Sygnity S.A. with its registered office in Warsaw ("Sygnity", "Company") informs hereby on conclusion, on 29 December, 2014, of a significant agreement with Polska Spółka Gazownictwa sp. z o.o. with its registered office in Warsaw ("PSG", “Contracting Party”) and Sygnity with regard to procurement under the public procurement procedure in the open tender mode, carried out pursuant to the provisions of the Act of 29 January, 2004 - Public Procurement Law.

The subject matter of the Agreement is: 1) providing PSG with software accompanied with software licenses and software update rights as well as providing PSG with deployment service packages, 2) providing the Contracting Party with software accompanied with software license, without software update right as well as 3) providing the technical support service package specified in the content of the Agreement, within 3 years from the date of signing the Agreement (“Subject Matter of the Agreement”).

Under the Agreement, Sygnity obliged itself to provide the Contracting Party with software accompanied with licenses covered by the Subject-Matter of the Agreement within 30 days from the day of concluding this Agreement, whereas providing by the Company of the services for PSG related to technical service package shall be carried out for the period of 3 years from the day of signing the Agreement.

Value of this Agreement shall be gross EUR 7 671 387.00 (say: seven million six hundred seventy one thousand three hundred eighty seven euro 00/100).

The Contracting Party reserved its right in the Agreement to extend the purchase of software license under the Subject-Matter of the Agreement, throughout the duration of the Agreement, by 10% of the basic contract value (“Option Right”). PSG shall be entitled to exercise the Option Right on the one-time basis or repeated basis throughout the duration of the Agreement, however not exceeding the above-mentioned value limit. Exercising the Option Right shall constitute no amendment to the Agreement.

Remuneration for providing PSG with software accompanied with software licenses and software update rights as well as providing PSG with deployment service packages and providing PSG with software accompanied with software license, without software update right (Clause 1 - 2 of the said Subject-Matter of the Agreement), shall be payable based on the invoice issued by the Company upon completion of this part of the Subject-Matter of the Agreement within 30 days from the day of delivery of this invoice to the Contracting Party.

Remuneration for providing the technical support service package stipulated in the Agreement (Clause 3 of the said Subject-Matter of the Agreement), shall be paid in advance for each year of providing these services by Sygnity, in three equal installments, within 30 days from the date of delivery of relevant invoices to PSG.

Remuneration due to Sygnity under the Agreement shall be paid in Polish Zlotys based on the conversion made according to the average exchange rate of the National Bank of Poland as of the last working day following the day of issuing of each said invoice.

The Agreement contains no provisions stipulating specific terms and conditions departing from those commonly applied for this kind of agreements.
The Agreement contains provisions related to contractual penalties pursuant to which the maximum amount of contractual penalties may be in excess of the equivalent of 10% of the Agreement value. Precise value of contractual penalties stipulated in the Agreement depends on type and number of infringements in performing the Subject-Matter of the Agreement. Payment of contractual penalties by Sygnity for non-performance or undue performance of the Agreement shall not preclude the right of the Contracting Party to claim damages in line with general principles.

The significant agreement criterion is as follows: total gross value of Agreement exceeds 10% of the Sygnity equity capital value.

Legal basis: Paragraph 5(1)(3) in relation to § 9 of the Ordinance of the Minister of Finance of 19 February 2009 on current and periodic information to be published by issuers of securities and the condition for recognizing information required by the laws of a non-member state as equivalent (Journal of Laws of 2009, No. 33, item 259, as amended).