

**The following applies in addition to our General Terms and Conditions:**

Due to current and possible future restrictions of an economic, legal or other nature caused by the Covid-19 pandemic and/or acts of war (e.g. in Ukraine), K&W expressly points out that binding delivery, performance and acceptance dates listed in the offer shall in any event be extended by the period in which K&W is prevented, directly or indirectly, in fulfilling its contractual obligations due to or as a result of the Covid-19 pandemic and/or acts of war. The same shall apply if sub-contractors and/or sub-suppliers of K&W fail to comply their obligations to K&W in full or partially (e.g. failure to comply in time) due to or as a result of the Covid-19 Pandemic and/or acts of war. Binding delivery, performance and acceptance dates are postponed for a reasonable time necessary to overcome the effect of the Covid-19 Pandemic and/or acts of war.

In particular in Ukraine, major restrictions on freight traffic are currently in place. It is expected that these restrictions will remain for the time being and, according to current information's, may continue for a longer period of time. Austrian companies like K&W, will also be affected by supply chain problems from the situation in Ukraine itself and by already rising raw material prices.

Even without the current situation in Ukraine and the Covid-19 pandemic raw material prices are subject to strong price fluctuations. In case of any changes, extensions, supplements and/or increase of raw material prices between the time the order is placed/the offer is accepted and the agreed delivery date reasonable price adjustments have to be expected, depending on the economic situation.

Any price increase/reduction („value protection“) shall be governed by the consumer price index 2022 (Statistics Austria). If this index is no longer published and/or available, the value protection is to be calculated according to the index of succession or the one that comes closest to it. The index number published for the month in which the order was placed/the offer is accepted serves as a reference. Fluctuations in the index number up to 2.0% are not taken into account, with a full adjustment being made if this threshold is exceeded. This range must be recalculated each time it is exceeded, either upwards or downwards, with the first index number outside the applicable range always forming the basis for both the reassessment of the claim amount and the calculation of the new range.

Otherwise, the General Terms and Conditions (GTC K&W 2020) will apply [GTC | K&W Drive Systems \(kwds.at\)](https://www.kwds.at)