

AMENDMENT N. 2 TO THE CONSORTIUM AGREEMENT

THIS AMENDMENT TO THE CONSORTIUM AGREEMENT OF 29 SEPTEMBER 2022 is concluded pursuant to Section 1746(2) of Act No. 89/2012 Coll., the Civil Code, as amended (this Amendment is hereinafter referred to as the "Amendment") and is entered into by and between:

INTEMAC SOLUTIONS, s.r.o. (INTEMAC), IČO 02277387, PIC 934182460, established in Blanenská 1288/27, Kuřim 664 34, Czechia, the Coordinator

JIC, ZÁJMOVÉ SDRUŽENÍ PRÁVNICKÝH OSOB (JIC), IČO 71180478, PIC 999780262, Purkyňova 649/127, Brno - Medlanky 61200, Czechia

VYSOKÉ UČENÍ TECHNICKÉ V BRNĚ (BUT), IČO 00216305, PIC 999873091, established in Anotnínská 548/1, Brno-střed 601 90, Czechia,

EFFECTIVITY s.r.o. (Effectivity), IČO 09110151, PIC 887659611, established in Hlubočany 160, Vyškov 682 01, Czechia

hereinafter, jointly or individually, referred to as "Parties" or "Party"

relating to the Action entitled

EDIH-DIGIMAT: Flexible Manufacturing Systems Using Artificial Intelligence

in short

EDIH-DIGIMAT

hereinafter referred to as "Project"

WHEREAS:

The Parties received a grant under the Digital Europe Programme presented by the European Commission for the Project. Following successful participation in the Digital Europe Programme, the Parties were granted a subsidy for the Project by the Czech Ministry of Industry and Trade by its Decision of 2 August 2023 (hereinafter as the "Decision") under the National open calls for projects supported by the European Commission under the Digital Europe Programme.

Within the framework of the Project execution, the Parties provide services to small and medium-sized enterprises. Each Party provides services based on its specialisation. In some cases, the demand for certain services fluctuates based on the interest of the enterprises. In such cases, in the interest of these companies, the funds shall be transferred within the budget plan to enable the Consortium to provide services in high demand.

For that reason, the Parties wish to set out and clarify their obligations in relation to the budget changes. The budget of every partner can be adjusted by transfer of funds from one party to another if the change does not affect the total consortium budget.

Since the budget of the consortium is part of Grant Agreement, all changes are communicated by electronic communication with European Commission prior to any changes. Small scale changes without need of amendment of Grant Agreement should be process according to Consortium agreement clause 6.3.7. This to be done only based on prior approval of Executive Board and with 100% agreement of all parties. The change will enter into force by a new amendment to the consortium agreement.

NOW, THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:

The following text, indicated in italics, is newly inserted into Chapter 7. Responsibilities of Parties of the CONSORTIUM AGREEMENT as a clause **7.1.7**:

7.1.7. Changes to Consortium plan

Changes of the Consortium plan that do not require an amendment of the Grant Agreement are approved by the Executive Board. These changes must be made within the Consortium plan, meaning that the total budget of the consortium must remain the same.

Each Party wishing to make a change must bring this to the attention during the Project Management Meeting.

The Coordinator is responsible for processing such changes and for submitting a proposal to the Executive Board for approval in accordance with clause 6.3.7

This Amendment shall take effect upon publication in the Register of Contracts; the rights and obligations created by this Amendment shall be effective retroactively as of 29 January 2024.

All other provisions of the CONSORTIUM AGREEMENT remain in force. In the event of any conflict between the terms of this Amendment and the terms of the CONSORTIUM AGREEMENT, the terms of this Amendment shall prevail.

This Amendment has been drawn up in 5 counterparts with the force of an original. Each Party shall receive one counterpart, one counterpart is for the purpose of entry in the Register of Contracts.

SIGNATURE PAGE:

In Kuřim, on _____

In _____, on _____

Intemac Solutions, s.r.o.
Ing. Jiří Tomíček, Chief Executive Officer

Effectivity s.r.o.
Ing. Gabriela Kopřivová, Chief Executive Officer

In _____, on _____

In _____, on _____

Vysoké učení technické v Brně
doc. Ing. Ladislav Janíček, Ph.D., MBA, LL.M., rector

JIC, zájmové sdružení právnických osob
Mgr. Petr Chládek, Chief Executive Officer