

**Announcement no 2**  
**On open tenders no 32-37**  
**For the sale of groups of asset components of Stocznia Gdynia S.A.**

In compensation proceedings in STOCZNIA GDYNIA S.A., realized on the basis of regulations of the Act as of the 19th of December 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

**The Compensation Administrator**

“BUD - BANK LEASING” Sp. z o.o. seated in Warsaw at 44 Twarda Street, 00-831 Warsaw, entered into the registry of entrepreneurs maintained by the District Court for the City of Warsaw in Warsaw 12<sup>th</sup> Economic Department of the National Court Registry under KRS number 27836, NIP number 525-15-80-026, share capital fully paid up at the amount of 500.000,00 PLN, operating in its own name but for the account of:

STOCZNIA GDYNIA S.A. seated in Gdynia at Czechosłowacka Street, 81-969 Gdynia, entered into the registry of entrepreneurs maintained by the District Court for Gdańsk-North in Gdańsk 8<sup>th</sup> Economic Department of the National Court Registry under KRS number 60409, NIP number 586-010-23-52, share capital fully paid up at the amount of 916.411.940,00 PLN.

**Announces the realization of six tenders (no from 32 to 37)**

**For the sale of groups of asset components of  
Stocznia Gdynia S.A.**

1. The tenders have a form of open, written, unlimited, unconditional and non-discriminatory tenders, conducted with maintenance of fair competition principles. The tenders are conducted in electronic form, via a website in www network at the address of: [www.ppp.pwpw.pl/stocznie](http://www.ppp.pwpw.pl/stocznie).
2. Detailed specification of groups of asset components subject to sale and specification of sale terms for the separate groups of asset components of Stocznia Gdynia S.A. are contained in a document referred to as the Sales Plan of asset components of Stocznia Gdynia S.A. (hereinafter referred to as the Sales Plan), approved by the resolution of the President of the Industrial Development Agency S.A. as of the 12<sup>th</sup> of March 2009, according to art. 79 of the Act. Moreover, the detailed specification of property components of Stocznia Gdynia S.A. offered for sale in the scope of individual tenders is

available at the seat of Stocznia Gdynia S.A. and at the website of Stocznia Gdynia S.A. [www.stocznia.gdynia.pl](http://www.stocznia.gdynia.pl).

3. Visual inspections of tenders' objects can be performed at the seat of Stocznia Gdynia S.A., on working days from the 9<sup>th</sup> of April 2009 until the 27<sup>th</sup> of April 2009, from 08:00 to 16:00 after prior arrangement of the inspection date by phone. Additional information on property components of Stocznia Gdynia S.A. offered for sale in the scope of individual tenders shall be provided on working days by members of a working group for preparation of tender proceedings, under telephone numbers: (058) 627 74 40 or (058) 627 70 10.
4. Detailed information on tender documentation and bidding requirements shall be provided at the seat of Stocznia Gdynia S.A. on working days from the 9<sup>th</sup> of April 2009 until the 27<sup>th</sup> of April 2009, from 08:00 to 16:00 by members of a working group for preparation of tender proceedings under telephone numbers: (058) 627 74 40 or (058) 627 70 10.
5. The tender proceedings were specified by the President of the Industrial Development Agency S.A. by resolution as of the 12<sup>th</sup> of March 2009 approving the By-law for an open tender and an auction (hereinafter referred to as the By-law). The By-law is available at the seat of Stocznia Gdynia S.A. and at the website of Stocznia Gdynia S.A. [www.stocznia.gdynia.pl](http://www.stocznia.gdynia.pl).
6. Detailed conditions for participation in the tender were specified in § 5 of the By-law. They include, among others, submitting a Bid Registration, in the mode and according to the rules as specified in § 5 of the By-law, until the 25<sup>th</sup> of April 2009. The deposit should be paid into a bank account of Stocznia Gdynia S.A. of a number: 44 1020 1853 0000 9202 0124 4938 in the period of until the 25<sup>th</sup> of April 2009. Detailed information on the Bid Registration is provided on working days by members of a working group for preparation of tender proceedings under telephone numbers: (058) 627 74 40 or (058) 627 70 10.
7. The evaluation price of property components offered for sale in the scope of each tender, quoted by the Compensation Administrator is an opening bid price in the meaning of § 1 letter j. of the By-law.
8. First stage of tenders no 32-36 shall take place on the 29<sup>th</sup> of April 2009. Tender no 37 which shall take place in the mode of a single stage, simplified tender, according to § 9 of the By-law shall take place on the 28<sup>th</sup> of April 2009.
9. In case a purchaser of property components is not selected in any of the two stages of tenders no 32 -36 or in a single stage tender no 37, due to reasons specified in § 10 section 1 of the By-law, including in particular in the case of tender invalidation or its realization

failure, the Compensation Administrator shall sell the asset components of Stocznia Gdynia S.A. by means of an auction. The auction shall take place in the period of 3 days since tender invalidation or its realization failure has been announced. The condition for participation in the auction is registration and payment of a deposit in the period of three days since tender invalidation or its realization failure has been announced, by entities which have not previously paid the deposit.

