

ADDITIONAL ACT NO. 1
To
MANDATE CONTRACT no.....

Considering:

- The provisions of the Government Emergency Ordinance no. 109/2011 regarding the corporate governance of public enterprises, approved with amendments and additions by Law no. 111/2016 ("GEO no. 109/2011");
- The provisions of Law no. 31/1990 regarding commercial companies, republished, with subsequent amendments and additions ("Law no. 31/1990");
- The provisions of Law no. 24/2017 **regarding financial instruments issuers and market operations, with subsequent amendments (for listed companies)**;
- Government Decision no. 722/2016 for the approval of the Methodological Norms for the application of several provisions of the Government Emergency Ordinance no. 109/2011 regarding the corporate governance of public enterprises ("*GD no. 722/2016*");
- Government Decision no. 1200/1990 regarding the establishment of the company Oil Terminal S.A.;
- The constitutive act of the Oil Terminal S.A. Company, updated;
- The provisions of art. 1913 – 1919, art. 1924, as well as of art. 2009 et seq. of the Civil Code;
- The Decision of the Shareholders Ordinary General Assembly of the company no. _____ of 25.11.2022 for the approval of the additional act between the company and the company's managers

and that

- by Decision no. ____ of 29.07.2022, the company's Shareholders Ordinary General Assembly appointed Mr./Ms. _____ as a member of the Board of Directors, and he expressly accepted the appointment, and exercised, together with the other members of the Board of Directors, the attributions provided by Law no. 31/1990, by the Constitutive Act of the company, ("Constitutive Act"), by GEO no. 109/2011;
- By OGSM Decision no. 13 of 16.06.2022, the selection procedure of managers has started according to the provisions of GEO 109/2011 and shall be carried out by the Ministry of Energy;
- According to the provisions of art 64¹ para. (5) of GEO 109/2011 regarding the corporate governance of public enterprises, with subsequent amendments and additions according to which "*In the situations provided for in para. (2)-(4), the duration of the mandate is 4 months, with the possibility of extension, for good reasons, up to a maximum of 6 months*" and para. (7), according to which "*The remuneration of the interim managers shall be equal to the remuneration of the managers provided for in art. 64 para. (3)*";
- Law no. 31/1990 and GEO no. 109/2011 require the members of the Board of Directors not to be in a legal employment relationship with the company during their term of office;

- it is required to establish the rights and obligations of the signatory parties, in the context of a legal relationship under civil law, corresponding to the exercise of the position of member of the Board of Directors,

The parties agree to conclude this additional act to the Management Contract, as a result of the agreement expressed by the signatory parties.

Oil Terminal S.A., commercial company managed in a unitary system, with registered office in Constanța, 2 Caraiman street, Constanța county, registered at the Trade Register Office attached to Constanta Court under no. J13/512/1990, CUI: 2410163, represented by Mr./Mrs. _____, as **mandator**, („*The Company*”),

and

Mr./Mrs. _____, citizenship _____, born on _____, in _____, resided in _____, _____ str., identified with ID series _____, no. _____, C.N.P. _____, as manager or **mandatory** („*Manager/Mandatory*”).

agree on the amendment and completion of the Mandate Contract no/....., as follows:

Art. 1. The duration of the Mandate Contract no. _____ is extended by 2 (two) months starting from 04.12.2022 until 03.02.2023 inclusive.

The other contractual clauses remain unchanged.

In witness whereof the parties concluded today, in 2 (two) original copies, this Additional Act to the Mandate Contract no...../....., declaring that they have each received, on the occasion of its signing, one copy.

OIL TERMINAL SA,
Represented by:

Manager,