

07/12/2022

Current report No. 46/2022

Subject:

Concluding a significant agreement of an approximate value of PLN 44 million net for construction works during construction of a wind farm complex located in the Lubelskie Voivodeship, consisting of 10 wind turbines in total.

Legal background:

Article 17.1 MAR – confidential information

Report contents:

The ONDE S.A. Management Board (Issuer) informs that on 7 December 2022, ONDE S.A. concluded construction works agreements, under terms and conditions specified below:

1. Investor: Wind Farm Łada Sp. z o.o.. with its registered office in Krakow;
2. The total contract value: ca. PLN 44 million;
3. Subject matter of the contract: comprehensive construction works on the wind farm complex;
4. Contract performance date: 20 months;
5. Payment terms and conditions: invoicing in instalments according to performance of milestones; invoices payable within 30 days;
6. Penalties and liability:
 - a contractual penalty for a delay in the Contract performance of 0.3% of the Contract value for each day of delay;
 - a contractual penalty for termination of the Contract by the Employer for reasons attributable to the Contractor - 20% of the Contract value;
 - The maximum acceptable amount of contractual penalties will not exceed 20% of the Contract value;
7. The remaining terms and conditions of the agreement, including securities, guarantee and warranty, do not differ from terms and conditions generally used in contracts of this type.

The liability for the contract performance was limited to the amount of the remuneration.