

ACT
of January 17, 2019
about the Future Industry Platform Foundation

Chapter 1
General Regulations

Article 1 [Goals and tasks of the Future Industry Platform]

1. The aim of the Future Industry Platform Foundation, hereinafter referred to as the "Platform", is to act to increase the competitiveness of entrepreneurs by supporting their digital transformation in terms of processes, products and business models, using the latest achievements in the field of automation, artificial intelligence, ICT technologies and communication between machines and man and machines, taking into account the appropriate level of security of these solutions.

2. The purpose referred to in par. 1, the Platform performs the following tasks:

- 1) building awareness of entrepreneurs and promoting the benefits of industry digitization and the use of modern ICT technologies;
- 2) supporting the improvement of the technical, technological and organizational level of entrepreneurs, taking into account processing, logistics and energy processes as well as digital integration of these processes;
- 3) promoting and supporting the use by entrepreneurs of intelligent management, production and distribution systems based on the acquisition, collection, transmission and analysis of data;
- 4) initiating, in cooperation with entrepreneurs, research projects aimed at the development of material engineering, manufacturing techniques and new products;
- 5) conducting information and training activities for entrepreneurs in the field of digitization of industry;
- 6) offering entrepreneurs solutions in the field of digital transformation of industry, including change, knowledge and innovation management;
- 7) promoting among entrepreneurs:
 - a) integrated technological solutions ensuring interoperability,
 - b) creating trusted data exchange systems,
 - c) mutual data sharing,

d) cybersecurity rules;

8) creating mechanisms for cooperation, knowledge sharing and building trust in relations between entities involved in the digital transformation process;

9) cooperation with entities providing technical education to promote the adaptation of employees' competences to the needs of the industry of the future;

10) conducting activities aimed at increasing human and social capital, with particular emphasis on the digitization of industry;

11) international cooperation, in particular with other national platforms from European Union countries, through the exchange of experience, knowledge transfer and developing a coherent approach to the processes of digital transformation of industry;

12) giving opinions on draft assumptions and draft legal acts concerning the Platform's area of activity;

13) providing non-financial support for digital transformation, referred to in Art. 20.

3. In order to perform the tasks referred to in para. 2 points 1-10, create branches subordinate to the Management Board.

4. The Council of Ministers or individual ministers may entrust the Platform with the implementation of the tasks referred to in para. 2.

5. By entrusting the implementation of the tasks referred to in para. 2, the Council of Ministers or individual ministers shall provide the Platform with appropriate financial resources.

6. For activities related to the implementation of the tasks referred to in par. 2 points 1-10, the Platform may charge fees in the amount not exceeding the costs incurred.

Article 2 [Conducting business activity in the territory of the Republic of Poland]

The platform operates on the territory of the Republic of Poland.

Article 3 [Non-profit activity]

The platform does not conduct activities aimed at making a profit.

Article 4 [Founder of the Future Industry Platform]

The founder of the Platform is the State Treasury, represented by the minister responsible for regional development.

Article 5 [Supplementary application of the regulations on foundations]

In matters not covered by the Act, the provisions of the Act of 6 April 1984 on foundations (Journal of Laws of 2020, item 2167 and of 2022, item 2185) shall apply to the Platform, excluding the provisions on :

1) the powers of the competent starost in relation to the foundation;

2) running a business to achieve its goals.

Article 6 [Future Industry Platform Assets]

The property of the Platform is the founding fund and other property obtained or acquired by the Platform in the course of its operation.

Article 7 [Funds created by the Future Industry Platform]

1. The platform creates:

1) the founding fund, which is the primary fund within the meaning of the Accounting Act of 29 September 1994 (Journal of Laws of 2023, item 120);

2) reserve fund;

3) other funds, if the obligation to create them results from the provisions of law.

2. The founding fund consists of:

1) subsidy from the state budget in the amount of PLN 2,000,000;

2) the net equivalent of fixed assets, intangible assets and other assets constituting the equipment of the Platform as at the date of its commencement of operations.

Article 8 [Net profit and net loss of the Future Industry Platform]

1. The net profit of the Platform for the financial year is allocated to the reserve fund.

2. The net loss of the Platform for the financial year is covered by the reserve fund. If the net loss is higher than the reserve fund, the part of the loss not covered by the reserve fund is covered by the founding fund.

