

**Current report No. 33/2014**

**Subject: Significant agreements – agreements with EDF Ekoserwis Sp. z o.o.**

The Management Board of Zespół Elektrociepłowni Wrocławskich KOGENERACJA S.A. informs that on 30 September 2014 the agreements for rendering carburization services and carbon storage operation services with EDF Ekoserwis Sp. z o.o. were concluded. Those agreements come into force on 1 October 2014. The value of long-term agreements concluded by the Issuer with one business partner in the period of their validity reached the level of PLN 169,139 thousand and in total the agreements fulfilled the criterion of a significant agreement.

In accordance with clause 9 item 8 of the Regulation, the Company's Management Board submits detailed information concerning the agreement with the highest value – the agreement for *Rendering carburization services and carbon storage operation services with KOGENERACJA S.A.:*

1. The agreement was concluded on 30 September 2014.
2. The parties to the agreement are: EDF Ekoserwis Sp. z o.o. and KOGENERACJA S.A.
3. The subject matter of the agreement is the performance of services consisting in the operation of carburization equipment and coal storages in KOGENERACJA S.A.
4. Remuneration for the performance of services was estimated in the agreement validity period, i.e. 10 years in the amount of PLN 84 875 thousand net.
5. The agreement includes the provisions defining the amount of contractual penalties:
  - on account of the termination of the agreement due to the reasons dependant on the contractor – in the amount of PLN 1 million,
  - on account of the failure to meet the defect rectification date – in the amount of 1% of monthly contractual net remuneration,
  - on account of the production process disturbance – in the amount of 5% of monthly contractual net remuneration.
  - for the violation of OHS and fire-fighting regulations at the Ordering Party's premises, applicable to the contractor's and subcontractors' employees – in accordance with the Penalty Tariffs.

The Parties reserve the right to seek damages for the damage incurred, including lost profits, in the amount exceeding the value of liquidated damages.

6. The agreement was concluded for period from 1 October 2014 to 30 September 2024.
7. The agreement was not concluded subject to a condition or a date.

The basic subject of business activity of EDF Ekoserwis Sp. z o.o. is combustion product economic management, energy waste system management by dust extraction systems and

storage management systems in professional energy units, the systems of preparation, transformation and feeding biomass fuels and alike.

The parties to the agreement are controlled (directly or indirectly) by Electricité de France S.A., a public company incorporated under the laws of France, with its seat in Paris, and thus belonging to the same Group.

The agreements were considered significant because their total value reached 10% of the Issuer's equity.

**Detailed legal basis:** Article 56 section 1 item 2 of the Act on public offer – current and periodical information and § 5 section 1 item 1 and § 7 of the Regulation of the Minister of Finance of 19 February 2009 on current and periodical information transferred by the issuers of securities and the conditions of considering the information required by the legal regulations of the state not being a member state equivalent (Journal of Laws No. 33 of 28 February 2009, item 259).