ARCHER

WHISTLEBLOWER POLICY

APPROVED BY THE BOARD ON SEPTEMBER 16, 2021; AMENDMENTS APPROVED BY THE BOARD ON NOVEMBER 8, 2023

STATEMENT OF POLICY

Archer Aviation Inc. (together with its subsidiaries, the "***Company***") is committed to providing a workplace conducive to open discussion of our business practices and is committed to complying with the laws and regulations to which we are subject. Accordingly, the Company will not tolerate conduct that is in violation of such laws and regulations. Each director, officer, employee, and contractor of the Company should promptly report good faith complaints or concerns regarding accounting, auditing, internal accounting controls, fraud or violations of law, governmental rules or regulation or any Company policy ("***Compliance Matters***") in accordance with the provisions of this whistleblower policy (this "***Policy***"). Employees who file reports or provide information without a good faith, reasonable belief in the truth and accuracy of such information are not protected by this Policy and may be subject to disciplinary action. Any other third party, such as customer, vendors, other business partners, competitors or stockholders, also may report, under the procedures provided in this Policy, a good faith complaint regarding Compliance Matters. To facilitate the reporting of complaints regarding Compliance Matters, the audit committee of our Board of Directors (the "***Audit Committee***") has established procedures for

(i) the confidential, anonymous submission of good faith complaints regarding Compliance Matters and (ii) the receipt, retention and treatment of any such complaints regarding Compliance Matters.

You should understand, however, that nothing in this Policy (nor any other Company policy or agreement) limits, impedes, or restricts your ability to contact, report to, or file a charge or complaint with, the Securities and Exchange Commission, or any other federal, state, or local government agency or commission ("***Government Agencies***"). This Policy also does not limit your ability to participate and/or assist in any investigation or proceeding that may be conducted by any Government Agencies, including providing documents or other information without notice to the Company. Nothing in this Policy limits your right to seek and/or receive an award for information provided to any Government Agencies or prohibits you from providing truthful information in response to a subpoena or other legal process.

This Policy is a supplement to the Company's Code of Business Conduct and Ethics (the "***Code***") and should be read in conjunction with the Code.

SCOPE OF COMPLIANCE MATTERS COVERED BY THIS POLICY

This Policy covers complaints relating to Compliance Matters, including, without limitation, the following types of conduct:

- fraud, deliberate error or gross negligence or recklessness in the preparation, evaluation, review or audit of any financial statement or other disclosure of the Company;
- fraud, deliberate error or gross negligence or recklessness in the recording and maintaining of financial records or other disclosures of the Company;
- deficiencies in, or noncompliance with, the Company's internal accounting controls;
- misrepresentation or false statement to management, regulators, the outside auditors or others or by a senior officer, accountant or other employee regarding a matter contained in the financial records, financial reports or audit reports or with respect to other disclosures of the Company;
- deviation from full and fair reporting of the Company's results or financial condition;
- other violations of law, governmental rules or regulations or Company policy; or
- such other matters as may be referred to the Compliance Officer by the Audit Committee.

POLICY OF NON-RETALIATION

It is the Company's policy to comply with all applicable laws that protect our employees against unlawful discrimination or retaliation by us, or a third party acting on behalf of us, as a result of their lawfully reporting information regarding, or their participation in, investigations involving Compliance Matters. If any employee believes he or she has been subjected to any harassment, threat, demotion, discharge, discrimination or retaliation by the Company, or a third party acting on behalf of the Company (any such action, an "***Improper Action***"), for reporting complaints regarding Compliance Matters in accordance with this Policy, he or she may file a complaint with the Compliance Officer, chairperson of the Audit Committee and/or the Company's human resources department. If it is determined by us that an employee has experienced any Improper Action in violation of this Policy, we will work in good faith to promptly take corrective action as we deem appropriate.

COMPLIANCE OFFICER

The Compliance Officer is responsible for implementing and administering and overseeing ongoing compliance with this Policy. We have designated our Chief Legal Officer, or if no individual currently holds such position, then our Deputy General Counsel, to the position of Compliance Officer to oversee this Policy. The Compliance Officer may be reached at legal@archer.com.

The Compliance Officer (or his or her designees) is responsible for receiving, reviewing and investigating complaints under this Policy (under the direction and oversight of the Audit Committee). If an individual has a complaint regarding a Compliance Matter, he or she should report such matter to the Compliance Officer. If the suspected violation involves the Compliance Officer, the employee should instead report the suspected violation to the chairperson of the Audit Committee or, if applicable, the

Lead Independent Director or to another member of the Audit Committee.

You are encouraged to provide as much detail as possible regarding the subject matter of the complaint or concern. In order to better respond to any reported concerns, it would be helpful if you provide your telephone number and other contact information when making the report. However, if you prefer to remain anonymous, you may report a concern anonymously, as described below.

ANONYMOUS REPORTING OF COMPLAINTS

We have also established a procedure under which complaints regarding Compliance Matters may be reported anonymously. Individuals may anonymously report these concerns via secure web form available at https://archeraviation.allvoices.co/. The complaint procedure is specifically designed so that employees have a mechanism that allows the employee to bypass a supervisor he or she believes is engaged in prohibited conduct under this Policy. Anonymous reports should be factual, instead of speculative or conclusory, and should contain as much specific information as possible to allow the Compliance Officer and other persons investigating the report to adequately assess the nature, extent and urgency of the investigation.

POLICY FOR RECEIVING AND INVESTIGATING COMPLAINTS

We treat all reports seriously. Upon receipt of a complaint, the Compliance Officer, who may consult with internal or external counsel, will determine whether the information alleged in the complaint pertains to a Compliance Matter. With respect to all complaints determined to pertain to a Compliance Matter, the Compliance Officer shall determine the planned course of action with respect to the complaint, including determining that an adequate basis exists for commencing an investigation. The Compliance Officer is responsible for notifying the Audit Committee of any such Compliance Matters and keeping the Audit Committee apprised as to the status and outcome of any associated investigation. The Compliance Officer may appoint one or more internal and/or external investigators to promptly and fully investigate the Compliance Matter. The Compliance Officer will confidentially inform the reporting person (if his or her identity is known) that the complaint has been received and provide him or her with the name of, and contact information for, the investigator assigned to the investigation. You should not conduct your own independent investigation into any suspected violations.

Confidentiality of the person submitting the complaint will be maintained to the fullest extent possible, consistent with the need to conduct an adequate investigation. In the course of any investigation, the Company may find it necessary to share information with others on a “need to know” basis. If after an investigation is completed the Compliance Officer determines that a violation has occurred, the Company will promptly take appropriate corrective action with respect to the persons involved, including discipline up to and including termination, and, in appropriate circumstances, referral to governmental authorities, and will also take appropriate steps to correct and remedy the situation.

RETENTION OF COMPLAINTS

The Compliance Officer will ensure the Company maintains a record of all

complaints, tracking their receipt, as well as any associated investigation and outcome, and shall prepare a periodic summary report thereof for each member of the Audit Committee. Each member of the Audit Committee and, at the discretion of the Compliance Officer, other personnel involved in the investigation of complaints, shall have access to such records, which shall be maintained in accordance with any document retention policy(ies) of the Company.