3. The activities referred to in par. 1 and 2 are subject to the opinion of the Council and approval by the minister responsible for regional development.

Chapter 2

Financing

Article 9 [Sources of financing the Future Industry Platform]

1. The sources of funding for the Platform are:

1) subsidies from the state budget for the implementation of the ongoing activities of the Platform;

2) targeted subsidies from the state budget for financing or subsidizing activities serving the purpose of the Platform, including investment implementation costs;

3) measures referred to in Art. 5 sec. 1 points 2 and 3 of the Act of August 27, 2009 on public finances (Journal of Laws of 2022, item 1634, as amended) ;

4) donations, inheritances, bequests and income from public collections;

5) income from movable, immovable property and rights;

6) income from deposits in bank accounts, capital deposits and securities;

7) proceeds resulting from the implementation of the contracts referred to in Art. 1 sec. 4;

8) the proceeds from the fees specified in Art. 1 sec. 6 and Art. 23 point 2.

2. The measures referred to in par. 1 point 8, constitute the Platform's revenues and are spent on the implementation of the tasks referred to in Art. 1 sec. 2.

Article 10 [Subsidy from the state budget for the implementation of the Future Industry Platform]

1. The platform submits to the minister responsible for regional development an application for a subsidy containing:

- 1) a detailed description of the purpose of the grant requested by the Platform;
- 2) indication of the amount of the subsidy with detailed justification;
- 3) information on the estimated costs and revenues of the Platform;
- 4) provisional timeline for the transfer of funds.

2. The subsidy may not exceed the difference between the actual costs of operating the Platform and the income referred to in Art. 9 sec. 1 points 5 and 6. The costs of the performance of the contracts referred to in Art. 1 sec. 4 may not include costs covered by the subsidy.

3. The platform is obliged to:

- 1) keeping separate records for each separately listed in art. 9 sec. 1 points 1-3 sources of financing;
- 2) specification in the documentation referred to in Art. 10 sec. 1 of the Act of September 29, 1994 on accounting, rules for keeping separate records and methods of assigning revenues and costs;
- 3) submitting annual reports to the minister competent for regional development on the implementation of tasks covered by the subsidy and its use.

4. The platform submits an annual report by March 31 of the following year and attaches to it the auditor's report on the examination of the use of funds from the subsidy in terms of compliance with the facts.

5. The minister competent for regional development, in consultation with the minister competent for public finance, shall specify, by way of a regulation, a detailed procedure for granting and settling the subsidy, taking into account the actual costs incurred by the Platform.

Chapter 3

Bodies, statutes and supervision

Article 11 [Bodies of the Future Industry Platform]

The bodies of the Platform are:

- 1) Management;
- 2) Advice.

Article 12 [Tasks, composition and term of office of the Management Board]

1. The Management Board manages the activities of the Platform and represents it outside.
2. The Management Board consists of the President of the Management Board and 2 other members of the Management Board, appointed by the minister responsible for regional development.
3. The President of the Management Board manages the work of the Management Board.
4. The term of office of the Management Board lasts 4 years.
5. A member of the Management Board may be reappointed for another term of office only once.

Article 13 [Requirements for the positions of the President and members of the Management Board]

1. The position of the President of the Management Board may be held by a person who:
 - 1) enjoys full public rights;
 - 2) has not been convicted by a final judgment for an intentional crime or an intentional fiscal crime;
 - 3) has higher education;
 - 4) has at least 5 years of employment under an employment contract, appointment, election, appointment, cooperative employment contract or provision of services under another contract, or running a business;
 - 5) has at least 4 years of experience in managerial or independent positions in the field related to the scope of the Platform's activities or resulting from running a business in the field related to the scope of the Platform's activities.
2. The requirements referred to in par. 1 points 1-4.

Article 14 [Dismissal of a member of the Management Board; termination of membership in the Management Board]

1. The minister competent for regional development dismisses a member of the Management Board before the end of the term of office in the case of:
 - 1) deprivation of public rights;
 - 2) final conviction for an intentional crime or intentional fiscal crime;
 - 3) failure to approve the reports referred to in Art. 19 sec. 2;
 - 4) failure to fulfil its obligations.

2. Membership in the Management Board expires before the end of the term of office in the event of death or resignation from membership. The expiration of membership is stated by the minister responsible for regional development.

