

POLISH FINANCIAL SUPERVISION AUTHORITY

Current Report No. 20/2018

Date prepared: 2018-07-27
Short name of the issuer: ELEKTROTIM S.A.
Subject: Information on amending the Contract concluded with PKO BP S.A. in the scope of multi-purpose credit limit
Legal grounds: Article 17, section 1 of MAR - Confidential Information

Content of the Report:

ELEKTROTIM S.A. informs that on 27.07.2018 it concluded an Annexe to the Contract on the multi-purpose credit limit with Powszechna Kasa Oszczędności Bank Polski S.A. with its seat in Warszawa (hereinafter referred to as: PKO BP S.A.); the Company informed about concluding the Contract in the Current Report No. 49/2015 of 11.08.2015.

The subject of the Contract is granting ELEKTROTIM S.A. by PKO BP S.A. the multi-purpose credit line (hereinafter referred to as: the limit) in the amount of PLN 25,000,000.00.

As part of the limit PKO BP S.A. grants the Company the following:

- a) credit in the current account in the amount up to PLN 5,000,000.00. i.e. up to 20% of the limit, for financing of current liabilities resulting from the run business activity,
- b) bank guarantees in the domestic and foreign turnover issued for securing liabilities of ELEKTROTIM S.A. to the beneficiaries of the guarantee, resulting from civil-law operations, including contracts, as well as resulting from provisions of law, which will be granted in the following currencies: PLN, EUR, CHF, and USD, up to the amount of PLN 25,000,000.00, i.e. up to 100% of the limit.

Pursuant to the annexe the term of the Contract has changed: the limit is granted for the period from 10.08.2015 to 26.07.2020.

Interest of the Credit in the Account is set per annum according to the variable rate amounting to the reference rate increased by the mark-up of PKO BP S.A., provided that the interest rate cannot be lower than the mark-up of PKO BP S.A. and cannot be lower than zero. The reference rate constitutes: WIBOR 1M rate.

Securing all liabilities of the Borrower resulting from the granted Credit in the Account or Guarantee and other liabilities resulting from the contract constitute:

- 1) blank promissory note of the Borrower together with the promissory note agreement,
- 2) contractual law of offsetting debt of PKO BP S.A. for the repayment of all liabilities of the Borrower resulting from the Contract with the liability of the owner of the bank account in PKO BP S.A., to PKO BP S.A.,
- 3) transfer (payment) to the account of PKO BP S.A. of money - within the understanding of Article 102 of the Banking Law Act of 29 August 1997 in Polish currency, in the amount of:
 - a) 20% of the current guaranty - for guarantees for which the period from the day of issuing the guarantee or from the day of making the last amendment in the guarantee (in the form of

an annexe) to the expiry date of the guarantee, exceeds 36 months and simultaneously does not exceed 60 months,

b) 40% of the current guaranty - for guarantees for which the period from the day of issuing the guarantee or from the day of making the last amendment in the guarantee (in the form of an annexe) to the expiry date of the guarantee, exceeds 60 months and simultaneously does not exceed 84 months,

c) 100% of the current guaranty - for guarantees for which the period from the day of issuing the guarantee or from the day of making the last amendment in the guarantee (in the form of an annexe) to the expiry date of the guarantee, exceeds 84 months,

Pursuant to the concluded Annexe ELEKTROTIM S.A. is obliged - under the pain of terminating the Contract - to submit to PKO BP S.A., within 2 business days from the day the Annexe was concluded, notarial statement regarding the acceptance of enforcement within the scope of claims PKO BP S.A. resulting from the Contract, pursuant to Article 777, paragraph 1, section 5 of the Act of 17 November 1964 Code of Civil Procedure (consolidated text Dz.U. of 2018, item 155, as amended) of the content satisfying PKO BP S.A. subject to which ELEKTROTIM S.A. will accept the enforcement up to PLN 50,000,000.00 and PKO BP S.A. will have the right to apply for an enforcement order giving effect to the bank's enforceable title by 26 July 2032.