

CONSOLIDATED STATUTES OF

HORTIFRUT S.A.

TITLE I

NAME, DOMICILE, OBJECT AND DURATION OF THE COMPANY

ARTICLE 1°.- A company called "HORTIFRUT S.A." is hereby established, which shall be governed by these bylaws and by the provisions of Law number eighteen thousand and forty-six, as amended, and its Regulations. Pursuant to article one hundred and thirty-seven of said Law, the provisions of said Law shall prevail over any rule of these bylaws that may be contrary to them.

ARTICLE 2°.- The domicile of the company shall be the city of Santiago, and it may establish agencies or branches in other parts of the country or abroad.

ARTICLE 3°.- The Company's purpose will be the acquisition, production, processing, transformation, industrialization, distribution, commercialization, export, import of all kinds of horticultural, fruit, agricultural and other products or by-products, as well as the provision of services or advisory services in relation to such matters and other activities agreed upon by the Board of Directors or official meetings, which are related or complementary to the foregoing activities; the maintenance of real estate investments and investments in securities, securities and rights in partnerships, and the collection of the fruits thereof; and, in general, to enter into and execute all acts, contracts, businesses, procedures or formalities that are intended to comply with the corporate purpose.

ARTICLE 4°.- The duration of the company will be indefinite.

TITLE II

ABOUT CAPITAL AND SHARES

ARTICLE 5°.- /One/ The capital of the Company is the sum of US\$ 472,211,698.66, divided into 57,732,367,100,000 without par value. The shares are distributed in the following two series: Series A. Composed of 577,323,671 shares with all the economic rights conferred by law to common shares, but with limited voting rights, in the sense that they will only be considered in the voting for the election of the Company's Board of Directors, without voting rights with respect to all other matters. Series B. Composed of 57,731,789,776,329 shares with all the economic rights granted by law to common shares, but with limited voting rights, since Series B shares will not be considered or have the right to participate in elections of directors of the Company. In all other matters, unless otherwise provided by law or the Company's bylaws, Series B shares will vote as common shares. The above limitations shall remain in effect until February 3, 2028, without prejudice to the renewal of the limitations as indicated below. /Two/ Communication of the termination of a preference. In the event of the termination or extinction of any of the preferences and limitations of the series of shares of the Company, the president or general manager of the Company shall record this fact by public deed and an extract of said deed shall be recorded in the Commercial Registry and shall be entered in the margin of the corporate registration within thirty days of the occurrence

of the event that caused the termination or extinction of the preference or limitation. In addition, the president or general manager of the Company must inform each shareholder of the termination or extinction of the preference or limitation, complying with the same formalities established for the summons to a shareholders' meeting. A copy of said communication shall be sent to the Financial Market Commission and the stock exchanges where the Company's shares are traded. /Three/ Preeminence in control. Given that all the directors of the Company will be elected with the vote of only the Series A shares, due to the voting limitation of the Series B shares, before 5 years from February 3, 2028, and thereafter in a period not exceeding 5 years, the voting limitation of the Series B shares must be renewed with the affirmative vote of the absolute majority of the issued shares with voting rights and of two thirds of the Series B shares. If the vote on the renewal of the voting limitation is not renewed, the Series B shares will continue to be considered, in the future, also for the election of the Board of Directors, voting as a single class together with the Series A shares. /Four/ Other rights. With respect to all other patrimonial or economic rights which are not affected by the preferences or limitations indicated in this article, for example, the right to vote on matters not expressly included in this article, the right to participate in the profits of the Company, the preemptive right to subscribe shares in the capital increase of the Company and other securities convertible into shares or any other securities conferring future rights on these shares, the preemptive right to acquire shares of the Company's own issue and the right to participate in the return of capital on the occasion of a capital decrease or liquidation of the Company, the shareholders shall participate on equal terms and pro rata to their shares on the total shares issued by the Company, including Series A and B shares.

ARTICLE 6°.- The shares shall be registered and in their form, subscription, issuance, delivery, replacement, exchange, transfer, transmission or cancellation the rules of law number eighteen thousand and forty-six and its Regulations shall apply. The corporation is not responsible for pronouncing on the transfer of shares and is obliged to register without further formality the transfers presented to it, if they comply with the minimum formalities established in the regulations.