3. The minister competent for regional development completes the composition of the Management Board by appointing a new member of the Management Board for the period until the end of the term of office.

Article 15 [Composition and term of office of the Council]

1. The Council is the consultative body of the Platform.

2. The Council consists of no more than 21 members appointed by the minister responsible for regional development.

3. The minister competent for regional development shall appoint one person to the Council appointed by the minister competent for:

1) higher education and science;

2) economy;

3) computerization;

4) energy;

5) education and upbringing;

6) maritime economy;

7) rural development;

8) foreign affair;

9) transport;

10) construction, spatial planning and development, and housing.

4. If one minister manages at least two government administration departments listed in para. 3, appoints one representative to participate in the work of the Council.

5. The minister competent for regional development shall appoint one of his representatives and persons who are representatives of science and industry to the Council.

6. A member of the Council may be a person who has at least:

1) PhD degree or

2) 5 years of experience in managerial or independent positions in the field related to the scope of the Platform's activities or resulting from running a business in the field related to the scope of the Platform's activities.

7. The provisions of art. 13 sec. 1 points 1 and 2, art. 14 sec. 1 points 1 and 2 and sec. 2 and 3 apply accordingly.

8. A member of the Council does not receive remuneration.

9. The term of office of the Council lasts 5 years.

Article 16 [Dismissal of a member of the Council]

1. The minister competent for regional development may recall a member of the Council at the request of the minister he represents.
2. The minister responsible for regional development, at the request of the minister referred to in Art. 15 sec. 3, completes the composition of the Council by appointing a new member of the Council for the period until the end of the term of office.
3. The minister competent for regional development may recall a member of the Council who is his representative. In such a case, the minister competent for regional development completes the composition of the Council by appointing a new member of the Council for the period until the end of the term of office.
4. The minister responsible for regional development may dismiss a member of the Council who is a representative of science or industry. In such a case, the minister competent for regional development shall supplement the composition of the Council with a representative of science or industry, appointing a new member of the Council for the period until the end of the term of office.

Article 17 [Statute of the Future Industry Platform]

1. The Statute of the Platform specifies in particular:
 - 1) the manner of performing the tasks referred to in Art. 1 sec. 2;
 - 2) detailed tasks of the Platform bodies;
 - 3) types of Platform activity plans and how they are monitored;
 - 4) the seat of the Platform, taking into account the need to ensure the effective implementation of the Platform's tasks and guided by the need to deconcentrate.
2. The minister responsible for regional development, after consulting the Council, issues the statutes of the Platform by means of an ordinance.

Article 18 [Supervision of the Future Industry Platform]

1. The minister responsible for regional development supervises the activities of the Platform.
2. The supervisory powers of the minister responsible for regional development include controlling the use of public funds and the implementation of the statutory objective of the Platform.
3. If the Platform is entrusted with the implementation of tasks and providing financial resources, in accordance with art. 1 sec. 4 and 5, the control shall be exercised by the minister providing the Platform with appropriate financial resources for the implementation of tasks.

Article 19 [Reporting obligations of the Future Industry Platform]

1. The platform prepares a report within 3 months from the balance sheet date:
 - 1) financial,

2) from the activity

- for the previous financial year.

2. The financial statement and activity report are subject to approval by the minister competent for regional development, not later than within 6 months from the balance sheet date.

3. The activity report is prepared in accordance with the requirements set out in:

1) article 49 of the Act of September 29, 1994 on accounting;

2) executive regulations issued on the basis of Art. 12 sec. 4 of the Act of 6 April 1984 on foundations.

Chapter 4

Support provided by the Platform

Article 20 [Purpose of support provided by the Future Industry Platform]

The platform provides non-financial support to achieve the objective set out in art. 1 sec. 1 intended for:

1) training,

2) advice,

3) projects integrating entrepreneurs in the area of digital transformation

- hereinafter referred to as "support".

Article 21 [Provided support and public aid]

1. The support is granted as aid not constituting state aid or de minimis aid.

2. Support constituting de minimis aid is granted in accordance with the conditions set out in:

1) Commission Regulation (EU) No. 1407/2013 of 18 December 2013 on the application of art. 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid (OJ L 352 of 24.12.2013, p. 1);

2) Commission Regulation (EU) No. 1408/2013 of 18 December 2013 on the application of art. 107 and 108 of the Treaty on the Functioning of the European Union for de minimis aid in the agricultural sector (OJ L 352 of 24.12.2013, p. 9).

