

**Polish Financial Supervision Authority****Current report**                      **No 12 / 2020**Report date : 15<sup>th</sup> of April 2020

Abbreviated issuer name:

PATENTUS S.A. ....

**Subject:**

Signing of a significant Executive Agreement.

**Legal grounds:**

Article 17 paragraph 1 MAR - confidential information.

**Report content:**

The Management Board of PATENTUS S.A. ("Company", "Issuer", "Consortium Partner") informs that on 15<sup>th</sup> April 2020 the Company received the signed Executive Agreement to the Consortium Agreement ("Agreement") concluded between the Issuer and Famur S.A. ("Consortium Leader") with its registered office in Katowice.

The subject of the Agreement is to determine the division of responsibilities between the Leader and the Consortium Partner in the implementation of the contract concluded with Jastrzębska Spółka Węglowa S.A. with its registered office in Jastrzębie Zdrój ("Employer") ("Contract"), which was described in Current Report No. 10 of 8<sup>th</sup> April 2020, as well as the definition of financial settlements between the Consortium Parties.

**Deadlines for implementation:**

Bearing in mind the deadlines for the implementation of the public contract included in the Contract with the Employer, the Parties undertake to perform the obligations arising from the Contract indicated on the following dates:

**a) Consortium Leader:**

- 1) preparation of the documentation referred to in the Agreement and its transfer to the Partner until 10<sup>th</sup> April 2020.
- 2) delivery of belt conveyor No. 1 along with complete documentation required in the Contract to the Employer's warehouse - until 5<sup>th</sup> October 2020.
- 3) delivery of belt conveyor No. 3 along with complete documentation required in the Contract to the Employer's warehouse - until 26<sup>th</sup> October 2020
- 4) delivery of belt conveyor No. 5 together with complete documentation required in the Contract to the Employer's warehouse - until 16<sup>th</sup> November 2020
- 5) delivery to the Partner of the elements listed in the Agreement by:
  - for belt conveyor No. 2 - until 28<sup>th</sup> September 2020;
  - for belt conveyor No. 4 - until 19<sup>th</sup> October .2020;
  - for belt conveyor No. 6 - until 9<sup>th</sup> November 2020

The parties will agree the final place of delivery no later than 10 days before the abovementioned deadlines.

- 6) delivery of additional equipment by 16<sup>th</sup> November 2020

**b) Consortium Partner:**

- 1) delivery of belt conveyor No. 2 together with complete documentation required in the Contract to the Employer's warehouse - until 5<sup>th</sup> October 2020.
- 2) delivery of belt conveyor No. 4 along with complete documentation required in the Contract to the Employer's warehouse - until 26<sup>th</sup> October 2020.

3) delivery of belt conveyor No. 6 together with complete documentation required in the Contract to the Employer's warehouse - until 16<sup>th</sup> November 2020.

4) delivery to the Leader of the elements listed in the Agreement by:

- for belt conveyor No. 1 - until 15<sup>th</sup> October 2020;

- for belt conveyor No. 3 - until 5<sup>th</sup> October.2020;

- for belt conveyor No. 5 - until 27<sup>th</sup> October 2020

The parties will agree the final place of delivery no later than 10 days before the abovementioned deadlines.

5) delivery of additional equipment until 16<sup>th</sup> November 2020.

6) completing and delivering to the Consortium Leader the documentation indicated in the Agreement by 30<sup>th</sup> September 2020.

#### Payments:

1. the remuneration for the performance of the public contract described in more detail in the Contract has been set at the total net amount of 24,234,000.00 PLN (in words: twenty four million two hundred thirty four thousand PLN 00/100) + VAT, i.e. the gross amount of 29,807,820.00 PLN (say: twenty nine million eight hundred seven thousand eight hundred twenty 00/100 zlotys)

2. the remuneration indicated in point 1, after its payment by the Employer to the Leader's bank account indicated in the VAT invoice, will be between the Leader and the Partner in the following total amounts:

1) The Consortium Leader will receive a net amount of 12,515,262.00 PLN (in words: twelve million five hundred and fifteen thousand two hundred and sixty zlotys) + VAT, i.e. a gross amount of 15,393,772.26 PLN (in words: fifteen million three hundred and ninety three thousand seven hundred and seventy) two 26/100 zlotys)

2) The Consortium Partner will receive a net amount of 11,718,738.00 PLN (in words: eleven million seven hundred eighteen thousand seven hundred and thirty eight zlotys) + VAT, i.e. the gross amount of 14,414,477.74 PLN (in words: fourteen million four hundred fourteen thousand forty seven 74 / 100 zlotys)

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PATENTUS SPÓŁKA AKCYJNA

( full issuer name )

PATENTUS S.A.

(abbreviated issuer name)

Electro engineering industry ( ele )

(sector acc. to WNE classification)

43-200

(zip code )

Pszczyna

(town city )

Górnoślaska

(street)

11

(building number )

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(telephone number)

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(www)

638-14-35-033

(Vatin)

273585931

(National Business Registry Number )

**SIGNATURES OF THE COMPANY'S REPRESENTATIVES:**

| Date                                    | Name and Surname | Position/Function                 | Signature |
|---|------------------|-----------------------------------|-----------|
| 15 <sup>th</sup> of April 2020<br>..... | Józef Duda       | President of the Management Board |           |