

Limited Joint Procurement of medical countermeasures

Contract number: SANTE/2020/C3/064

FWC conditions of December 2018

SPECIFIC CONTRACT

No [S11258-2021-OKC-1]

implementing framework contract No SANTE/2020/C3/064

European Commission

1. The European Union ('the Union'), represented by the **European Commission** ('the contracting authority'), represented for the purposes of signing this specific contract by *Sandra GALLINA, the Director-General for Health and Food Safety,*

Contracting authorities from participating countries

1. [Slovak Republic] ('SR'), represented by *Ministry of Health of the Slovak Republic* ('the contracting authority'), represented for the purposes of signing this specific contract by *MUDr. Marek Krajčí, Minister of Health*

and

2. SD Biosensor, Inc.

Mr Hyo-Keun Lee, CEO

Registration number: 135811 0191121

Vat Number: 135-86-13315

C 4-5F, Digital Empire Building.

16. Deogyong-daero 1556 beongil.

Yeongtong-su, Suwon-si, Gyeonggi-do.

Republic of Korea

("the contractor"), represented for the purposes of signing this specific contract by *Mr Hyo-Keun Lee*

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HAVE AGREED

ARTICLE 1. SUBJECT MATTER

- 1.1 This specific contract implements framework contract (FWC) No SANTE/2020/C3/064 signed by the parties on 26.02.2021.
- 1.2 In accordance with the provisions set out in the FWC and in this specific contract and their annexes, which form an integral part of it, the contractor must provide the following supplies:
Lot 1: Rapid antigen test kit 1 (visual read, very high sensitivity and specificity, in the WHO EU list) / 20 000 000 of STANDARD TM Q COVID-19 Ag Test within the following time limit: within 15 working days, starting with the first deliveries on the week commencing 01st of March 2021. Following delivery schedule will apply in March 2021: 18.3 million test is total to be picked up until 11 march. Final delivery is to warehouse generally + 2~3 working days from pick up.
- 3 march / 2.5 million test
 - 4 march / 2.7 million test
 - 6 march / 2.5 million test
 - 8 march / 5.2 million test (2 flights)
 - 10 march / 2.7 million test
 - 11 march / 2.7 million test

ARTICLE 2. ENTRY INTO FORCE AND DURATION

- 2.1 This specific contract enters into force on the date on which the last party signs it.
- 2.2 The performance of the contract starts from the date of entry into force of this specific contract.
- 2.3 The performance of the contract must not exceed 12 months. The parties may extend the duration by written agreement before it elapses and before expiry of the FWC.

ARTICLE 3. PRICE

- 3.1 The price payable under this specific contract is 3.70 EUR excluded VAT and in words: three euros and seventy cents.

The maximum amount covering all purchases under this specific contract is 74 000 000 EUR and in words: seventy-four million euros).

[Option: for contracts with the European Commission and contractors for which VAT is due in Belgium]

[In Belgium, use of this contract constitutes a request for VAT exemption No 450, Article 42, paragraph 3.3 of the VAT code (circular 2/1978), provided the invoice includes the statement:

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‘Exonération de la TVA, Article 42, paragraphe 3.3 du code de la TVA (circulaire 2/1978)’ or an equivalent statement in the Dutch or German language.]

ARTICLE 4. COMMUNICATION DETAILS

For the purpose of this specific contract, communications must be sent to the following addresses:

Contracting authority:

[REDACTED]

Section of Pharmacy and Medicines Policy

Limbova 2, 837 52 Bratislava Slovak Republic

E-mail: [REDACTED]

cc: E-mail: [REDACTED]

Contractor:

[REDACTED]

C 4-5F, Digital Empire Building.

16. Deogyong-daero 1556 beongil.

Yeongtong-su, Suwon-si, Gyeonggi-do.

Republic of Korea

E-mail: [REDACTED]

ARTICLE 5. PERFORMANCE GUARANTEE

Performance guarantee is not applicable to this specific contract.

ARTICLE 6 RETENTION MONEY GUARANTEE

Retention money guarantee is not applicable to this specific contract.

Annexes

N/a

Signatures

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For the contractor,
SD Biosensor Inc.
Mr Hyo-Keun Lee, CEO



signature:

Done at [Suwon], [26 February 2021]

For the contracting authority,

Ministry of Health of the Slovak Republic
Marek Krajčí, Minister of Health



signature:

Done at [Bratislava], [26 February 2021]

In duplicate in English.