Article 22 [Support beneficiaries]

1. Support is provided:

1) entrepreneurs;

2) entities managing innovative clusters;

3) entities acting on a statutory basis for the innovation of the economy;

4) social and economic partners within the meaning of art. 5 point 7 of the Act of 6 December 2006 on the principles of development policy (Journal of Laws of 2021, item 1057 and of 2022, items 1079 and 1846).

2. Support may be granted provided that the entities listed in par. 1 operate on the territory of the Republic of Poland.

Article 23 [Support payment]

Support may be provided:

- 1) free of charge - in the cases referred to in art. 20 points 1 and 3;
- 2) at a lower price than the market price - in the case referred to in art. 20 point 2.

Article 24 [Information about the call for applications]

1. The Platform provides support after prior announcement in the Public Information Bulletin on the Platform's website of information about the call for applications.

2. The recruitment of applications for consulting is continuous.

3. Information on the call for applications for training and projects integrating entrepreneurs in the area of digital transformation includes:

- 1) place of training or undertaking integrating entrepreneurs in the area of digital transformation;
- 2) application deadline;
- 3) indication of the number of entities that will be able to participate in a training or a project integrating entrepreneurs in the area of digital transformation.
4. Applications are sent electronically.
5. Support is provided in the order in which applications are submitted.
6. In case of:
 - 1) sending the notification after the deadline referred to in paragraph 3 point 2,
 - 2) inability to provide the support referred to in Art. 20 points 1 and 3, due to a greater number of notifications than provided for in the information referred to in par. 3

The platform informs about the next possible date of providing support, which the entity will be able to receive without the need to re-notify, after confirming the intention to use the support.

Article 25 [Agreement constituting the basis for support provided by the Future Industry Platform]

1. The platform provides support on the basis of a contract.

2. The agreement referred to in par. 1, specifies in particular:

- 1) the specific purpose of the support;

- 2) support value;
- 3) how to provide support;
- 4) terms of support settlement;
- 5) terms of contract termination.

Chapter 5

Amending provision, adjusting provisions and final provision

Article 26

In the Act of 16 December 2016 on the principles of state property management (Journal of Laws of 2018, items 1182, 1669, 1735, 2024, 2243 and 2270) in art . 3 in sec. 1 in item 31, the period is replaced by a semicolon and item 32 is added as follows: (changes omitted).

Article 27

A foundation is created under the name "Future Industry Platform Foundation".

Article 28

The application for the entry of the Platform into the National Court Register shall be submitted by the minister competent for economy within 60 days from the date of entry into force of this Act.

Article 29

1. The subsidy referred to in Art. 7 sec. 2 point 1 will be granted from the state budget, from the part administered by the minister responsible for economy. Funds from the subsidy will be transferred to the Platform's bank account.
2. On behalf of the State Treasury, the minister responsible for economy will equip the Platform free of charge with the assets referred to in Art. 7 sec. 2 point 2.

Article 30

In the event of liquidation of the Platform, the State Treasury, represented by the minister responsible for regional development, takes over its assets and liabilities up to the amount of its assets.

Article 31

1. The minister responsible for economy will appoint the first Management Board within 30 days from the date of entry into force of this Act.
2. The minister competent for economy shall appoint the first Council within 30 days from the date of entry into force of this Act.
3. The statute referred to in Art. 17 shall be issued by the minister responsible for economy within 60 days from the date of entry into force of this Act.

Article 32

1. In the years 2019-2028, the maximum limit of state budget expenditure resulting from the financial effect of this Act, excluding art. 1 sec. 4 and 5, amounts to PLN 236,100,000, including:

- 1) 2019 - PLN 21,100,000;
- 2) 2020 - PLN 21,600,000;
- 3) 2021 - PLN 22,100,000;
- 4) 2022 - PLN 22,700,000;
- 5) 2023 - PLN 23,300,000;
- 6) 2024 - PLN 23,800,000;
- 7) 2025 - PLN 24,400,000;
- 8) 2026 - PLN 25,100,000;
- 9) 2027 - PLN 25,700,000;
- 10) 2028 - PLN 26,300,000.

