information; and
- a leader who is aware of Harassment and who fails to take appropriate action.

2 Responsibilities

2.1 All Employees and Contractors must:

- a) comply with this Policy;
 - Contractors must also comply with their employer's equivalent policy.
- b) promptly report any real or suspected violation of this Policy (refer to section 3 of this Policy);
- c) complete the mandatory training (Employees and CWCs only);
- d) promote and support a respectful and Harassment-free Workplace;
- e) cooperate with any applicable resolution process;
- f) respect the privacy of individuals involved in Harassment-related situations and maintain confidentiality;
- g) not retaliate against individuals involved in Harassment-related situations;
- h) report any retaliatory actions immediately; and
- i) solicit any personal support required through the resources referenced within this Policy or otherwise.

2.2 Complainants must:

- a) engage in Good Faith Reporting;
- b) file complaints in a timely manner
- c) provide full details of the alleged Harassment;
 - Employees and Contractors making complains anonymously must provide sufficient details to allow the Company to conduct a thorough investigation; and
- d) fully cooperate in the resolution process.

2.3 Respondents must:

- a) familiarize themselves with the details of the complaint and respond to the allegations; and
- b) cooperate with the resolution process.

2.4 Leaders must:

- a) promptly report any suspected violation of this Policy as described in section 3 of this Policy;
- b) actively communicate to Employees and Contractors the Company's expectations regarding this Policy;
- c) foster a culture and environment that is free from Harassment;
- d) assist Human Resources in the resolution of a complaint; and
- e) maintain privacy and confidentiality in all matters related to this Policy and provide support to all parties involved.

2.5 Human Resources Consultants must:

- a) assist Employees in understanding this Policy;
- b) notify the Harassment Investigation Coordinator of any allegations of Harassment;
- c) assist in the resolution process as required; and
- d) provide coaching to leaders on the resolution process and potential impact on Employee's performance plans.

2.6 The Harassment Investigation Coordinator must:

- a) address all allegations and, when required, oversee the resolution process under the direction of the Law Department and in accordance with the resolution process; and
- b) submit a report of formal investigation results and subsequent recommendations to the Law Department.

3 Filing a complaint

3.1 Allegations of Harassment should be reported promptly to the [Harassment Investigation Coordinator](#) or anonymously via TC Energy's Ethics Help Line.

- a) Employees may also file a complaint with their leader or Human Resources Business Partner.
- b) Contractors must also notify their employer.
 - TC Energy will determine whether the resolution will be conducted by the Company or by the Contractors' employer.
 - TC Energy reserves the right to monitor any resolution conducted by the Contractors' employer.

3.2 The Harassment Investigation Coordinator may contact the person who reported the complaint to collect additional information or set up a confidential interview.

4 Internal Resolution process

4.1 Harassment Investigation Coordinator will choose the appropriate process(es) to resolve Harassment allegations:

a) Personal resolution.

- Following an initial assessment, personal resolution may be recommended as a first step in resolving behavior that is inappropriate but does not meet the threshold of Harassment.
- The Employees and Contractors who have experienced or witnessed the inappropriate behavior should advise the Respondent in a reasonable and appropriate manner, either verbally or in writing, that the behavior is unwelcome and should stop.
- Personal resolution is not a required step to advance to facilitated resolution or formal investigation.

b) Facilitated resolution.

- Following an initial assessment, facilitated resolution may be recommended to resolve the complaint. Both the Complainant and Respondent must agree to participate in the facilitated resolution for it to proceed.
- Facilitated resolution may include coaching, counseling, and/or conflict resolution with a neutral third party, such as a Human Resources Business Partner. Other parties, such as leaders, may be engaged as required.
- If the facilitated resolution is unsuccessful or the behavior is repeated, a formal investigation may be required.

c) Formal investigation

- A formal investigation may be initiated following a personal or facilitated resolution as determined by the Harassment Investigation Coordinator.
- Once the complaint is reviewed, which may include an interview with the Complainant, the Harassment Investigation Coordinator will determine whether to proceed with a formal investigation.
- When a formal investigation is required, the Harassment Investigation Coordinator will advise the Respondent that a complaint has been made and provide details of the complaint in writing. The Respondent will be allowed reasonable time to provide a written response to the complaint and will be subsequently interviewed.
- During the formal investigation process, the Harassment Investigation Coordinator may interview witnesses, collect additional evidence, and notify the Respondent's leader(s) and Human Resources Business Partner.
- The Harassment Investigation Coordinator will consider all relevant evidence gathered to determine whether a breach of this or any other Company policy has occurred. The findings will be shared with both the Complainant and the Respondent.
- In cases where the Harassment Investigation Coordinator finds the Respondent to be in breach of any Company policy, Human Resources leadership will determine appropriate corrective action. Any required course of corrective

action will be communicated to the Human Resources Business Partner and to the appropriate leader(s) for implementation.

