

13 ZML 0605

PUBLISHING AGREEMENT

This Agreement is made on 29.03.2013, between

Košice – European Capital of Culture 2013, n. o. with its registered office at 2 Kukučínova street, postcode 040 01 Košice, entered into the Register of non-profit organizations, kept by the District bureau of Košice, under the no. OVVS/35/2008,

Tax Identification Number (NIP): SK 202 273 78 71.

represented by:

Ján Sudzina - director

further referred to as the "Ordering Party",

and

Tygodnik Powszechny Sp. z o.o. with its registered office at 12 Wiślna Street, postcode 31-007 Kraków, entered into the Register of Entrepreneurs kept by the District Court for Kraków-Śródmieście, 11th Commercial Division of the National Court Register (KRS) under KRS no. 0000045152, with the initial capital of PLN 1,366,000.00.

Tax Identification Number (NIP): 676-005-69-14,

represented by:

Jacek Ślusarczyk – President of the Board

Piotr Mucharski – Vice-President of the Board

further referred to as the "Publisher".

Section 1

The subject matter of this Agreement is preparation, edition and publication of a special insert "Koszyce. Little Big City" in the issue 17/2013 of "Tygodnik Powszechny" (the date of the issue 28 of April, in retail stores from 24 of April till May the 5.). The special supplement will have the size of 12 pages and will be the part or set into the main back of "Tygodnik Powszechny".

Section 2

The Publisher is obliged to complete the order according to its best knowledge and with the highest degree of professional care.

Section 3

The Publisher is obliged to publish the special insert described in Section 1 not later than 24 of April, in an edition of 35 000 copies of "Tygodnik Powszechny".



Section 4

1. The Publisher will not entrust the execution of the order to any other party.
2. During execution of the order, the Publisher may co-operate with other parties, in particular with selected specialists collaborating with the Publisher in its publishing activities.
3. Any costs of the Publisher's co-operation with the parties described in Paragraph 2 will not be paid by the Ordering Party.

Section 5

1. The Publisher's fee is established as the net amount of 7 500 euro (in words: seven thousand five hundred euro) plus the VAT 0%, which means that the total gross amount of the fee is 7 500 euro (in words: seven thousand five hundred euro).
2. The Publisher's fee described in Paragraph 1 of this Section as well as the payment described in Paragraph 2 of this Section will be paid by a bank transfer to the Publisher's account at Deutsche Bank PBC S.A. Kraków Branch 76 1910 1048 2102 0388 3361 0001, within 14 days of receiving the invoice for the publication of the special insert.

Section 6

1. In case the Publisher has not completed the order according to this Agreement, the Ordering Party has the right to withdraw from this Agreement without payment of the fee and without purchasing the agreed number of copies of "Tygodnik Powszechny".
2. In case the Publisher has not completed the order by the agreed date, the Ordering Party may set an additional date, before withdrawal from this Agreement.
3. In case the Publisher has not completed the order by the additional date, the Ordering Party has the right to withdraw from this Agreement without any compensation for the Publisher.
4. In case the Publisher has not completed the order or completed it, but not in accordance with the terms of this Agreement, the Publisher is obliged to pay the Ordering Party a contractual penalty of 25% of the total amount established in Section 5 of this Agreement. The establishment of contractual penalties does not prevent the Ordering Party from claiming additional compensation.

Section 7

The Publisher grants the Ordering Party unlimited licence to use all the journalistic materials (texts, photos and diagrams) included in the special insert to "Tygodnik Powszechny" which is the subject matter of this Agreement.

Section 8

1. Any changes to this Agreement must be made in writing.



2. All disputes between the Parties arising out of this Agreement that cannot be resolved amicably will be submitted for resolution by a court having jurisdiction over the Ordering Party's registered office.

Section 9

In matters not regulated by this Agreement, provisions of the Civil Code shall apply.

Section 10

The Agreement has been made in two identical copies, one for each Party.


The Ordering Party

The Publisher

 Jacek Ślusarczyk

 Mucharski

TYGODNIK POWSZE
31-007 K
ul. Wiśln
tel. 422-13-72