2. In the event of exceeding or a threat of exceeding the limit of expenses referred to in para. 1, adopted for a given budget year, a corrective mechanism will be applied, consisting in reducing the costs of the ongoing operation of the Platform while ensuring uninterrupted performance of tasks.

3. The authority competent to monitor the use of the spending limit referred to in para. 1, and the implementation of the corrective mechanism referred to in par. 2, is the minister responsible for regional development.

Article 33

The act enters into force 30 days after its publication 2 .

Amendments to the consolidated text of the aforementioned act were announced in the Journal Laws of 2022, item 1692, 1725, 1747, 1768, 1964 and 2414.

The Act was announced on February 6, 2019.

This translation from the Polish language into the English language is not even an official translation and has no legal value. It is only a support for the presentation of the activity of the Future Industry Platform Foundation

Journal of Laws of the Ministry of Funds and Regional Policy 2023.12

Act in force

Version from: March 28, 2023

ORDINANCE

MINISTER OF FUNDS AND REGIONAL POLICY ¹

of March 28, 2023

on granting the statute to the Future Industry Platform Foundation

Pursuant to Art. 17 sec. 2 of the Act of 17 January 2019 on the Future Industry Platform Foundation (Journal of Laws, item 229 and of 2022, item 807), it is hereby ordered as follows:

- § 1. The Future Industry Platform Foundation is granted a statute attached to the order.
- § 2. Ordinance No. 11 of the Minister of Entrepreneurship and Technology of April 8, 2019 on granting the Statute of the Future Industry Platform Foundation (Official Journal of the Min. Entrepreneurship and Technology, items 11 and 19) is hereby repealed .
- § 3. The order enters into force on the day following the date of publication.

ATTACHMENT

STATUTES OF THE FUTURE INDUSTRY PLATFORM FOUNDATION

Chapter 1

General provisions

- § 1. The founder of the Future Industry Platform Foundation, hereinafter referred to as the "Platform", is the State Treasury, represented by the minister responsible for regional development.
- § 2. 1. The platform acquires legal personality upon entry into the National Court Register.
2. The platform may use the short name "FPPP".
3. In relations with foreign countries, the Platform may use the translation of its name into English as follows "Future Industry Platform Foundation".
4. The visual identification of the Platform is determined by internal acts adopted by the Management Board.
5. The seat of the Platform is Radom.

Chapter 2

Objectives and tasks of the Platform

§ 3. 1. The aim of the Platform is to act to increase the competitiveness of entrepreneurs by supporting their digital transformation in terms of processes, products and business models, using the latest achievements in the field of automation, artificial intelligence, ICT technologies and communication between machines and people and machines, taking into account the appropriate level of security these solutions.

2. The purpose referred to in par. 1, the Platform performs the following tasks:

- 1) building awareness of entrepreneurs and promoting the benefits of industry digitization and the use of modern ICT technologies;
- 2) supporting the improvement of the technical, technological and organizational level of entrepreneurs, taking into account processing, logistics and energy processes as well as digital integration of these processes;
- 3) promoting and supporting the use by entrepreneurs of intelligent management, production and distribution systems based on the acquisition, collection, transmission and analysis of data;
- 4) initiating, in cooperation with entrepreneurs, research projects aimed at the development of material engineering, manufacturing techniques and new products;
- 5) conducting information and training activities for entrepreneurs in the field of digitization of industry;
- 6) offering entrepreneurs solutions in the field of digital transformation of industry, including change, knowledge and innovation management;
- 7) promoting among entrepreneurs:
 - a) integrated technological solutions ensuring interoperability,
 - b) creating trusted data exchange systems,
 - c) mutual data sharing,
 - d) cybersecurity rules;
- 8) creating mechanisms for cooperation, knowledge sharing and building trust in relations between entities involved in the digital transformation process;
- 9) cooperation with entities providing technical education to promote the adaptation of employees' competences to the needs of the industry of the future;
- 10) conducting activities aimed at increasing human and social capital, with particular emphasis on the digitization of industry;
- 11) international cooperation, in particular with other national platforms from European Union countries, through the exchange of experience, knowledge transfer and developing a coherent approach to the processes of digital transformation of industry;
- 12) giving opinions on draft assumptions and draft legal acts concerning the Platform's area of activity;
- 13) providing non-financial support for digital transformation, referred to in Art. 20 of the Act of January 17, 2019 on the Future Industry Platform Foundation (Journal of Laws, item 229 and of 2022, item 807), hereinafter referred to as the "Act".