10. Payment of the sale price can not be realized even partially by realization of rights to execute any deductions (in the meaning of art. 498 and the following of the Civil Code).
11. The tender participant whose bid has been ultimately selected in the tender bears all costs connected with signing of the agreement.
12. The participants of individual tenders whose bids have not ultimately been selected in a tender shall be returned the paid deposit without interests, into a specified bank account in the period of 7 days since they have received the information specified in § 7 section 11 of the By-Law.
13. The Sale Agreement forms which shall be used to conclude sales with successful bidders are available in the office of the Compensation Administrator at the seat of Stocznia Gdynia S.A. The Sale Agreement forms can contain non-negotiable clauses.
14. The Compensation Administrator can invalidate the tender in any time without specifying any reasons.
15. The conditions for the hereby announcement are subject to change.

The following tenders shall be conducted by the Compensation Administrator according to the aforementioned conditions:

## **Tender no 32**

The subject of the tender no 32 is sale of a group of asset components of Stocznia Gdynia S.A., specified in the Sales Plan as Group 32, constituting copyrights for a design of a ship (floating vessel) type 8168/27 (car carrier) including contract, technical classification and working design with ownership rights to full design documentation of the ship.

Estimated value of property components of Stocznia Gdynia S.A. offered for sale in the scope of the tender no 32, upon conditions of forced sale, amounts to 3.839.000,00 PLN (three million eight hundred thirty nine thousand Polish zloty) ("Estimated Price").

The condition for participation in the tender is payment of a deposit at the amount of 383.900,00 PLN (three hundred eighty three thousand nine hundred Polish zloty) in the period until the 25<sup>th</sup> of April 2009.

### **Tender no 33**

The subject of the tender no 33 is sale of a group of asset components of Stocznia Gdynia S.A. specified in the Sales Plan as Group 33, constituting copyrights for a design of a ship (floating vessel) type 8185 (LPG) including contract, technical classification and working design with ownership rights to full design documentation of the ship.

Estimated value of property components of Stocznia Gdynia S.A. offered for sale in the scope of the tender no 33, upon conditions of forced sale, amounts to 4.247.000,00 PLN (four million two hundred forty seven thousand Polish zloty) (“Estimated Price”).

The condition for participation in the tender is payment of a deposit at the amount of 424.700,00 PLN (four hundred twenty four thousand seven hundred Polish zloty) in the period until the 25<sup>th</sup> of April 2009.

## **Tender no 34**

The subject of the tender no 34 is sale of a group of asset components of Stocznia Gdynia S.A. specified in the Sales Plan as Group 34, constituting copyrights for 12 designs of ships (floating vessels) of type 8109, 8111, 8113, 8125, 8130, 8138, 8139, 8143, 8144, 8145, 8184, 8229 (container ships) including (for each of the aforementioned types) contract, technical classification and working design with ownership rights to full design documentation of the ships.

Estimated value of property components of Stocznia Gdynia S.A. offered for sale in the scope of the tender no 34, upon conditions of forced sale, amounts to 15.011.000,00 PLN (fifteen million eleven thousand Polish zloty) ("Estimated Price").

The condition for participation in the tender is payment of a deposit at the amount of 1.501.100,00 PLN (one million five hundred and one thousand one hundred Polish zloty) in the period until the 25<sup>th</sup> of April 2009.

## **Tender no 35**

The subject of the tender no 35 is sale of a group of asset components of Stocznia Gdynia S.A., specified in the Sales Plan as Group 35, constituting copyrights for a design of a ship (floating vessel) type 8213 (car carrier) including contract, technical classification and working design with ownership rights to full design documentation of the ship.

Estimated value of property components of Stocznia Gdynia S.A. offered for sale in the scope of the tender no 35, upon conditions of forced sale, amounts to 3.137.000,00 PLN (three million one hundred thirty seven thousand Polish zloty) ("Estimated Price").

The condition for participation in the tender is payment of a deposit at the amount of 313.700,00 PLN (three hundred thirteen thousand seven hundred Polish zloty) in the period until the 25<sup>th</sup> of April 2009.

## **Tender no 36**

The subject of the tender no 36 is sale of a group of asset components of Stocznia Gdynia S.A., specified in the Sales Plan as Group 36, constituting copyrights for designs of 3 ships (floating vessels) of type 8183, 8189 and 8226 (bulk carrier and chemical tanker), including (for each of the aforementioned types) contract, technical classification and working design with ownership rights to full design documentation of the ships.

Estimated value of property components of Stocznia Gdynia S.A. offered for sale in the scope of the tender no 36, upon conditions of forced sale, amounts to 5.130.000,00 PLN (five million one hundred thirty thousand Polish zloty) ("Estimated Price").

The condition for participation in the tender is payment of a deposit at the amount of 513.000,00 PLN (five hundred thirteen thousand Polish zloty) in the period until the 25<sup>th</sup> of April 2009.



### **Tender no 37**

The subject of the tender no 37 is sale of a group of asset components of Stocznia Gdynia S.A., specified in the Sales Plan as Group 37, specified in detail in the attachment no 24 to the Sales Plan which are the property of Stocznia Gdynia S.A.

Estimated value of property components of Stocznia Gdynia S.A. offered for sale in the scope of the tender no 37, upon conditions of forced sale, amounts to 20.500,00 PLN (twenty thousand five hundred Polish zloty) ("Estimated Price").

The condition for participation in the tender is payment of a deposit at the amount of 2.050,00 PLN (two thousand fifty Polish zloty) in the period until the 25<sup>th</sup> of April 2009.

The tender no 37 is conducted in the form of a simplified tender, regulated by § 9 of the By-Law.