



CURRENT REPORT 41 / 2013

21 November 2013

Legal basis: Art. 56.1.2 of the Public Offering Act – Current and Periodic Reports.

Subject: Information on Conclusion of Major Contract by Subsidiary.

Content:

The Management Board of ZUE S.A. with registered office in Cracow (the “Company”) inform that on 21 November 2013, Przedsiębiorstwo Robót Komunikacyjnych w Krakowie S.A., the Company’s subsidiary (the “Contracting Authority”) signed a contract (the “Contract”) with Herbud Spółka Cywilna with registered office in Biała Rawska (the “Contractor”).

The Contract provides for the track and dehydration works as part of the following project: “Raising the quality of transport services through the improvement of technical condition of the railway lines no. 1, 133, 160 and 186 on the Zawiercie – Dąbrowa Górnicza Ząbkowice – Jaworzno Szczakowa section” (the “Main Contract”).

The Company informed of the Contracting Authority’s conclusion of the contract for the Main Contract in the current report 6/2013 of 25 March 2013.

Net value of the Contract: PLN 17,600,000.

VAT at the rate applicable on the date a VAT invoice is issued by the Contractor will be added to the net value of the Contract.

Completion date: 15 December 2014.

Term of warranty: 36 months and 30 days of the final acceptance of the Main Contract.

The contractual penalties payable by the Contractor to the Contracting Authority include:

- 1) 10% of the Contract gross value if the Contract is terminated through the fault of the Contractor;
- 2) 1% of the gross value of individual defective tasks or works for each day of delay in the removal of defects detected upon the acceptance or during the defect liability period;
- 3) 0.05% of the Contract gross value for each day of delay in the completion of the works covered by the Contract; and
- 4) 0.06% of the gross value of individual tasks to be accepted for each day of delay in the completion of particular works or other activities specified in the schedule.

The contractual penalties payable by the Contracting Authority to the Contractor include:

- 1) 10% of the Contract gross value if the Contract is terminated through the fault of the Contracting Authority; and
- 2) 0.2% of the Contract gross value for each day of delay in the acceptance.

The Contracting Authority reserves the right to claim damages in excess of the contractual penalties up to the actual damage.

The Contract is deemed major since its value exceeds 10% of the Company's equity.

Legal basis: § 5.1.3 of the Ordinance by the Minister of Finance of 19 February 2009 on current and periodic information published by issuers of securities and the conditions for recognizing information required under the law of a non-member state as equivalent.