§ 4. 1. In order to perform the tasks referred to in § 3 para. 2 points 1-10, create branches subordinate to the Management Board.

2. The platform can perform tasks independently or in cooperation with external entities.
3. Implementation of the tasks referred to in § 3 sec. 2, takes place in particular by:
 - 1) organization or participation in:
 - a) information and promotion projects,
 - b) trainings, workshops and seminars,
 - c) demo shows,
 - d) meetings integrating entrepreneurs in the area of digital transformation,
 - d) various forms of consulting;
 - 2) initiating research projects and preparing analyses, concepts or strategies for the Platform, hereinafter referred to as the "strategy".
4. The platform runs a thematic website, which is a platform for exchanging information, knowledge and experience between users.
5. The platform conducts journalistic and publishing activities.
6. Detailed methods, schedules and indicators for evaluating the performance of tasks are defined in internal acts of the Platform.

Chapter 3

Platform assets and financing

§ 5. The assets of the Platform are the founding fund in the amount of PLN 2,000,000, increased by the net equivalent of fixed assets, intangible assets and other assets, which the founder will equip the Platform free of charge on the date of its commencement of operations and other property obtained or acquired in the course of its operation .

§ 6. 1. The sources of funding for the Platform are:

- 1) subsidies from the state budget for the implementation of the ongoing activities of the Platform;
- 2) targeted subsidies from the state budget for financing or subsidizing activities serving the purpose of the Platform, including investment implementation costs;
- 3) measures referred to in Art. 5 sec. 1 points 2 and 3 of the Act of August 27, 2009 on public finances (Journal of Laws of 2022, item 1634, as amended) ;
- 4) donations, inheritances, bequests and income from public collections;
- 5) income from movable, immovable property and rights;
- 6) income from deposits in bank accounts, capital deposits and securities;
- 7) proceeds resulting from the implementation of the contracts referred to in Art. 1 sec. 4 acts;
- 8) the proceeds from the fees specified in Art. 1 sec. 6 and Art. 23 point 2 of the Act.

2. The measures referred to in paragraph 1 point 8 constitute the Platform's revenue and are spent on the implementation of the tasks referred to in § 3 sec. 2.

§ 7. 1. Donations, inheritances and bequests may only be used to achieve the purpose of the Platform.

2. The donor's decision contrary to the Act or the Statute of the Platform, hereinafter referred to as "the Statute", does not produce legal effects with respect to the Platform.
3. In the case of appointing the Platform for inheritance, the Management Board submits a declaration of acceptance of the inheritance with the benefit of inventory only if, at the time of submitting this declaration, it is obvious that the active state of the inheritance significantly exceeds any inheritance debts.
4. In the case of conducting paid public benefit activities, the funds obtained from the fees collected by the Platform in the amount not exceeding the costs incurred are allocated only to the implementation of the Platform's tasks.

Chapter 4

Platform organs

§ 8. 1. The bodies of the Platform are:

- 1) Management;
 - 2) Advice.
2. The Management Board consists of the President of the Management Board and 2 other members of the Management Board.
 3. The candidate for the President of the Management Board and candidates for other members of the Management Board are selected in a competition.
 4. Information about the competition is announced in the Public Information Bulletin on the websites of the Platform and the minister responsible for regional development.
 5. Information about the competition specifies in particular:
 - 1) the position to which the competition relates;
 - 2) requirements that must be met by a candidate for a specific position;
 - 3) the address to which bids should be submitted;
 - 4) deadline for submission of bids.
 6. The competition is conducted by the competition committee appointed by the minister responsible for regional development, which draws up a report on the competition procedure.
 7. The competition committee presents the minister responsible for regional development with a report on the competition procedure, along with recommendations regarding candidates for the position of the President of the Management Board and other members of the Management Board, as well as the opinion of the Council.
 8. The President of the Management Board and other members of the Management Board are appointed by the minister responsible for regional development.
 9. The President of the Management Board and other members of the Management Board, for the work performed in connection with the entrusted function, are entitled to a monthly remuneration determined on the principles set out in the Act of March 3, 2000 on remuneration of persons managing certain legal entities (Journal of Laws of 2019, item 2136). Pursuant to the act referred to in the preceding sentence, the President of the

Management Board and other members of the Management Board may be granted an annual bonus and additional benefits.

