

20/10/2022

Current report No. 42/2022

Subject:

Conclusion of significant agreement of a net value of PLN 63.4 million for construction works for a wind farm located in the Śląskie Voivodeship.

Legal background:

Article 17.1 MAR – confidential information.

Report contents:

The ONDE S.A. Management Board, (Issuer) informs that on 20 October 2022, the consortium consisting of ONDE S.A. and P&Q sp. z o.o. with its registered office in Białystok concluded an agreement for construction works under the following terms and conditions:

1. Investor: FEN Sp. z o.o. with its registered office in Wrocław
2. Total net contract value: PLN 63.4 million net, including value assigned to ONDE S.A.: PLN 34.9 million net.
3. The subject matter of the contract: performance of comprehensive works related to construction of a wind farm, consisting of 13 wind turbines in total, with an accompanying infrastructure;
4. Final deadline for contract performance: 31/08/2024.
5. Payment terms and conditions: invoicing in instalments according to performance of milestones. A date for payment of invoices is 30 days.
6. Penalties and liability:
 - Contractual penalties for a delay in the Contract performance 0.3% of the Contract value for each day of delay;
 - The maximum acceptable amount of contractual penalties will not exceed 20% of the Contract value;
 - The guarantee and warranty period shall be 5 months.

The Consortium liability for the contract performance was limited to the value of contractual remuneration.

The remaining terms and conditions of the agreement do not differ from terms and conditions generally used in contracts of this type.