5 Follow-up action

- 5.1 Once the resolution process is complete, the Harassment Investigation Coordinator may contact Employees and Contractors involved in a Harassment complaint to:
- a) ensure the Harassment has stopped;
 - b) ensure there was no retaliation; and
 - c) assess if the work group is Harassment-free.

6 External resolution

- 6.1 The Company prefers to resolve all Workplace Harassment complaints internally. However, complaints related to Harassment on legally prohibited grounds can be filed directly with the appropriate federal or state agency without being filed internally.

Your responsibility

Employees and Contractors must follow all applicable provisions and the spirit and intent of this corporate governance document and support others in doing so. Employees and Contractors must promptly report any suspected or actual violation of this corporate governance document through available [channels](#) so that TC Energy can investigate and address it appropriately. Employees and Contractors who violate this corporate governance document or knowingly permit others under their supervision to violate it, may be subject to appropriate corrective action, up to and including termination of employment or contract, as applicable, in accordance with the Company's corporate governance documents, employment practices, contracts, collective bargaining agreements and processes.

Interpretation and administration

The Company has sole discretion to interpret, administer and apply this corporate governance document and to change it at any time to address new or changed legal requirements or business circumstances.

Non-retaliation

TC Energy supports and encourages Employees and Contractors to report suspected violations of corporate governance documents, applicable laws, regulations, and authorizations, as well as hazards, potential hazards, incidents involving health and safety or the environment, and near hits. Such reports can be made through available [channels](#). TC Energy takes every report seriously and investigates it to identify facts and, when warranted, makes improvements to our corporate governance documents and practices. All Employees and Contractors making reports in good faith will be protected from retaliation, and all Employees and Contractors must report if they or someone they know is being or has

been retaliated against for reporting. Good Faith Reporting will not protect Employees and Contractors who make intentionally false or malicious reports, or who seek to exempt their own negligence or willful misconduct by the act of making a report.

Definitions

Complainant means the individual lodging a complaint under this Policy.

Contractor means a third party hired by TC Energy to perform services for or supply equipment, materials, or goods to the Company. Contractors include, without limitation, Contingent Worker Contractors and Excluded Contractors.

Contingent Workforce Contractor (CWC) means an individual who typically:

- is employed by a third party to work on behalf of TC Energy;
- uses TC Energy's assets (e.g., workstation, email, phone) and corporate services;
- is compensated on an hourly or daily rate basis; and
- works under the direction of a TC Energy leader.

Employee means full-time, part-time and student employees of TC Energy.

Excluded Contractor means a third party or individual employed by a third party who:

- delivers services, equipment, materials, or goods to the Company using their own tools and assets (e.g., work station, laptop, email, phone, PPE, vehicle);
- does not increase TC Energy corporate headcount and overhead costs;
- does not use TC Energy's assets and corporate services; and
- directs their own work or receives direction from their employer.

Good Faith Reporting means an open, honest, fair and reasonable report made without malice or ulterior motive.

Harassment means any unwelcome behavior, comment, gesture or contact, including of a sexual nature, that:

- may have detrimental effects on the psychological well-being of the person who was subjected to it; and
- creates an intimidating, demeaning, embarrassing, humiliating, threatening, insulting, offensive, rejecting, discriminating or hostile work environment.

In particular, Harassment includes discrimination based on gender, racial, national or ethnic origin, disability, religion, age, sexual orientation, marital status, or any other grounds legally protected in Mexico. Harassment also includes unwelcome sexual advances, requests for sexual favors, and other statements or actions of a sexual or gender-based nature when the harasser, based on their position of power, states or implies that giving in to or rejecting such conduct will affect an individual's employment or contract.

Harassment Investigation Coordinator means the individual in TC Energy's Human Resources Department designated to oversee the administration of this Policy. The

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Harassment Investigation Coordinator may delegate the responsibilities under this Policy to another trained investigator.

Respondent means the person alleged to have behaved in violation of this Policy.

TC Energy or the **Company** means TC Energy Corporation and its wholly-owned subsidiaries and operated entities.

Workplace means any place where Employees and Contractors are employed or engaged in work for the Company. Workplace includes physical and virtual locations and activities related to work responsibilities, such as conferences, trade shows, meetings, after hour social events, business travel or temporary assignments.

References

Related corporate governance and supporting documents

- Code of Business Ethics Policy
- Our Commitment Statement

Other references

- Employee Family Assistance Program (EFAP)
- Human Resources Business Partner
- Security Threats Standard (CAN-US-MEX)

How to contact us

- [Policy Questions and Comments](#)

TC Energy's reporting channels

- [Ethics Helpline](#)
- [Corporate Compliance](#)
- [Internal Audit](#)
- Human Resources
- Legal department
- Compliance Coordinators