



## **North American Polyolefin Railcar Detention Fee Schedule**

Effective January 1, 2023, LyondellBasell group companies located in North America will enforce the following detention policy for North American polyolefin shipments, except as may be otherwise set forth under an applicable contract:

### **North American Polyolefin Railcar Detention Fee Schedule:**

1. Detention charges will begin to accrue at a rate of \$150 per day beginning on the forty-sixth (46<sup>th</sup>) day after the earlier of Constructive or Actual Placement of a Railcar until Release of the Railcar.<sup>1</sup>
2. If the Railcar is not Released by the ninetieth (90<sup>th</sup>) day after the earlier of Constructive or Actual Placement of the Railcar, then:
  - a) Beginning on the 91<sup>st</sup> day the detention charge will increase to \$250 per day until Release; and
  - b) Railcars held beyond 90 days will also trigger an order-review by product and by ship-to location, and LyondellBasell may suspend new order shipments at its election until the existing idle Railcars currently held beyond 45 days are Released. Quantities not sold or shipped due to the provisions of this section need not be made up later.
3. Beginning on the one hundred and twenty-first (121<sup>st</sup>) day and the first day of each one hundred and twenty day period after the earlier of Constructive or Actual Placement of a Railcar to you, an additional \$5,000 fee per car will be incurred (an “Extended Detention Charge”). This Extended Detention Charge will be in addition to the daily accrual set forth in this schedule.

LyondellBasell will provide Railcar tracking information upon request to our customers to assist in monitoring Railcar hold-times. While it is our intention to alert customers prior to and during the detention period ensuring clear communication on the associated hold-times, you remain responsible for the return of any Railcars. You can also check your Railcar status 24/7 through our online ordering portal CustomerXpress (<https://lyb.customerxpress.com>). The portal provides an “On-Site Railcar Report” that lists all Railcars currently at your location(s). It will also denote placement-date and highlight each Railcar in red if it has been held over 45-days.

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<sup>1</sup> “Constructive Placement” is defined as the date on which the rail service provider notifies the Customer that the Railcar has been made available for them to order into their rail-siding (or service tracks). “Actual Placement,” is defined as the date on which the rail service provider places the Railcar at the customer’s rail-siding or service tracks. “Released” means the date on which the rail service provider acknowledges that the Railcar is released.