

## **Regulations of Amber Business Angels Network of Polish Entrepreneurs Foundation**

### **§1. General Provisions**

1. The Amber Business Angels Network (Amber Network) is a project carried out by Polish Entrepreneurs Foundation (PEF), whose aim is to increase the number of private person's investments in innovative undertakings in an early stage of development in North-West Poland.
2. These Regulations stipulates the scope of Amber Network's activities and participation conditions for project originators and investors from 1 January 2009 to 31 December 2012.

### **§2. Definitions**

1. Project initiator – an initiator or company owner seeking capital of at least 100.000.00 (say: one hundred thousand) in the form of shares for the development of a Project in the Republic of Poland.
2. Investor – a physical person ready to invest financial means from legal sources in Projects, declaring free resources for investing in the amount of at least 100,000.00 (say: one hundred thousand) zlotys, who filed in PEF a signed declaration enclosed in attachment 1 of these Regulations.
3. Project – an innovative business project at an early stage of development characterised by a high rate of return and high risk.
4. Transaction – signing an investment agreement, concluded thanks to the Amber Network, between an Investor and Project initiator, the subject of which is a Project financing.

### **§3. Scope of activities**

1. The Amber Network organises flow of information between a Project initiator and Investors in the following stages:
  - a. Initial analysis, selection of Projects,
  - b. Increase of investment readiness for selected but unrefined projects (professional advisers give comprehensive information concerning key issues of presentation before an Investment; this service does not include preparation of a Project's documentation by the Amber Network),
  - c. Presentation of abridged descriptions of a Project to Investors in a form accepted by a Project Initiator,

- d. Presentation of a list of Investors who expressed initial interest in a Project to a Project Initiator (in case of lack of interest of Investors, the Amber Network may start seeking investors outside the network),
  - e. Organisation of presentation meetings of a Project Initiator with Investors and providing basic specimens of legal documents.
2. Moreover, the Amber Network:
- a. Actively seeks Investors and Project Initiators,
  - b. Organises Project trainings shaping their investment readiness,
  - c. Organises seminars for Investors shaping their investor readiness,
  - d. Carries out an information and promotional campaign concerning, among others, capital investments, innovations financing, good practice.

#### **§4. Conditions of participation for Investors**

1. A condition for participation in the Amber Network by an Investor is filing at PEF a signed Declaration of Participation containing the acceptance of these Regulations. By signing the declaration, an Investor consents to process personal information by PEF for the purposes mentioned in these Regulations.
2. In case of violating the principles of these Regulations, an Investor may be deleted from the Amber Network list of investors,
3. All information concerning Investors, and in particular personal information, are treated by the Amber Network as confidential and are stored in accordance with the Act on Personal Information Protection of 29<sup>th</sup> August 1997 as amended.
4. The Amber Network may make information about Investors available to third parties only after their written consent.
5. The Amber Network does not advise Investors in particular Projects and does not bear responsibility for results of Transactions with regard of Investors.
6. Investors are obligated to ensure to the Amber Network representative that they are present during a Transaction and their access to Transaction's documentation.

#### **§5. Conditions of participation for Project Initiators**

1. Condition of participation of a Project Initiator in the Amber Network is a registration of a Project using the form available on the Amber Network Internet site. By filling in the form, a Project initiator agrees to processing information by PEF for the purposes mentioned in these Regulations.

2. Project Initiators whose registrations have been selected, shall sign an agreement with PEF and then submit a business plan with an abridged description enabling its presentation to Investors.
3. A Project Initiator has an opportunity to receive support in increasing a Project's investment readiness.
4. Project Initiators are obligated to inform the Amber Network about progress in negotiations with Investors, in particular about a fact and date of signing all agreements and about a Transaction's value.
5. Amber Network bears no responsibility for Transactions' results with respect to Project Initiators.

### **§6. Financing**

The Project is carried out from resources of the European Regional Development Fund and the state budget within the Operational Programme Innovative Economy, Measure 3.3 *Creating a system facilitating investment in SMEs*, and therefore participation in the Amber Network until 31 December 2012 is free of charge both for Investors and Project Initiators.

Enclosures:

1. Investor's Declaration of Participation in the Amber Network  
Szczecin, 2 March 2009.