

15/02/2023

Current report No. 07/2023

**Subject:**

Concluding significant agreements of an approximate value of EUR 26 million net for construction works during construction of a wind farm located in the Republic of Lithuania, of the total connected power of 80 MW.

**Legal background:**

Article 17.1 MAR – confidential information.

**Report contents:**

The ONDE S.A. Management Board (Issuer) informs that on 15/02/2023 the Issuer concluded two agreements for civil works concerning construction of foundations (“Contract No. 1”) and laying of medium and high voltage cables (“Contract No. 2”) for construction of a wind farm within the Republic of Lithuania, under the following terms and conditions:

1. Investor: UAB “Energijos žara” with its registered office in Vilnius.
2. The total value of contracts: ca. EUR 26 million net (“Contract No. 1” - ca. EUR 10 million net; “Contract No. 2” - ca. EUR 16 million net).
3. The subject matter of the contracts: foundation works (“Contract No. 1”) and laying of medium and high voltage cables (“Contract No. 2”) for construction of a wind farm.
4. Contracts performance date: July 2024.
5. Payment terms and conditions: invoicing in instalments according to performance of milestones. A date for payment of invoices is 15 days.
6. Penalties and liability:
  - For a delay in performance of individual milestones, in the amount of 0.03% of remuneration for each scope of works, and in the case of a delay exceeding 20 days, in the amount of 0.06% of the remuneration for a relevant scope of works;
  - for a delay in contract performance, in the amount of 0.03% of the net contractual remuneration, and in the case of a delay exceeding 20 days, in the amount of 0.06% of the net contractual remuneration.

- The maximum acceptable amount of contractual penalties calculated for all causes provided for in the agreement will not exceed 20% of the total contract value.
7. Securities: an insurance or a bank guarantee for 10% of the contractual remuneration, A guarantee for removal of faults and defects: 5% of the contractual remuneration.

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

The remaining terms and conditions of the contracts, including securities, payments, and termination of agreements, do not differ from terms and conditions generally used in contracts of this type.