

PROCEDURE IN CONNECTION WITH TERMINATION OF LEASES AT THE PORT OF THYBORON

- When the Lessee or Lessor has terminated the lease for vacation of the site, it must be investigated whether an attestation from the mortgagee has been noted on the lease. This also applies if the lease has been terminated due to a breach.
- If an attestation from a mortgagee is noted on the lease, the guidelines in the attestation must be followed, particularly in relation to notifying the mortgagee.

PROCEDURE FOR HANDING OVER PORT LAND

- When the Lessee has given notice in accordance with the provisions of the lease contract, no later than 2½ months before the handover date, the Lessee must invite the Lessor in writing to conduct a joint inspection of the Leased Land (to be held no later than 2 months before the handover date).
- At this inspection, the Lessee and Lessor agree in detail on which restoration work must be carried out to bring the Leased Land into the agreed condition at the time of handover, and deadlines for such work. The Lessor is entitled to follow up and confirm that the agreed deadlines for restoration are met.
- If it has been agreed in section 7 of the lease contract and the Lessor so requests, the Lessee is obligated to document the condition of the Leased Land with regard to contamination. In these cases, the inspection takes place 4 months before the handover date.
- If it is found on the handover date that the obligations have not been fulfilled, the Lessor is entitled – at the Lessee’s expense and risk – to bring the Leased Land into a condition that is in line with what was agreed in the contract (see the general provisions in clause 11.2).
- No later than 8 days before the Lessee’s handover date, the Lessee must provide the address and email address to which notices from the Lessor must be sent.
- If the lease contract for the Leased Land has been registered, the Lessee is obligated to ensure the registration is cancelled immediately after the end of the lease.
- After the above actions have been completed, the Lessor is obligated to repay any deposit paid or release bank guarantees.