Current report no. 43/2023
Date: 2023-11-21
ERBUD S.A.

Subject:
Signing of a Significant Contract with a net value of PLN 74.8 million for the “construction of a hospital building for a central operating theatre and surgical wards with the reconstruction of existing buildings” in accordance with the design and build formula in Tomaszów Lubelski.

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

Report content:
The Management Board of ERBUD S.A. (the Issuer) hereby announces that today it has received a Significant Contract with a net value of PLN 74.8 million signed by both parties for the “construction of a hospital building for the central operating theatre and surgical wards with the reconstruction of existing buildings” in accordance with the design and build formula in Tomaszów Lubelski, under the following conditions:

1. Contract date: 2023.11.21
2. Investor (exact name and registered office): „Samodzielny Publiczny Zespół Opieki Zdrowotnej w Tomaszowie Lubelskim, Aleje Grunwaldzkie 1, 22-600 Tomaszów Lubelski”.
3. Contract value: PLN 74,828,705.81 net
4. Subject of the Contract “Construction of a hospital building for a central operating theatre and surgical wards with reconstruction of existing buildings” in accordance with the design and build formula.
5. Place of the Contract performance: “Aleje Grunwaldzkie 1, 22-600 Tomaszów Lubelski”.
6. Implementation dates: 21.11.2023 - 21.05.2026
7. Terms of payment “The Contractor shall issue seven partial invoices up to a total of 90% of the gross contractual remuneration, considering the limits of the amount, resulting from the budgetary possibilities of the Ordering Party in each year of implementation.
   Final settlement will be carried out after final acceptance.
   Payment of the remuneration due to the Contractor will be completed within 60 days from the date the invoice is received by the Ordering Party.”
8. Performance bond (value, duration): 5% of the gross Contract value: PLN 4,529,767.90; term: from 21.11.2023 to 22.07.2026
9. Retention bond (term, value): “1.5% of the gross Contract value: PLN 1,358,930.37; term: from 23.07.2026 to 07.07.2031 except for the scopes:
   - concrete, reinforced concrete and steel columns, girders and beams, walls, ground floor structures, ceilings, flat roofs, the tightness of the building's roofing, the tightness of the ground floors, external walls and other structural components below the ground floor: guarantee period until 07.07.2041 (15 years)
   - external joinery and ironmongery: guarantee period until 07.07.2034 (8 years)
   - maintenance of greenery and medical and technical equipment indicated in sections 6.5 and 6.6 of the Functional Plan: warranty period until 07.07.2028 (2 years)”
10. Other guarantees (type of guarantee, value, duration): -
11. Penalties “The total maximum amount of contractual penalties that may be charged by either party shall be 25% of the gross remuneration.”