



No. 73 /2010

Date: 18.08.2010

**Topic: Bid selection. Construction of the A-4 expressway, Rzeszów – Jarosław section.**

*Legal grounds: Article 56 (1) (1) of the Act on offers – confidential information*

The Management Board of Polimex-Mostostal S.A. informs that on 17 August 2010 the most advantageous bid was selected in the public procurement proceedings in the form of limited tender proceedings called the ‘Construction of the A-4 expressway section, Rzeszów (Rzeszów East junction) – Jarosław (Wierzbna junction) section from km 581+250 to km 622+450’ by the Ordering Party, i.e. Rzeszów Branch Office of the General Directorate of National Roads and Motorways (Generalna Dyrekcji Dróg Krajowych i Autostrad), ul. Legionów 20, 35 – 959 Kielce, which has been authorised by the General Directorate of National Roads and Motorways, ul. Żelazna 59, 00-484 Warsaw, to conduct the public procurement proceedings.

The bid made by Polimex – Mostostal S.A. jointly with Doprastav a.s., Bratislava, was selected as the most advantageous one.

Bid gross price: PLN 2,195,924,087.54 (in words: two billion, one hundred and ninety-five million, nine hundred and twenty-four thousand, eighty-seven point five four PLN). The quality guarantee period offered by the Contractor – 120 months.

Polimex – Mostostal S.A. acts in the capacity of the Consortium Leader.

Participation of Polimex-Mostostal S.A. in the works and remuneration shall amount to 51% of the entirety.

Investment realisation period amounts to 21 months after the Commencement Date (in the meaning of FIDIC).

Decision on the selection of the most advantageous bid is not final. Contractors and other parties, should the legal interest thereof in the obtainment of the order have been or may be prejudiced as a result of infringement by the Ordering Party of the provisions of the Act dated 29 January 2004 – 'Public Procurement Law', shall be entitled to means of legal protection provided for in Section VI thereof.

The Ordering Party shall notify the Contractor of the Contract signature date and fulfilment of formal obligations pertaining thereto in a separate letter. The notification shall be provided following an audit by the President of the Public Procurement Office.

Legal grounds: Article 56 (1) of the Act on public offer and conditions of organised trade in financial instruments, and on public companies, as related to § 5 (1) (3) as related to § 9 of the Ordinance of the Minister of Finances dated 19 February 2009 on current and periodical information provided by issuers of securities and terms of deeming information required by the regulations of a non-Member State equivalent (Dz.U. (Dziennik Ustaw, Journal of Laws) of 2009, No. 33 item 259).