28/10/2020 Current Report No. 63/2020 (08:54 a.m.)

Topic:
Signing of a significant Agreement of the net value of PLN 31.46 million for construction works at construction of the wind farm Kołobrzeg.

Legal basis:
Article 17(1) MAR - inside information.

Content of the Report:
The Management Board of Erbud S.A. (the Issuer) informs that on 27 October 2020 the company PBDI S.A from Torun (90% subsidiary of the Issuer) signed a significant construction works agreement with the following terms:

1. Contract conclusion date: 27 October 2020;
2. Investor (exact name and registered office): Farma Wiatrowa Kołobrzeg Spółka z ograniczoną odpowiedzialnością, ul. Łostowicka 29, 80-121 Gdańsk;
3. Total net contract value: PLN 31,455,000.00 net;
4. Subject matter of the contract: construction works at the construction of the Kołobrzeg wind farm.
5. Agreement performance deadline: 21 December 2021;
6. Payment terms: partial invoicing according to milestones implementation. Invoices payable within 30 days from the invoice delivery date;
7. Performance bond: 10% of the net remuneration in the form of an insurance guarantee valid 21 December 2021;
8. Warranty for repair of defects and faults: 5% of the net remuneration in the form of an insurance guarantee valid for 5 years from signing of the Final Works Delivery Protocol;
9. Penalties:
    - for a delay in implementing of individual milestones: 0.01% of the net remuneration for each day of delay;
    - for a delay in signing of the Final Works Delivery Protocol: 0.01% of the net remuneration for each day of delay;
    - for a delay in the removal of defects: 0.01% of the net remuneration for each day of delay;

    The maximum amount of contractual penalties for delay will not exceed 20% of the total contract price.