ARTICLE 7°.- The corporation does not recognize or authorize fractions of shares, and if two or more persons jointly own one or more shares, they must appoint a common representative to act on their behalf before the corporation.

ARTICLE 8°.- The unpaid balances of subscribed and unpaid shares will be readjusted in the same proportion as the change in the value of the Unidades de Fomento. The term for the issuance, subscription and payment of shares established by the respective shareholders' meetings on capital increases may not exceed three years, or five years in the case of shares intended for workers' compensation plans. Shares whose value is not fully paid shall have the same rights as fully paid shares, except in relation to the participation corresponding to them in the corporate profits and in the return of capital, in which cases they shall be paid in proportion to the part paid. When a shareholder does not timely pay all or part of the shares subscribed by him, the corporation may use any of the means established in law number eighteen thousand and forty-six and its Regulations to obtain such payment.

TITLE III MANAGEMENT OF THE COMPANY.

ARTICLE 9°.- The corporation will be managed by a Board of Directors composed of nine regular members and their respective alternates, elected by the Shareholders' Meeting. In elections held at shareholders' meetings, each shareholder will have one vote per Series A share owned or represented and may accumulate them in favor of a single person or distribute them as he/she deems convenient. Those who, in a single vote, receive the highest number of votes will be elected until the number of directors to be elected is reached. However, by unanimous agreement of the shareholders present and entitled to vote, the vote may be omitted, and all the directors may be elected by acclamation. The Board of Directors shall serve for a term of three years, at the end of which it must be completely renewed, and its members may be re-elected indefinitely. It is not necessary to be a shareholder of the Company to be a Director. The functions of Director may not be delegated and are exercised collectively in the legally constituted Board.

ARTICLE 10°.- The Directors shall be remunerated for the performance of their duties. The amount of the remuneration shall be fixed annually by the Ordinary Shareholders' Meeting. The Chairman shall be entitled to double the amount corresponding to each Director.

ARTICLE 11°.- The Board of Directors shall have the judicial and extrajudicial representation of the Company in all matters relating to the fulfillment of the corporate purpose, which shall not be necessary to prove before third parties. The Board of Directors shall be vested with all the powers of administration and disposition that the law or the bylaws do not establish as exclusive to the Shareholders' Meeting, without it being necessary to grant it any special power of attorney, including for those acts or contracts for which the law requires this circumstance. The foregoing is without prejudice to the representation that corresponds to the Manager of the Company, in accordance with the provisions of the law and the bylaws. The Board of Directors may delegate part of its powers to the chief executives, managers, assistant managers or attorneys of the corporation, to a Director or to a Committee of Directors and, for specially determined objects, to other persons.

ARTICLE 12°.- The Board of Directors shall elect a Chairman from among its members, who shall also be the Chairman of the Shareholders' Meetings. The Chairman shall not have the power to resolve ties. It shall also appoint a Director to replace the Chairman in the event of his absence or inability to act, with the title of Vice-Chairman.

ARTICLE 13°.- The meetings of the Board of Directors shall be constituted by the absolute majority of the number of Directors of the corporation and its resolutions shall be adopted by the absolute majority of the Directors in attendance with the right to vote, unless the law or the bylaws require a special quorum. The deliberations and decisions of the Board of Directors shall be recorded in the relevant minute book, which shall be signed by the Directors attending each meeting. Any Director who wishes to save his liability for any act or resolution of the Board of Directors shall state his opposition in the minutes, and the Chairman of the Board of Directors shall give notice thereof at the next Ordinary Shareholders' Meeting. Any Director who considers that the minutes contain inaccuracies or omissions has the right to make the corresponding reservations before signing them.

