

# ADDENDUM NO. 1 TO THE ADMINISTRATIV AGREEMENT NO. \_\_\_\_\_

concluded on \_\_\_\_\_

## I. Preamble

Considering:

- The provisions of art. 18 of GEO no. 90/2017 on some fiscal measures, the amendment and completion of some legal acts and the prorogation of some time limits („GEO nr. 90/2017”) according to which „*The Gross salaries of the directors and administrators provided in the mandate contracts concluded in compliance with the provisions of GEO no. 109/2011 on corporate governance of the public companies, approved with the amendments and completions of Law no. 111/2016, with subsequent amendments, can be recalculated so as to be in accordance with the new mandatory social contributions related to Law no. 227/2015, with its subsequent amendments and completions, as it was amended by GEO no. 79/2017 for the amendment and completion of Law no. 227/2015 on the Fiscal Code.*”;
- The Decision of the Ordinary General Assembly no...../31.01.2018 through which it was approved the recalculation of the gross and fixed monthly indemnities of the company administrators, that were provided in the mandate contracts concluded with SNN, regarding the maintenance of the monthly net indemnities, valid at the date of their appointments, to comply with the new mandatory social contributions that are due in compliance with Law no. 227/2015, with its subsequent amendments and completions, as it was amended by GEO no. 79/2017 to modify and complete Law no.227/2015 on the Fiscal Code, the recalculation being based on the provisions of art. 18 of GEO no. 90/2017;

the Parties agree to conclude this Addendum to the Administrative Agreement, as a result of the agreement expressed by the Parties.

## II. Contracting Parties

**Art. 1.** The Company ..... the one tier model of corporate governance, with headquarters in the city of ....., .....street, no....., .....county, registered in the Trade Registry at the Court ..... under nr. ...., TIC RO ....., IBAN code ..... open at ....., represented by Mr./Mrs.\_\_\_\_\_, acting in the capacity of principal,(the „Company”),

**and**

Mr./Mrs. \_\_\_\_\_, a Romanian citizen, born on \_\_\_\_\_ in the town of \_\_\_\_\_, county \_\_\_\_\_, domiciled in the town of \_\_\_\_\_, \_\_\_\_\_street, no.\_\_\_\_, block. \_\_\_\_\_, apartment. \_\_\_\_\_, county\_\_\_\_\_, ID series \_\_\_\_ no. \_\_\_\_\_, issued by \_\_\_\_\_, at the date of \_\_\_\_\_, PIN \_\_\_\_\_, acting in the capacity of non-executive administrator (the „Administrator”).

**Art. I**

**Art. 15 of the Administrative Agreement is amended and shall have the following contents:**

„The Administrator benefits from a gross fixed monthly indemnity to perform his/her mandate, in value of \_\_\_\_\_ LEI, equal to twice the average over the last 12 months of the average monthly gross salaries of the branch within which the *Company* performs its activity, communicated by the National Institute of Statistics, prior to the appointment, recalculated so as to maintain the level of the monthly net indemnity valid at the date of the appointment, to comply with the new mandatory social contributions that are due in accordance to Law no. 227/2015, with its subsequent amendments and completions, as it was amended by GEO no. 79/2017 to amend and complete Law no.227/2015 on the Fiscal Code, recalculated based on the provisions of art. 18 of GEO nr. 90/2017. The indemnity is recalculated starting including with the indemnity for January 2018, to ensure the same monthly net indemnity which the Administrator received without the effects of GEO no.79/2017 on the monthly net indemnity.”

**Art. II**

**The other provisions of the Administrative Agreement are not amended.**

In witness thereof, this Addendum to the Administrative Agreement no \_\_\_\_\_ has been concluded \_\_\_\_\_, at the Company headquarters, in 2 (two) true copies, the Parties declaring that they have received one copy at the conclusion of this Agreement.

**The Company,**  
By:

.....

**The Administrator,**