

**Announcement no. 6**  
**on open tenders**  
**for the sale of groups of asset components of Stocznia Gdynia S.A.**

as part of compensation proceedings in STOCZNIA GDYNIA S.A. carried out on the basis of regulations of the Act as of December 19<sup>th</sup>, 2008 on Compensation Proceedings in undertakings of particular importance to the Polish shipbuilding industry (Journal of Laws 08.233.1569), hereinafter referred to as the Act.

**Compensation Administrator**

“BUD - BANK LEASING” SP. Z O.O., with its seat of business in Warsaw, ul. Twarda 44, 00-831 Warszawa, entered to the register of businesses maintained by the District Court of the Capital City of Warsaw, 12<sup>th</sup> Commerce Division of the National Court Register under the number KRS 27836, NIP [TIN] 525-15-80-026, initial capital PLN 500 000.00, acting on its own behalf and in favour of:

STOCZNIA GDYNIA S.A. seated in Gdynia in ul. Czechoslowacka, 81-969 Gdynia, entered to the register of businesses maintained by the District Court for Gdansk-Północ in Gdansk, 8<sup>th</sup> Economic Division of the National Court Register under KRS number 60409, NIP [TIN]: 586-010-23-52, share capital fully paid of PLN 916,411,940.00;

**hereby announces 11 tenders for the sale of asset components of Stocznia Gdynia S.A., hereinafter referred to as the “Shipyard”**

1. The tenders are to take the form of public, unlimited, unconditional and non-discriminatory tenders, and are to be conducted in line with the principles of fair competition. The tenders are conducted electronically via an online website at [www.ppp.pwpw.pl/stocznie](http://www.ppp.pwpw.pl/stocznie).
2. Detailed listing of the asset components subject to sale with the stipulated timings of the sale of the particular groups of asset components of the Shipyard are included in a document entitled **Amended Sales Plan of Asset Components of Stocznia Gdynia S.A.**, which has been approved by way of an administrative decision by the President of the Management Board of Agencja Rozwoju Przemysłu SA dated September 28<sup>th</sup>, 2009. Furthermore, a detailed specification of the asset components of the Shipyard offered for sale as part of the particular tenders may be found at the seat of the Shipyard as well as on the website of the Shipyard at [www.stocznia.gdynia.pl](http://www.stocznia.gdynia.pl).
3. The objects which are subject to sale by tender may be viewed on weekdays starting from October 1st, 2009 to November 18th, 2009 from 9.00 AM to 03.00 PM provided an

appointment to view them is made in advance by telephone. Additional information on the asset components of the Shipyard offered for sale by way of particular tenders will be provided by the members of the tender preparation working group over the phone at ph.# (058) 627 74 40 or (058) 627 79 41.

4. Detailed information on the documents and bid eligibility criteria will be available on weekdays from October 1st, 2009 to November 18th, 2009 from 9.00 AM to 03.00 PM from the staff of the Compensation Administrator, at ph. # (058) 627 74 40 or (058 ) 627 79 41.
5. The tendering procedure has been set out by the President of the Management Board of Agencja Rozwoju Przemysłu S.A. in his administrative decision dated September 28<sup>th</sup>, 2009 which approved the By-Law which shall govern the unlimited tender and the auction (hereinafter referred to as the By-Law). The By-Law is available at the seat of the Shipyard as well as at the webpage of the Shipyard at. [www.stocznia.gdynia.pl](http://www.stocznia.gdynia.pl) .
6. Specific tender eligibility criteria have been set out in § 5 of the By-Law. These include, among others, the filing of a Bid Registration document by November 18th, 2009 till 03:00 PM on terms outlined in § 5 of the By-Law.
7. The tenders shall take place on November 26th, 2009 from 9.00 AM to 01.00 OM, whereas extra time is possible after 01:00 PM to be carried out pursuant to the provisions of § 7 of the By-Law.
8. Each tender bidder shall be bound by the offer submitted during the tender to December 31<sup>st</sup>, 2009. The provision of art. 70<sup>3</sup> § 1 *ab initio* of the Civil Code shall not apply.
9. Should the tender be nullified or should the tender fail on account of lack of valid offers or failure to select the purchaser for other reasons, the Compensation Administrator shall sell the asset components of the Shipyard by way of an auction. The Compensation Administrator shall announce the date of the action 7 days in advance.
10. The tender bidder incurs all the costs and expenses related to the agreement he will enter into which is to be made as a result of the tender.
11. The Price obtained as a result of the tender or auction shall be increased by due tax on goods and services if the taxation obligation in respect of asset components results from provisions of law. Detailed information on the matter shall be provided by the members of the tender preparation working group over the phone at ph.# (058) 627 74 40.
12. Bidders in particular tenders whose bids have not been selected in the tender, will receive a refund of their deposits, without interest, which shall be transferred into bank accounts provided by them 7 days as of the expiry of the bid validity period. Bidders who paid the deposit, but failed to submit a valid bid, shall be reimbursed for the deposit within 14 days as of the tender.

