



Number **77 /2010**

Date: 23-09-2010

**Subject: Major contract.**

Legal basis: *Article 56 (1) (2) of the Act on offers – current and periodical information*

The Management Board of Polimex-Mostostal S.A. informs that on 23 September 2010 Polimex-Mostostal S.A. executed an Agreement with General Directorate of National Roads and Motorways (GDDKiA), Rzeszów Branch, ul. Legionów 20, Kielce, in effect of the public procurement procedure carried out in form of an open tender for contract “Construction of A-4 Motorway, section: Rzeszów (Rzeszów East interchange) – Jarosław (Wierzbna interchange), from km 581+250 to km 622+450”. The net contract value is PLN 1,799,937,776.67 (*in words: one billion seven hundred ninety nine million nine hundred thirty seven thousand seven hundred seventy six zlotys and 67/100*).

The gross contract value is PLN 2,195,924,087.54 (*in words: two billion one hundred ninety five million nine hundred twenty four thousand eighty seven zlotys and 54/100*).

The Agreement was signed by the consortium comprising:

1. Consortium Leader: Polimex - Mostostal S.A., ul. Czackiego 15/17, 00-950 Warsaw
2. Partner: Doprastav, a.s., Drieňová 27, 826 56 Bratislava, Slovak Republic,

The share of Polimex – Mostostal S.A., as the Consortium Leader, in the contract is 51%, and 49% for Doprastav a.s. Bratysława-Partner.

The quality guarantee is valid for 120 months.

The contract is to be performed in 21 months from the start of the works.

Contractual penalties apply:

- for delay beyond the Time to Complete Works or Section - 0.01% of the contract value per each day of delay,
- for breach of the Required Minimum Quantity - 0.01% of the contract value per each day of delay,
- for withdrawal by fault of the contractor – 10% of the total contract value accepted.

The agreement is considered major because of committed equity of Polimex-Mostostal S.A.

Legal basis: §5 section 1.3, in connection with §9 of the Ordinance of the Minister of Finance of 19 October 2005 on current and periodic information provided by issuers of securities (Journal of Laws (Dz.U) of 2005, No. 209, item 1744).