ARTICLE 14°.- The Board of Directors shall meet at least once a month. The meetings of the Board of Directors shall be ordinary and extraordinary. The former shall be held on the dates and at the times predetermined by the Board itself and shall not require a special summons, without prejudice to the instructions that the Board of Directors may give in this respect. The second meetings shall be held when called, especially by the Chairman, by himself, or at the indication of one or more Directors, after the Chairman has qualified the need for the meeting, unless this is requested by an absolute majority of the Directors, in which case the meeting must necessarily be held without prior qualification. The meetings shall be held at the corporate domicile, unless the unanimity of the directors agrees to hold a specific meeting outside the corporate domicile, or the unanimity of the directors participate in it. Notice of extraordinary meetings of the Board of Directors shall be given by the means of communication determined by the Board of Directors by unanimous vote of its members, provided that they provide reasonable assurance of their accuracy or, in the absence of such means, by registered letter sent to each of the Directors at least three days prior to the date of the meeting. This period may be reduced to twenty-four hours in advance if the letter is delivered personally to the Director by a Notary Public.

The summons to an extraordinary meeting shall contain a reference to the matter to be discussed therein and may be omitted if the meeting is attended by most of the Directors of the corporation.

ARTICLE 15°.- The corporation will have a General Manager who will be appointed by the Board of Directors, which will establish his/her powers and duties and will be responsible for the immediate management of the affairs of the corporation. The General Manager shall be the legal representative of the corporation, being legally vested with the powers set forth in both paragraphs of article seven of the Civil Code of Procedure and shall have the right to speak at the meetings of the Board of Directors, answering with the members of the Board for all resolutions detrimental to the corporation and the shareholders, when his contrary opinion is not recorded in the minutes. He shall also have the obligations and powers set forth in the legal and regulatory provisions relating to corporations. In the event of absence or temporary impediment of the Chief Executive Officer, the Board of Directors may appoint a replacement. The position of Manager is incompatible with that of president, auditor, accountant or director of the corporation.

ARTICLE 16°.- The Board of Directors is responsible for the custody of the corporate books and records and for ensuring that they are kept with the regularity required by law and its supplementary rules. The Board of Directors may delegate this function, which must be recorded in the minutes.

ARTICLE 17°.- In the event of vacancy of a Director, the Board of Directors shall appoint a replacement, who shall remain in office until the next Ordinary Shareholders' Meeting, at which the Board of Directors shall be renewed in its entirety.

TITLE IV
ABOUT SHAREHOLDERS' MEETING.

ARTICLE 18°.- The shareholders shall meet in Ordinary or Extraordinary Meetings, which shall be held at any place within the domicile established in the Company's bylaws. However, meetings may be held outside the corporate domicile if all of the issued shares with voting rights attend the meeting, but must be held within Chile if, in accordance with the Corporations Law, its Regulations or these bylaws, the meeting must be held before a notary public.

ARTICLE 19°.- Ordinary Shareholders' Meetings shall be held annually on the date determined by the Board of Directors within the first four months of each year. The following shall be matters of the Ordinary Shareholders' Meeting: One) The examination of the situation of the corporation and of the reports of the respective external auditing firm and the approval or rejection of the annual report, balance sheet, financial statements and financial statements presented by the administrators or liquidators of the corporation; Two) The distribution of the profits of each fiscal year and especially the distribution of dividends; Three) The election or revocation of the members of the Board of Directors, the liquidators and the supervisors of the administration; and Four) In general, any matter of corporate interest that is not the subject of an Extraordinary Shareholders' Meeting.

ARTICLE 20°.- Extraordinary Shareholders' Meetings may be held whenever the needs of the Company so require. They shall be called by the Board of Directors at its own initiative or at the request of shareholders representing at least ten percent of the issued shares with voting rights, expressing in the request the matters to be discussed at the Meeting and in the manner indicated in the Corporations Regulations. The purpose of the meeting must be stated in the summons and only the matters included in the notice of the meeting may be discussed at the meeting. Only at an Extraordinary Shareholders' Meeting specially called for such purpose may it be resolved to: One) The dissolution of the corporation; Two) The transformation, merger or division of the corporation and the amendment of the bylaws; Three) The issuance of bonds or debentures convertible into shares; Four) The alienation of the assets of the corporation under the terms set forth in number nine of article sixty-seven of law number eighteen thousand forty-six; Five) The granting of real or personal guarantees to secure obligations of third parties, except if they are subsidiaries, in which case the approval of the Board of Directors shall be sufficient; and Six) Other matters that by law or by the bylaws correspond to their knowledge or to the competence of the Shareholders' Meetings. The matters referred to in numbers one, two, three and four may only be held at a Meeting held before a Notary Public, who must certify that the minutes are a faithful expression of what occurred and was agreed upon at the meeting.