13. Insofar as asset groups are concerned, which include the right to perpetual usufruct and the ownership of buildings, to the transfer of which Management Board of Morski Port Gdynia SA and the State Treasury hold pre-emptive rights, conditional contracts of obligation will be made in connection with those asset groups, provided that those holding pre-emptive rights choose to forgo them. Once those holding the said pre-emptive right make representations to the effect they choose to forgo that right, contracts for the transfer of the perpetual usufruct and ownership of buildings shall be made.
  
14. By October 16th, 2009, specimen of contracts to be concluded with the purchasers shall be placed at the webpage of the Shipyard at [www.stocznia.gdynia.pl](http://www.stocznia.gdynia.pl). The specimen may contain negotiable clauses.  
By October 16th, 2009, also the Procedure Manual determining detailed principles of the use of the Webpage via which the tender is to be conducted shall be placed at the webpage of the Shipyard at [www.stocznia.gdynia.pl](http://www.stocznia.gdynia.pl).
  
15. Payment of the selling price by the successful Bidder in the tender or the auction for the asset component may not be made in part or in full by the exercising of the right to any deductions/ offsetting (article 498 and following articles of the Civil Code).
  
16. The Compensation Administrator reserves the right to nullify the tenders in whole or in part at any time without having to state a reason for doing so and without having to amend the announcement.

The following tenders shall be held on the above said terms and conditions by the Compensation Administrator:

## Public Tender No. 1

The subject of tender no. 1 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 1 – Hull prefabrication zone, comprising land real estate which is the property of the State Treasury held in (what is referred to in Polish law as) perpetual usufruct by Stocznia Gdynia S.A. in the area of Stocznia Gdynia S.A., entered to the land and mortgage register KW no. 22785 maintained by the District Court in Gdynia, of a surface area of 130.201 m<sup>2</sup> along with 31 buildings with the area of 64.309,42 m<sup>2</sup> and 44 structures along with movables located thereon, all being a separate property of Stocznia Gdynia S.A. and partial share in the perpetual usufruct of land real estate being internal roads available to Stocznia Gdynia S.A.

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender no. 1 accounts for PLN 38 444 971.00 (in words: thirty eight million four hundred forty four thousand nine hundred and seventy one zloty).

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 3 844 497.10 (in words: three million eight hundred forty four thousand four hundred and ninety seven zloty ten grosz).

## Public Tender No. 2

The subject of tender no. 2 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 2 – Ship assembly area, comprising land real estate which is the property of the State Treasury held in (what is referred to in Polish law as) perpetual usufruct by Stocznia Gdynia S.A. in the area of Stocznia Gdynia S.A. entered to the land and mortgage register KW no. 22785 maintained by the District Court in Gdynia, of a surface area of 140,837 m<sup>2</sup> along with 5 buildings with the area of 10.221.15 m<sup>2</sup> and 39 structures along with movables located thereon, all being a separate property of Stocznia Gdynia S.A. and partial share in the right of perpetual usufruct of land real estate being internal roads available to Stocznia Gdynia S.A..

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender no. 2 accounts for PLN 96 767 923.00 (in words: ninety six million seven hundred sixty seven thousand nine hundred and twenty three zloty) (“Estimated Price”).

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 9 676 792.30 (in words: nine million six hundred seventy six thousand seven hundred and ninety two zloty thirty grosz).

