Warsaw, 15 June 2012

26/2012

Information on conclusion of a major agreement

The Management Board of Sygnity S.A. with its registered office in Warsaw (hereinafter “Sygnity”) hereby informs of having concluded on 15 June 2012 a Public Procurement Agreement, after having completed a closed tender procedure, pursuant to Article 47 and following of the Act of 29 January 2004 Public Procurement Law (i.e. Journal of Laws of 2010, no. 113, item 759 as amended), (“Agreement”) with the Centre for Health Protection Information Systems with its registered office in Warsaw (“the Ordering party”).

The subject matter of the Agreement is the design, implementation and guarantee supervision of the following Subsystems: “Data Warehouse” and “Abuse Identification Subsystem” within the framework of the Project “Electronic Platform for Collection, Analysis and Access to Digital Resources on Medical Events” (“P1 System”).

The term of the Agreement execution is 26 months from the date of the Agreement conclusion. The period of the provision of services within the scope of guarantee supervision expires after 24 months from the date of the production launch of P1 System with its full functionality.

The Agreement has been concluded within the framework of the fourth part of the project “Electronic Platform for Collection, Analysis and Access to Digital Resources on Medical Events”. Pursuant to the contractual provisions, Sygnity will perform a data warehouse allowing for collection of depersonalized data from the entire area of health protection and their further processing into information relevant from the management perspective. Owing to this, the system beneficiaries, inter alia, the Ministry of Health, the National Health Fund, local governments or medical entities will obtain access to reports, analyses and statistics necessary to create health policy, efficient management and planning of activities within the scope of health protection.

The total remuneration for the execution of the subject matter of the Agreement (“Value of the Basic Procurement”) amounts to not more than PLN 79,525,681.98 (say: seventy nine million five hundred and twenty five thousand six hundred and eighty one zloty 98/100) gross, including VAT amounting to PLN 14,870,655.98 (say: fourteen million eight hundred and seventy thousand six hundred and fifty five zloty 98/100), net amount: PLN 64,655,026.00 (say: sixty four million six hundred and fifty five thousand twenty six zloty 00/100). The remuneration shall be payable at the time of completion of particular stages of the Agreement.

The Ordering Party envisages a possibility of awarding additional procurement agreements up to 10% of the Value of the Basic Procurement.

The Agreement includes provisions concerning statutory fines, with the reservation that their total amount shall not exceed 20% of the total net remuneration.
If the loss incurred by the Ordering Party exceeds the amount of due statutory fines, the Ordering Party has the right to claim supplementary damages on general terms and conditions; however, the full liability of Sygnity on account referred to in the Agreement is limited to the amount of the total net remuneration for the execution of the subject matter of the Agreement, provided that the liability of Sygnity with regard to the compensation for damages caused by disclosure of protected information, damage to movable and immovable property, damage to person, damage on account of copyright infringement by dedicated software and documentation, developed and delivered by Sygnity within the framework of the Agreement and in the cases stipulated implicitly by effective legal regulations is not restricted in amount. The liability of Sygnity for loss or damage of data and lost profits has been excluded.

The criterion of recognising the Agreement as major agreement: the value of the Agreement exceeds 10% of the value of Sygnity’s share capital.

Legal basis: § 5 (1) (3) 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 conditions 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).