



CURRENT REPORT 38 / 2021

8 December 2021

Legal basis: Art. 17.1 of the MAR – Confidential Information.

Subject: Conclusion of Infrastructure Contract.

Content:

The Management Board of ZUE S.A. with registered office in Cracow (the "Company," ZUE) inform about the contract entered into on 8 December 2021 between the Consortium of:

1) ZUE (Leader); and

2) Yörük Yapı İnşaat A.Ş. with registered office in Ankara (jointly referred to as the "Consortium"),

and the Capital City of Warsaw and Tramwaje Warszawskie sp. z o.o. (jointly referred to as the "Contracting Authority") for the project named: Design and construction services for the project named "Construction of the Annopol depot" (the "Contract").

The Company informed about the selection of the Company's tender as the most economically advantageous offer in the current report 28/2021 of 22 October 2021.

Net value of the Contract: PLN 532.6m (out of which about 50% is attributable to ZUE).

Gross value of the Contract: PLN 665.1m.

Project completion date: 26 months of the Contract conclusion date.

The warranty given by the Consortium is five years. The Consortium is liable under the guarantee for the same period of time.

The Contract provides for contractual penalties payable by the Consortium to the Contracting Authority in the circumstances specified therein, including the penalty for the failure to complete a stage of the Contract or to remove defects in a timely fashion. The Consortium will also pay the Contracting Authority the contractual penalty of 15% of the Contract gross value if the Contract is terminated due to the circumstances blamed on the Consortium. However, the total amount of the contractual penalties must not exceed 30% of the Contract gross value.



The parties reserve the right to claim additional damages up to the value of actual damage.

The remaining terms of the Contract, including but not limited to the termination or security terms, do not differ from the standard terms of such type of contracts.

In addition, the Company informs that following the conclusion of the Contract, the total value of the backlog held by the companies within the ZUE Capital Group at the date of this report is approx. PLN 1,687m.