

POLISH FINANCIAL SUPERVISION AUTHORITY
CURRENT REPORT No. 26/2012

Name of entity:

Fabryka Obrabiarek RAFAMET S.A.
in Kuźnia Raciborska

Date of submittal:

11-09-2012

Subject:

Accumulation of contracts with ThyssenKrupp Polysius AG, Germany.

Message:

The Management Board of Fabryka Obrabiarek RAFAMET S.A. in Kuźnia Raciborska informs that today RAFAMET S.A. concluded with the company ThyssenKrupp Polysius AG, Germany (59269 Beckum-Neubeckum) two contracts, each for delivery of one KCI 500 N heavy-duty Vertical Turning and Boring Mill, both of identical prices and technical specifications.

Total value of the contacts is 4,250,000 EUR, i.e. 17,461,125 PLN

The first machine tool shall be delivered by 01 July 2013 and the second one by 16 December 2013.

The payments will be done according to the following schedule:

- Advance payment amounting to 25% of the price of the machine tool against unconditional acknowledgement of the purchase order and bank guarantee,
- Advance payment amounting to 10% of the price of the machine tool against statement that cast-iron and steel components are made and bank guarantee,
- 50% of the price after delivery of the complete machine tool,
- 10% of the price after commissioning of the machine tool by the manufacturer at Purchases' site,
- 5% of the price after successful final acceptance at Purchaser's site against performance Bond valid 30 days after 18-month product liability period expires.

The liquidated damages shall not exceed 10% of the total amount of each of the contracts. Payment of liquidated damages does not exclude further claims exceeding the maximum values of the compensation.

Total value of all contracts concluded with ThyssenKrupp Polysius AG Turing last 12 months is 4,251,200 EUR, i.e. 17,466,133.20 PLN.

The RAFAMET S.A. company shareholder's equity as of 24 August 2012 has been taken as a criterion for significant agreement.

Legal basis: §5 Item 1 point 3 of the Resolution of the Minister of Finance dated 19 February 2009 on current and periodical information submitted by the issuers of the securities and the conditions under which information is considered as equivalent to those required by law of non-member country (Dz. U. 2009, No. 33, Item 259 with further changes).

Legal basis:

Article 56 Item 1 point 2 of the Act on offer – current and periodical information.

Vice President

President

Maciej Michalik

E. Longin Wons