### Public Tender No. 3

The subject of tender no. 3 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 4 – Ship assembly area, comprising:

- a) perpetual usufruct of land real estate entered to the land and mortgage register KW no. 22785 maintained by the District Court in Gdynia, of a surface area of 43,969 m<sup>2</sup> along with 12 structures along with movables located thereon, all being a separate property of Stocznia Gdynia S.A.
- b) share in the perpetual usufruct of land real estate, comprising port basin no. VII, entered to the land and mortgage register KW no. 22785 maintained by the District Court in Gdynia, of a surface area of 96,157 m<sup>2</sup>.
- c) share in the perpetual usufruct of land real estate comprising internal roads.

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender no. 3 amounts for PLN 30 975 873.00 (in words: thirty million nine hundred seventy five thousand eight hundred seventy three zloty) ("Estimated Price").

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 3 097 587.30 (in words: three million ninety seven thousand five hundred and eighty seven zloty and thirty grosz).

## Public Tender No. 4

The subject of tender no. 4 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 6 – Ship equipping area, comprising:

- a) perpetual usufruct of land real estate entered to the land and mortgage registers KW no. 22785 and KW 28075 maintained by the District Court in Gdynia, of a surface area of 69,030 m<sup>2</sup> along with 34 buildings with an area of 38,618.16 m<sup>2</sup> as well as 19 structures along located thereon, all being a separate property of Stocznia Gdynia S.A.,
- b) share in the perpetual usufruct of land real estate available to Stocznia Gdynia S.A. comprising port basin VII entered to the land and mortgage register KW no. 22785 maintained by the District Court in Gdynia, of a surface area of 96.157 m<sup>2</sup>,
- c) share in the perpetual usufruct of land real estate available to Stocznia Gdynia S.A. comprising port basin VI entered to the land and mortgage registers KW no. 22785 and KW 28075 with an area of 129.213 m<sup>2</sup>,
- d) share in the perpetual usufruct of land real estate available to Stocznia Gdynia S.A. comprising internal roads.

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender accounts for PLN 34 633 029.00 (in words: thirty four million six hundred thirty three thousand and twenty nine zloty) ("Estimated Price").

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 3 463 302.90 (in words: three million four hundred sixty three thousand three hundred and two zloty ninety grosz).

## Public Tender No. 5

The subject of tender no. 5 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 7 – Spatial structure prefabrication area comprising:

- a) perpetual usufruct of land real estate entered to the land and mortgage register KW no. 22785 maintained by the District Court in Gdynia, of a surface area of 7,871 m<sup>2</sup> along with 7 structures along located thereon, all being a separate property of Stocznia Gdynia S.A.,
- b) share in the perpetual usufruct of land real estate, comprising port basin no. VII, entered to the land and mortgage register KW no. 22785 maintained by the District Court in Gdynia, of a surface area of 96,157 m<sup>2</sup>,
- c) share in the perpetual usufruct of land real estate available to Stocznia Gdynia S.A. comprising port basin VI entered to the land and mortgage registers KW no. 22785 and KW 28075 with an area of 129,213 m<sup>2</sup>,
- d) share in the perpetual usufruct of land real estate available to Stocznia Gdynia S.A. comprising internal roads.

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender accounts for PLN 3 267 054.00 (in words: three million two hundred sixty seven thousand and fifty four zloty) ("Estimated Price").

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 326 705.40 (in words: three hundred twenty six thousand seven hundred and five zloty forty grosz).



## Public Tender No. 6

The subject of tender no. 6 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 8 – Spatial structure and equipment prefabrication area comprising:

- a) perpetual usufruct of land real estate entered to the land and mortgage register KW no. 22785 maintained by the District Court in Gdynia, of a surface area of 31,916 m<sup>2</sup> along with 19 buildings with the area of 27,522.32 m<sup>2</sup> as well as 7 structures along with movables located thereon, all being a separate property of Stocznia Gdynia S.A.,
- b) share in the perpetual usufruct of land real estate available to Stocznia Gdynia S.A. comprising port basin VI entered to the land and mortgage registers KW no. 22785 and KW 28075 with an area of 129,213 m<sup>2</sup>,
- c) share in the perpetual usufruct of land real estate, comprising internal roads.

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender accounts for PLN 18 113 774.00 (in words: eighteen million one hundred thirteen thousand seven hundred and seventy four zloty) ("Estimated Price").

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 1 811 377.40 (in words: one million eight hundred eleven thousand three hundred and seventy seven zloty forty grosz).

