

KLAUZULA NR 3: Drugą stroną umowy są takie podmioty jak: doradcy, księgowi, audytorzy, firmy konsultingowe, agencje ratingowe, tłumacze, graficy, firmy i instytuty badawcze, firmy projektowe i inne osoby określone w rozporządzeniu MAR jako: pracujące dla ORLEN S.A. na podstawie innych umów niż umowa o pracę. Klauzulę należy również zastosować w dokumentach OWZ/SzWZ, jeśli dotyczą one umów z wyżej wymienionymi podmiotami.

Appendix ...

INFORMATION NOTE

Regarding disclosure requirements of public company

ORLEN S.A., being a parent entity to ORLEN Południe S.A., is subject to disclosure requirements towards capital market, regulated by the Regulation (EU) No 596/2014 of the European Parliament and of the Council of 16 April 2014 on market abuse (market abuse regulation) and repealing Directive 2003/6/EC of the European Parliament and of the Council and Commission Directives 2003/124/EC, 2003/125/EC and 2004/72/EC with changes („MAR Regulation”).

Accordingly, in applying the provisions of the above Regulation:

1. 1. ORLEN Południe S.A. informs the other party of the agreement that as a result of performing its tasks for ORLEN Południe S.A. it has an access to the inside information within the meaning of MAR Regulation, and ORLEN S.A. shall publish the information immediately or with delay.
2. An inside information within the meaning of MAR Regulation cannot be used or unlawfully disclosed by the other party of the agreement and persons working on its behalf. In case of use of inside information or its unlawful disclosure, the sanctions according to MAR Regulation apply.
3. If the circumstances mentioned in point 1 arise, then acc. to Art. 18 of MAR Regulation:
 - a. The other party of the agreement will be obliged to prepare a list of all persons who have access to the inside information mentioned above. The other party shall include on the list its employees and persons working on its behalf or on its account.
 - b. The other party of the agreement shall take all reasonable steps to ensure that any person on the list of persons who have access to inside information acknowledges in writing the legal and regulatory duties entailed and is aware of the sanctions applicable in case of use of inside information or its unlawful disclosure.
 - c. The other party of the agreement will be obliged to update the list promptly, strictly acc. to Art. 18 item 4 of MAR Regulation.
 - d. The other party of the agreement will be obliged to retain its insider list for a period of at least five years after it is drawn up or updated.
 - e. The other party of the agreement shall provide the list of persons who have access to inside information to the Polish Financial Authority upon its request.
4. Format of the list of persons who have access to inside information determines Commission Implementing Regulation (EU) 2016/347 of 10 March 2016 laying down implementing technical standards with regard to the precise format of insider lists and for updating insider lists in accordance with Regulation (EU) No 596/2014 of the European Parliament and of the Council.