



EUROPEAN UNION
European Structural and Investing Funds
Operational Programme Research,
Development and Education



MINISTRY OF EDUCATION,
YOUTH AND SPORTS

AMENDMENT NO 2

TO PURCHASE CONTRACT NO. S20/011H

concluded on 11th of March 2020 (hereinafter the “**Amendment**” and the “**Contract**”) between

- (1) **Institute of Physics of the Academy of Sciences of the Czech Republic, a public research institution**,
with its registered office at: Na Slovance 2, Praha 8, 182 21, Czech Republic
registration no.: 68378271
represented by: RNDr. Michael Prouza, Ph.D. – director
(„**Buyer**”); and
- (2) **AMPHOS GmbH**,
with its registered office at: Kaiserstraße 100 52134 Herzogenrath, Germany
registration no.: DE270780780
represented by: Dr. Jan Dolkemeyer, Dr. Torsten Mans, Dr. Claus Schnitzler
enrolled in the commercial registered kept by Amtsgericht Aachen, HRB 16063
(„**Seller**”).

(the Buyer and the Seller are hereinafter jointly referred to as the “**Parties**”)

1. MODIFICATION OF THE CONTRACT

1.1 Art. 7 par. 7.1. of the Contract is hereby cancelled and replaced with the following wording:

*7.1 The Seller hereby provides a warranty of quality of the Object of Purchase for the period of **24 months**, unless this Contract or its amendments stipulates otherwise.*

1.2 Art. 7 par. 7.14 is hereby added hereto with the following wording:

*7.14 The Seller hereby provides a warranty of quality of the New stacks (as defined in Annex No. 1 hereto) for the period of **24 months from their installation or 42 months from the date of the signature of the Site Acceptance Test Protocol which forms an Annex No. 1 hereof, whatever comes first.***

2. FINAL PROVISIONS

2.1 All provisions of the Contract unaltered by this Amendment remain valid.

2.2 The Parties, manifesting their consent with its entire contents, affirm the Amendment with their signature.

2.3 The Parties agree to publish the full text of this Amendment, in the Register of Contracts pursuant to Act No. 340/2015 Coll., on Special Conditions for the Effectiveness of Certain Contracts, the Disclosure of These Contracts and the Register of Contracts, as amended (Act on the Register of Contracts).

2.4 This Amendment shall become valid on the date of the signature of both Parties. This Amendment shall become effective on the date of its publication at Register of Contracts.



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2.5 This Amendment is executed in one (1) counterpart in electronic form.

2.6 The following Annex forms an integral part of the Contract:

Annex No. 1 Site Acceptance Test Protocol

Buyer

Signature, date: _____

Name: RNDr. Michael Prouza, Ph.D.

Position: director

Seller

Signature, date: _____

Name: Dr. Torsten Mans, Dr. Claus Schnitzler

Position:



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ANNEX 1
SITE ACCEPTANCE TEST PROTOCOL

Site Acceptance Test Protocol

based on Purchase Contract No. S20/011H concluded on 11th March 2020 the subject of which is the purchase of pump diodes for 100 Hz 10 J system as amended by its Amendments No. 1 and No. 2 (**“Purchase Contract”**)

Seller:

AMPHOS GmbH

with its registered office at: Kaiserstraße 100 52134 Herzogenrath, Germany

Registration No.: DE270780780

Represented by: Dr. Jan Dolkemeyer, Dr. Torsten Mans, Dr. Claus Schnitzler

Representative of the Seller in technical matters: Dr. Claus Schnitzler

(hereinafter referred to as **“Seller”**)

Buyer:

Institute of Physics of the Academy of Sciences of the Czech Republic, a public research institution

with its registered office at: Na Slovance 2, 182 21 Praha 8, Czech Republic

registration No.: 683 78 271

Represented by: RNDr. Michael Prouza, Ph.D. – director

Representative of the Buyer in technical matters: Martin Divoký

(hereinafter referred to as **“Buyer”**)

In accordance with the Purchase Contract, the Phase 3 of Delivery of the Object of Purchase as specified in the Art 1.1 and 1.2 (hereinafter referred to as **“Object of Purchase”**) was accomplished as specified in Art. 2.2 (hereinafter referred to as **“Phase 3”**).

The Buyer and the Seller signed off the Site Acceptance Test and the Buyer hereby accepts the Object of Purchase as specified in Art. 1.1 and 1.2 with the following defect: two stacks have been damaged during setup (hereinafter referred to as **“Defect”**). The Buyer and the Seller hereby agree that the Defect will be removed by replacing the damaged stacks (hereinafter referred to as **“New Stacks”**) upon Buyer’s notice within the term agreed by the Buyer and the Seller.

The Seller hereby agrees that in accordance with the Amendment No. 2 they will provide warranty of the New Stacks for the period of 24 months from their installation or 42 months from the date of the signature of this Site Acceptance Test Protocol, whichever comes first.

In Dolní Břežany, 13th December 2021

TEAMING FOR SUCCESS



Dr. Claus Schnitzler
AMPHOS GmbH

Martin Divoký
Institute of Physics AS CZ

Annex: Site Acceptance Test Report

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