## Public Tender No. 7

The subject of tender no. 7 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 9 – Warehouse and administrative activity area comprising land real estate which is the property of the State Treasury held in (what is referred to in Polish law as) perpetual usufruct by Stocznia Gdynia S.A. in the area of Stocznia Gdynia S.A. entered to the land and mortgage registers KW no. 22785 and KW nr 35886 with the area of 34.186 m<sup>2</sup> along with 29 buildings with the area of 30,366.06 m<sup>2</sup>, and 22 structures along with movables located thereon, all being a separate property of Stocznia Gdynia S.A. and partial share in the perpetual usufruct of land available to Stocznia Gdynia S.A. on land real estate being internal roads.

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender accounts for PLN 26 997 093.00 (in words: twenty six million nine hundred ninety seven thousand and ninety three zloty) (“Estimated Price”).

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 2 699 709.30 (in words: two million six hundred ninety nine thousand seven hundred and nine zloty thirty grosz).

## Public Tender No. 8

The subject of tender no. 8 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 17 communication area, heavy transport Road for external supplies and internal transport connecting both gates of the Shipyard comprising land real estate which is the property of the State Treasury held in (what is referred to in Polish law as) perpetual usufruct by Stocznia Gdynia S.A. in the area of Stocznia Gdynia S.A. entered to the land and mortgage registers KW no 22785, KW no. 39284, KW no. 45122, with the area of 22,284 m<sup>2</sup> and 10 buildings located thereon.

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender accounts for PLN 1 616 000.00 (in words: one million six hundred sixteen thousand zloty) ("Estimated Price").

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 161 600.00 (in words: one hundred sixty one thousand and six hundred zloty).

## Public Tender No. 9

The subject of tender no. 9 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 21 – Communication area – railway track along with siding comprising land real estate which is the property of the State Treasury held in (what is referred to in Polish law as) perpetual usufruct by Stocznia Gdynia S.A. in the area of Stocznia Gdynia S.A. entered to the land and mortgage registers KW no 22785 and KW no. 65706 with the area of 17.699 m<sup>2</sup> along with 1 structure thereon.

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender accounts for PLN 1 362 000.00 (in words: one million three hundred and sixty two zloty) ("Estimated Price").

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 136 200.00 (in words: one hundred thirty six thousand and two hundred zloty).

## Public Tender No. 10

The subject of tender no. 10 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 5 A comprising land real estate which is the property of the State Treasury held in (what is referred to in Polish law as) perpetual usufruct by Stocznia Gdynia S.A. in the area of Stocznia Gdynia S.A. entered to the land and mortgage registers KW no 22785 and KW no 33553 with the area of 33,997 m<sup>2</sup> along with 9 buildings with the area of 10,159.7 m<sup>2</sup> as well as 16 structures along with movables located thereon, all being a separate property of Stocznia Gdynia S.A. and partial share in the perpetual usufruct of land real estate being internal roads available to Stocznia Gdynia S.A.

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender accounts for PLN 6 384 685.00 (in words: six million three hundred eighty four thousand six hundred and eighty five zloty) ("Estimated Price").

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 638 468.50 (in words: six hundred thirty eight thousand four hundred and sixty eight zloty fifty grosz).

## Public Tender No. 11

The subject of tender no. 11 is the sale of a group of asset components of Stocznia Gdynia S.A. referred to in the amended sales plan as Group 23 comprising land real estate which is the property of the State Treasury held in (what is referred to in Polish law as) perpetual usufruct by Stocznia Gdynia S.A. located in Szymbark, Stężyca district, entered to the land and mortgage registers KW no. 32495 and KW no. 16399 with the area of 81.471 m<sup>2</sup> and 47 buildings with the area of 3,525,09 m<sup>2</sup> as well as 17 structures along with movables located thereon, all being a separate property of Stocznia Gdynia S.A., organized as an Holiday Centre.

The estimated value of the asset components of Stocznia Gdynia S.A. offered for sale as part of tender accounts for PLN 8 193 200.00 (in words: eight million one hundred ninety three thousand and two hundred zloty) ("Estimated Price").

Bidding in the tender is conditioned on a security deposit being paid in by November 18th, 2009 to the bank account of the Shipyard number 44 1020 1853 0000 9202 0124 4938, the amount of which has been set by the President of Agencja Rozwoju Przemysłu SA at PLN 819 320.00 (in words: eight hundred nineteen thousand three hundred and twenty zloty).