10. The amount of the monthly remuneration of the President of the Management Board and other members of the Management Board or the method of calculating these remunerations, as well as the amount of the annual bonus and additional benefits are determined by the minister competent for regional development as the body supervising the activities of the Platform, referred to in Art . 18 sec. 1 of the Act.

11. The Chairman of the Council, on behalf of the Platform, concludes employment contracts with the President of the Management Board and other members of the Management Board, and also makes declarations of will in the scope of terminating, terminating or amending the content of these contracts, while determining the terms of work and making changes to the employment relationship requires the approval of the minister competent for regional development matters as the body supervising the activities of the Platform, referred to in Art. 18 sec. 1 of the Act, subject to sec. 10. The Chairman of the Council applies to the minister responsible for regional development for the approval referred to in the preceding sentence, before performing the relevant activities.

12. In the scope of activities referred to in par. 11, the Chairman of the Council acts as a designated person within the meaning of Art. 31 § 1 of the Act of 26 June 1974 - Labor Code (Journal of Laws of 2022, items 1510, 1700 and 2140 and of 2023, item 240).

13. In the event that the Act of 3 March 2000 on Remuneration of Persons Managing Certain Legal Entities or the implementing acts issued on its basis provide for the award of additional benefits or the annual bonus, the competence of a person or authority competent in matters relating to labour law activities, the Chairman of the Council shall make a statement on granting additional benefits or an annual bonus in the amount determined by the minister responsible for regional development in accordance with para. 10, acting in this respect as a designated person within the meaning of Art. 3¹ § 1 of the Act of June 26, 1974 - Labor Code.

14. Membership in the Supervisory Board cannot be combined with the function of a member of the Management Board.

§ 9. 1. The tasks of the Management Board include in particular:

- 1) directing the activities of the Platform and managing its assets;
- 2) representing the Platform outside;
- 3) preparation of strategies and annual plans of activity and their changes, which, after the opinion of the Council, and in the case of approval by the minister responsible for regional development, are subject to implementation, subject to § 16;
- 4) drawing up and adopting the organizational regulations of the Platform;
- 5) drawing up a report on activities and financial statements, which, after the Council's opinion, together with the report of the statutory auditor, are submitted for approval to the minister competent for regional development;
- 6) applying to the minister responsible for regional development with motions regarding the amendment of the statute;

- 7) determining the principles of HR policy, including the principles of remuneration, taking into account cooperation with persons employed under civil law contracts;
 - 8) adopting internal acts of the Platform, not reserved for the Council;
 - 9) carrying out the activities of the Platform resulting from the Regulation of the Minister of Entrepreneurship and Technology of March 8, 2019 on the subsidy for the Future Industry Platform Foundation (Journal of Laws, item 460);
 - 10) performing legal actions on behalf of the Platform as an employer.
2. The Management Board performs tasks not reserved for the Council.
 3. The Management Board adopts resolutions unanimously.
 4. In the absence of unanimity of the Management Board, the decision is made in an open vote by a simple majority of votes. In the event of an equal distribution of votes, the President of the Management Board has the casting vote.
 5. The detailed mode of operation of the Management Board, including the manner of performing the tasks referred to in sec. 1 shall be specified in the regulations adopted by the Management Board.
 6. Declarations of will on behalf of the Platform are made by two members of the Management Board acting jointly.
 7. Incurring a financial liability exceeding PLN 200,000 gross requires the written consent of the founder from the Management Board.
 8. Performing a legal act in the scope of property disposal requires the Management Board to obtain the consent of the relevant authority in the case referred to in Art. 38 of the Act of 16 December 2016 on the principles of state property management (Journal of Laws of 2021, item 1933, as amended³).
- § 10. 1. The Council is the consultative body of the Platform.
2. The chairman of the Council is a representative of the minister responsible for regional development, referred to in Art. 15 sec. 5 of the Act.
 3. The Supervisory Board issues opinions and formulates motions in the form of resolutions adopted by a simple majority of votes in the presence of at least half of the Supervisory Board members. In the event of an equal number of votes, the vote of the Chairman of the Supervisory Board is decisive.
 4. The Supervisory Board adopts resolutions at meetings or by correspondence.
 5. The tasks of the Council include in particular:
 - 1) giving opinions on the strategy;
 - 2) giving opinions on the annual activity plan;
 - 3) issuing opinions on the activity report and financial statement;
 - 4) giving opinions on candidates for members of the Management Board presented by the competition committee;
 - 5) applying to the minister responsible for regional development with motions regarding changes to the statute and giving opinions on amendments to the statute requested by the Management Board;

6) giving opinions on the implementation of the strategy and annual activity plans in terms of achieving the goal referred to in § 3 sec. 1 and providing information in this regard to the minister responsible for regional development.