ARTICLE 21°.- Notice of Shareholders' Meetings, both ordinary and extraordinary, shall be published at least three times on different days in the newspaper of the corporate domicile determined by the Shareholders' Meeting or, in the absence of agreement or in the event of suspension or disappearance of the designated newspaper, in the Official Gazette at the time, in the manner and under the conditions set forth in the Corporations Regulations. In addition, a notice must be mailed to each shareholder at least fifteen days prior to the date of the meeting, which must contain a reference to the matters to be discussed at the meeting and

indicate how to obtain full copies of the documents that support the various options submitted to their vote. In any case, those Meetings may be validly convened and held when attended by all the issued shares with voting rights, even when the formalities required for their convocation have not been complied with, may be self-convened and validly held.

ARTICLE 22°.- The Shareholders' Meetings shall be constituted in first call with the absolute majority of the issued shares with voting rights and, in second call, with those present or represented; and resolutions shall be adopted with the favorable vote of the absolute majority of the shares present or represented with voting rights, except for those matters that by law require a higher majority.

ARTICLE 23°.- Shareholders shall be entitled to one vote per share they own or represent. Shareholders may be represented at the Meetings by another person, even if such person is not a shareholder. The representation must be conferred in writing, in the form and conditions set forth in Law eighteen thousand forty-six and its regulations.

TITLE V BALANCE SHEETS AND PROFIT DISTRIBUTION

ARTICLE 24°.- As of December thirty-first of each year, a balance sheet of the corporation's operations shall be drawn up. The balance sheet shall express the new value of the capital of the corporation and of the shares, in accordance with the provisions of the law.

ARTICLE 25°.- The Board of Directors shall submit for the consideration of the Ordinary Shareholders' Meeting a report on the company's situation during the last fiscal year, together with the balance sheet, the statement of profit and loss and the report submitted by the respective external auditing firm. On a date not later than the date of the first notice of the Ordinary Meeting, the Board of Directors shall make available to the shareholders registered in the respective Register, a copy of the Balance Sheet and the Annual Report of the corporation, including the opinion of the respective external auditing firm and its respective notes. If the balance sheet and the profit and loss statement are amended by the Meeting, the amendments, if applicable, shall be made available to the shareholders within fifteen days following the date of the Meeting.

ARTICLE 26°.- At least fifty percent of the net profits of each year shall be distributed annually as a cash dividend to the shareholders, pro rata to their shares, unless the respective Meeting, by unanimous vote of the issued shares, resolves to distribute a lower percentage or not to distribute dividends. In any case, the Board of Directors may, under the personal responsibility of the Directors who concur in the respective resolution, distribute interim dividends during the year out of the profits of the year, if there are no accumulated losses.

ARTICLE 27°.- Unless otherwise agreed at the respective Shareholders' Meeting by a unanimous vote of the issued shares, dividends shall be paid in cash.

**TITLE VI
ABOUT ADMINISTRATION'S AUDIT**

ARTICLE 28°.- The Ordinary Shareholders' Meeting shall appoint annually an external auditing firm governed by Title twenty-eight of Law Number eighteen thousand and forty-five in order to examine the accounting, inventory and balance sheet of the company, monitor corporate operations and report in writing to the next Ordinary Shareholders' Meeting on the fulfillment of its mandate..

**TITLE VII
DISSOLUTION AND LIQUIDATION**

ARTICLE 29°.- Upon dissolution of the corporation, the liquidation will be carried out by a liquidation committee formed by three members appointed by the shareholders at an Ordinary or Extraordinary Meeting, as the case may be, which shall fix their remuneration. This commission will appoint a chairman from among its members, who will represent the company judicially and extrajudicially. During the liquidation, the bylaws shall apply in all matters not opposed to such liquidation, and the corporation shall be deemed to subsist as a legal entity for the purposes of its liquidation.

