15/12/2020 Current Report No. 74/2020 (04:50 p.m.)

Topic:
Signing of a significant Construction Works Agreement of the net value of PLN 24.93 million for construction of an Elementary School in the residential estate Złocień in Cracow.

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

Content of the Report:
The Management Board of Erbud S.A. (the Issuer) informs that today the following Agreement of the net value of PLN 24.93 million was signed:

1. Contract conclusion date: 15 December 2020;
2. Investor (exact name and registered office): "Gmina Miejska Kraków, Pl. Wszystkich Świętych 3-4 Kraków (31-004)" [Municipal Commune Cracow];
3. Net value of the contract: PLN 24,935,000.00;
4. Subject matter of the contract: designing and performance of construction works consisting in the construction of a building of the Primary School in the residential estate Złocień in Cracow in the "design and build" system;
5. Contract performance place: Cracow, Residential Estate Złocień;
6. Performance period: 15.12.2020 till 21.08.2023;
7. Payment terms: partial invoicing - according to rules defined in the Agreement, payment deadline – 30 days;
8. Performance bond (value, term): "5% of the gross remuneration in the form of a bank or an insurance guarantee or in cash for the period of agreement performance";
9. Warranty for repair of defects and faults: "1.5% of the gross remuneration in the form of a bank or an insurance guarantee or in cash for the period of 120 months";
10. Other guarantees (type, value, term): none
11. Penalties: "Penalties do not differ from market conditions for this type of agreements. For withdrawal from the agreement by either party for reasons attributable to the Contractor: The Contractor shall pay the Employer 20% of the gross remuneration. For withdrawal from the agreement by the Contractor for reasons attributable to the Employer: The Employer shall pay the Contractor 10% of the gross remuneration. Contractual penalties cap: up to 50% of the gross remuneration for both parties."
12. Comments: "PUBLIC TENDER"