6. The activities of the Council referred to in para. 5, require justification.

7. In addition to the tasks specified in par. 5, in which the performance of the Supervisory Board's competences involves the need to provide it with access to the necessary documents regarding the Platform's activities in this regard, the Management Board may, in justified cases, also provide the Supervisory Board with other documents related to the Platform.

8. The detailed mode of work of the Council, including the mode and manner of performing the tasks referred to in para. 5 shall be determined by the regulations adopted by the Council.

9. Every year, by March 31, the Council prepares and submits to the minister responsible for regional development a report on its activities in the previous year.

10. The work of the Council is supported by the Management Board.

§ 11. The platform provides members of the Council with the reimbursement of travel costs related to participation in the work of the Council in the amount and under the conditions set out in the Regulation of the Minister of Labor and Social Policy of January 29, 2013 on receivables due to an employee employed in a state or local government budgetary unit for a business trip (Journal of Laws, item 167 and of 2022, items 1481 and 2302).

Chapter 5

Organizational structure

§ 12. The organizational structure of the Platform and the detailed tasks of organizational units are defined in the organizational regulations of the Platform.

§ 13. Competence disputes between organizational units are resolved by the President of the Management Board.

§ 14. The President of the Management Board may create and dissolve teams and working groups as consultative and advisory bodies of a permanent or ad hoc nature, specifying the purpose of the appointment, name, composition, scope and mode of operation and the rules for their service.

Chapter 6

Activity plans, their monitoring and control of the Platform

§ 15. 1. The platform implements:

1) strategy;

2) annual activity plan.

2. The strategy defines the organization's goals over a period of at least 3 years, defines the allocation of resources necessary to achieve the goal and the conditions for implementation.

3. The annual activity plan will specify, in particular, operational objectives, tasks aimed at achieving these objectives and measures determining the degree of implementation of these objectives, along with specifying their base value and planned to be achieved.
4. The Management Board monitors the implementation of the annual activity plan and provides the Council and the minister competent for regional development with information on the degree of implementation of the plan in semi-annual periods.
5. For the control referred to in Art. 18 sec. 2 of the Act, the provisions of the Act of 15 July 2011 on control in government administration (Journal of Laws of 2020, item 224) shall apply
- § 16. The strategy is updated by the Management Board in relation to the annual activity plans.
- § 17. The reports referred to in Art. 10 sec. 4 and in Art. 19 of the Act, cover the financial year coinciding with the calendar year.
- § 18. The Management Board shall immediately make available to the minister competent for regional development, at his request, all documents related to the activities of the Platform, provide explanations and information within the time limit indicated by the minister and indicate risks and threats resulting from the implementation of tasks and present planned remedial actions.

Chapter 7

Final Provisions

- § 19. Amendments to the statute are made by the minister competent for regional development after consulting the Council.
- § 20. The liquidator of the Platform is indicated by the minister responsible for regional development.

¹ The Minister of Development Funds and Regional Policy manages the government administration department - regional development, pursuant to § 1 para. 2 of the Regulation of the Prime Minister of October 27, 2021 on the detailed scope of activities of the Minister of Development Funds and Regional Policy (Journal of Laws, item 1948).

² Amendments to the consolidated text of the aforementioned act were announced in the Journal Laws of 2022, item 1692, 1725, 1747, 1768, 1964 and 2414 and of 2023, item 412.

³ Amendments to the consolidated text of the aforementioned act were announced in the Journal Laws of 2022, item 807, 872, 1459, 1512 and 2463 and of 2023, item 203.

This translation from the Polish language into the English language is not even an official translation and has no legal value. It is only a support for the presentation of the activity of the Future Industry Platform Foundation.