**TITLE VIII
GENERAL DISPOSITION**

ARTICLE 30°.- Any difficulty or controversy that may arise between the shareholders, in their capacity as such, or between them and the company or its administrators, either during the life of the company or during its liquidation, shall be submitted to a mixed arbitrator, that is, an arbitrator as to the procedure and an arbitrator at law as to the decision, in accordance with the current Arbitration Procedural Rules of the Arbitration and Mediation Center of Santiago. The parties grant special irrevocable power of attorney to the Santiago Chamber of Commerce A.G., so that, at the written request of any of them, it may appoint the mixed arbitrator from among the lawyers who are members of the arbitration body of the Santiago Arbitration and Mediation Center. The arbitrator is specially empowered to resolve any matter related to its competence and/or jurisdiction.

ARTICLE 31°.- The corporation shall be governed by these bylaws and by the provisions of Law number eighteen thousand forty-six, as amended, and its Regulations. Pursuant to article one hundred and thirty-seven of said Law, the provisions of said Law shall prevail over any rule of these bylaws that may be contrary to them.

ARTICLE 32°.- The controller of the Company is especially empowered to demand that all shareholders who do not choose to exercise their right of withdrawal under article seventy-one bis of the Corporations Law sell their shares to the controller, provided that the controller has reached more than ninety-five percent of the Company's shares through a public tender offer for all of the Company's shares, according to the procedures and in compliance with the requirements set forth in said law.

TEMPORARY ARTICLES.

SOLE TEMPORARY ARTICLE.- The capital of the corporation of US\$ 472,211,698.66, divided into 57,732,367,100,000 shares without par value, distributed in two Series A and B, has been subscribed, will be subscribed, has been paid and will be paid as follows:

(One) With 577,323,671 Series A shares, fully subscribed and paid; and

(Two) With 57,731,789,776,329 Series B shares, fully subscribed and paid up.

APPENDIX

ARTICLES OF INCORPORATION AND SUBSEQUENT AMENDMENTS

Hortifrut S.A. was incorporated by public deed dated June 4, 1999, executed at the Santiago Notary Office of Mr. Patricio Raby Benavente, an extract of which was registered on page 14,913, number 11,912 of the *Registro de Comercio de Santiago* in 1999, and published in the Official Journal of July 3 of the same year.

Subsequently, the by-laws have been amended by the following deeds:

1. Public Deed dated October 1, 1999, executed at the Santiago Notary Office of Mr. Patricio Raby Benavente, an extract of which was registered on page 25,222, number 19,995 of the *Registro de Comercio de Santiago* of 1999, and published in the Official Journal of October 21 of the same year.
2. Public Deed dated November 15, 1999, executed at the Santiago Notary Office of Mr. Patricio Raby Benavente, an extract of which was registered on page 31,020, number 24,739 of the *Registro de Comercio de Santiago* of 1999, and published in the Official Journal of December 24 of the same year.
3. Public Deed dated November 7, 2005, executed at the Santiago Notary Office of Mrs. Antonieta Mendoza Escalas, an extract of which was registered on page 41,715, number 29,729 in the *Registro de Comercio de Santiago* of 2005, and published in the Official Journal of November 16 of the same year.
4. Public Deed dated December 28, 2006, executed at the Santiago Notary Office of Mrs. Antonieta Mendoza Escalas, an extract of which was registered on page 6,910, number 5,091 of the *Registro de Comercio de Santiago* of 2007, and published in the Official Journal of February 23 of the same year.

