

AMENDMENT

DATED: February 08<sup>th</sup>, 2020

EFFECTIVE: February 08<sup>th</sup>, 2020 ("EFFECTIVE DATE")  
to February 28<sup>th</sup>, 2024

MEMORANDUM OF UNDERSTANDING  
("MOU") DATED: 08<sup>th</sup> February 2018

BETWEEN

IBM INDIA PVT LTD (IBM)  
AND  
DIRECTORATE GENERAL OF TRAINING  
MINISTRY OF SKILLS DEVELOPMENT AND ENTREPRENEURSHIP  
GOVERNMENT OF INDIA ("LICENSEE")

This Amendment is hereby annexed to and made a part of the MOU specified above. This amendment amends the MOU to the extent specified below. In each instance in which provisions of this Amendment contradict or are inconsistent with the provisions of the Agreement, the provisions of this Amendment shall prevail and govern, and the contradicted or inconsistent provisions of the MOU shall be deemed amended accordingly.

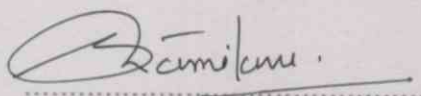
The parties agree to amend the MOU to the extent contained hereinafter:

1. Pursuant to Clause 2, "Validity of the MOU", the parties agree to extend the term of the MOU from the Effective Date of this Amendment till February 28, 2024
2. Except as specifically amended in this Amendment, all other terms and conditions of the MOU shall remain unaffected by this Amendment and shall continue to apply with full force and effect.
3. The clause titled Arbitration under the MOU shall be replaced with the following clause: In the event of a breach of this MOU, the parties shall make reasonable efforts for an amicable settlement. If they cannot reach an amicable settlement, then the dispute shall finally be settled and determined by arbitration in accordance with the Arbitration and Conciliation Act, 1996 or any amendment thereof. The place of arbitration shall be Delhi and the language used in the arbitral proceedings shall be English. Arbitration shall be conducted by a sole arbitrator jointly appointed by both the parties. The arbitral award shall be in writing and shall be final and binding on each Party and shall be enforceable in any court of competent jurisdiction

IN WITNESS WHEREOF, the undersigned, intending to be legally bound, have duly executed this Amendment to the MOU.

Accepted By:

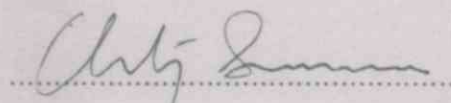
For Directorate General of Training



(NEELAM SHAMI RAO)  
Director General (Training)  
Directorate General of Training  
Ministry of Skill Development  
& Entrepreneurship  
Government of India

Accepted By:

For IBM India Private Limited



(CHAITANYA SREENIVAS)  
Vice President, HR  
IBM, India/South Asia