

.....
.... [counterparty data]

.....
.... [address].

.....
[business register number].

.....
.... [NIP].

("Counterparty")

COUNTERPARTY STATEMENT COMPLIANCE WITH THE SANCTIONS REGIME

1. The contractor declares that:
 - 1) The counterparty is not a Russian citizen or a natural or legal person, entity or body based in Russia;
 - 2) The Counterparty is not listed in the lists contained in Regulation 765/2006¹¹ and Regulation 269/2014¹² or included in the Sanctions List¹³;
 - 3) the beneficial owner¹⁴ of the Counterparty is not a person listed in the lists contained in Regulation 765/2006 and Regulation 269/2014 or included in the Sanctions List;
 - 4) the Counterparty's parent¹⁵ entity is not an entity included in the lists set out in Regulation 765/2006 and Regulation 269/2014 or included in the Sanctions List;
 - 5) the Counterparty is not an entity subject, otherwise than as set out in points 1 to 4 above, to sanctions under the laws in force in the Republic of Poland which exclude or restrict the possibility of entering into or performing a contract with it or with its participation;

¹¹ Council Regulation (EC) No 765/2006 of 18 May 2006 concerning restrictive measures in view of the situation in Belarus and its involvement in Russia's aggression against Ukraine (OJ. EU. L. of 2006. No. 134, p. 1, as amended; "**Regulation 765/2006**").

¹² Council Regulation (EU) No 269/2014 of 17 March 2014 on restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine (OJ. EU. L. 2014. No. 78, p. 6, as amended; "**Regulation 269/2014**").

¹³ Sanctions List ("**Sanctions List**", available at <https://www.gov.pl/web/mswia/lista-osob-i-entities-obtained-sanctions>, maintained by the Minister of Internal Affairs and Administration pursuant to the Act of 13 April 2022 on special solutions to prevent support for aggression against Ukraine and to protect national security (i.e. Dz. U. of 2023, item 1497, as amended; "**Sanction Law**").

¹⁴ Within the meaning of the Anti-Money Laundering and Countering the Financing of Terrorism Act of 1 March 2018 (i.e. Journal of Laws 2023, item 1124, as amended).

¹⁵ Within the meaning of Article 3(1)(37) of the Accounting Act of 29 September 1994 (i.e. Journal of Laws of 2023, item 120, as amended).

- 6) The counterparty is not a participant in any pending sanction proceedings and there are no circumstances that could trigger such proceedings.
2. The counterparty declares that it is not an entity referred to in Article 5aa(1) of Regulation 833/2014¹⁶, viz:
- 1) is not a legal person, entity or body established in Russia that is subject to public control or is more than 50% publicly owned or in which Russia, its government or its central bank has the right to participate in profits or with which Russia, its government or its central bank has other significant economic relations, as listed in Annex XIX to Regulation 833/2014;
 - 2) is not a legal person, entity or body located outside the European Union, the ownership rights of which are directly or indirectly held for more than 50% by an entity referred to in point 1) above or listed in Annex XIX to Regulation 833/2014;
 - 3) is not a natural or legal person, entity or body acting on behalf of or at the direction of an entity referred to in 1) or 2) above.
3. In addition, the Counterparty warrants and guarantees that:
- 1) it shall, throughout the performance of the contract, use its best endeavours not to become an entity subject to the sanctions referred to in paragraphs 1 to 2 above;
 - 2) in the performance of the contract, neither the Contracting Party nor any of the entities involved in the export of the Goods will violate any prohibition of an act or omission resulting from sanctions introduced under the laws in force in the Republic of Poland, in particular those set out in Regulation 833/2014, Regulation 765/2006 or Regulation 269/2014;
 - 3) the Goods constituting the subject matter of the order, after their purchase from ORLEN OIL, shall not be sent back to Russia or Belarus and shall not be transferred to any natural or legal persons, entities or bodies in Russia or Belarus or to be used in Russia or Belarus or used in a manner that violates the sanctions introduced under the regulations in force in the Republic of Poland;
 - 4) in the event of resale by the Contracting Party of goods being the subject of the Contract, the Contracting Party's business partner purchasing the goods shall undertake an obligation not to export them to Russia and Belarus;
 - 5) shall notify ORLEN OIL of any change in the state of affairs regarding which the Contractual Party submitted the declaration referred to in this statement.

[date].

[signature of the person authorised to represent the Contracting Party].

¹⁶ Council Regulation (EU) No 833/2014 of 31 July 2014 concerning restrictive measures in view of Russia's destabilising actions in Ukraine (OJ. EU. L. of 2014. No. 229, p. 1, as amended; "**Regulation 833/2014**").