5. Public Deed dated May 29, 2007, executed at the Santiago Notary Office of Mr. Iván Torrealba Acevedo, an extract of which was registered on page 24,942, number 18,189 of the *Registro de Comercio de Santiago* of 2007 and published in the Official Journal of June 25 of the same year.
6. Public Deed dated June 19, 2007, executed at the Santiago Notary Office of Mr. Iván Torrealba Acevedo, an extract of which was registered on page 26,930, number 19,521 of the *Registro de Comercio de Santiago* of 2007, and published in the Official Journal of August 4 of the same year.
7. Public Deed dated September 26, 2007, executed at the Santiago Notary Office of Mr. Iván Torrealba Acevedo, an extract of which was registered on page 49,855, number 35,329 of the *Registro de Comercio de Santiago* of 2007, and published in the Official Journal of November 21 of the same year.
8. Public Deed dated April 14, 2008, executed at the Santiago Notary Office of Mr. Raúl Iván Perry Pefaur, an extract of which was registered in page 17,749, number 12,067 of the *Registro de Comercio de Santiago* of 2008, and published in the Official Journal of April 23 of the same year.
9. Public Deed dated September 9, 2008, executed at the Santiago Notary Office of Mr. Raúl Iván Perry Pefaur, an extract of which was registered in page 45,229 number 31,138 of the *Registro de Comercio de Santiago* of 2008, and published in the Official Journal of September 30 of the same year.
10. Public Deed dated December 30, 2008, executed at the Santiago Notary Office of Mr. Raúl Iván Perry Pefaur, an extract of which was registered on page 2,870, number 1,903 of the *Registro de Comercio de Santiago* of 2009, and published in the Official Journal of January 12, 2009.

11. Public Deed dated June 22, 2009, executed at the Santiago Notary Office of Mr. Raúl Iván Perry Pefaur, an extract of which was registered in page 34,780 number 23,799 of the *Registro de Comercio de Santiago* of 2009, and published in the Official Journal of July 28 of the same year.
12. Public Deed dated June 25, 2009, executed at the Santiago Notary Office of Mr. Raúl Iván Perry Pefaur, an extract of which was registered in page 34,750 number 23,788 of the *Registro de Comercio de Santiago* of 2009, and published in the Official Journal of July 29 of the same year.
13. Public Deed dated May 6, 2010, executed at the Santiago Notary Office of Mr. Raúl Iván Perry Pefaur, an extract of which was registered on page 23,236, number 15,917 of the *Registro de Comercio de Santiago* of 2010, and published in the Official Journal of May 14 of the same year.
14. Public Deed dated March 22, 2012, executed at the Santiago Notary Office of Mr. Patricio Raby Benavente, an extract of which was registered on page 22,699, number 15,912 of the *Registro de Comercio de Santiago* of 2012, and published in the Official Journal of April 11 of the same year.
15. Public Deed dated May 27, 2013, executed at the Santiago Notary Office of Mr. Raúl Iván Perry Pefaur, an extract of which was registered on page 44,868, number 29,956 of the *Registro de Comercio de Santiago* of 2013, and published in the Official Journal of June 18 of the same year.
16. Public Deed dated December 27, 2017, executed at the Santiago Notary Office of Mr. Eduardo Diez Morello, an extract of which was registered on page 6,615, number 3,741 of the *Registro de Comercio de Santiago* of 2018, and published in the Official Journal of January 31 of the same year.
17. Public Deed dated April 27, 2018, executed at the Santiago Notary Office of Mr.

Eduardo Diez Morello, an extract of which was registered on page 35,793, number 18,839 of the *Registro de Comercio de Santiago* of 2018, and published in the Official Journal on May 18 of the same year.

18. Public Deed dated May 6, 2019, executed at the Santiago Notary Office of Mr. Eduardo Diez Morello, an extract of which was registered on page 37,233, number 18,582 of the *Registro de Comercio de Santiago* of 2019, and published in the Official Journal of May 16 of the same year.
19. Public Deed dated June 23, 2022, executed at the Santiago Notary Office of Mr. Eduardo Javier Diez Morello, and recorded in the margin of the Company's registration in the *Registro de Comercio de Santiago* on page 14,913 number 11,912 on July 7, 2022.
20. Public Deed dated February 21, 2023, executed at the Notary Office of Mr. Manuel Ramírez Escobar, alternate of Mr. Eduardo Javier Diez Morello, an extract of which was registered in page 22,440, number 10,301 of the *Registro de Comercio del Conservador de Bienes Raíces de Santiago* (Santiago Real Estate Registry) in the year 2023.