

In accordance with Article 28 of the Law on Privatization (as published in the Official Gazette of the Republic of Serbia Nos. 38/2001 and 18/2003), the **Privatization Agency of the Republic of Serbia** (hereinafter "Agency") hereby issues a:

**PUBLIC INVITATION**

for participation in a Tender Process for the acquisition of a controlling interest in:

**Društveno Preduzeće "Fabrika Ulja", Kruševac,**  
Tender Code: FAU07/03

1. Total registered capital of the Company is 100% socially owned.

The Agency is offering for sale 70% of the socially owned capital of "Fabrika Ulja" (hereinafter: "Company").

2. Details about the Company:

Address: Jastrebačka 14, 37000 Kruševac, Serbia and Montenegro

Phone Number: +381 37 428 437

Fax Number: +381 37 22 975

Industry: Production of edible oil and fats

Tender Code: FAU07/03

Basic data about the Company is available at:

[http://www.priv.yu/pregled\\_preduzeca/pdf/teaser\\_222.pdf](http://www.priv.yu/pregled_preduzeca/pdf/teaser_222.pdf)

Detailed information about the Company, along with the Information Memorandum (hereinafter "the Tender Documents"), will be made available to all buyers of the Tender Documents, upon payment of the Tender Documents Fee in the amount of USD 5.000 (US Dollars five thousand), plus USD 1.000 (US Dollars one thousand) sales tax.

3. The Agency has appointed Raiffeisen Investment AG ("RIAG") to act as the advisor in the privatization procedure (hereinafter: "Advisor").

4. A bid may be submitted by the potential Buyer that fulfils the following requirements:

- Has been engaged in manufacturing, and/or processing, and/or trade of edible oil and fats;
- Has purchased the Tender Documents.

If the potential Buyer is a Parent company that does not meet the requirements from this clause of the Public Invitation, its subsidiary has the right to submit a bid, if it fulfils the requirements.

The Subsidiary may submit a bid if the Parent company has purchased the Tender Documents.

If the potential Buyer is a subsidiary that does not meet the requirements referred to by this clause of the Public Invitation, the Parent company has the right to submit a bid, if it fulfils the requirements.

The Parent company may also submit a bid if its Subsidiary has purchased the Tender Documents.

If the potential Buyer is a Consortium, the following requirements have to be fulfilled:

- All Consortium members have made the decision on organizing and entering the Consortium;
- Each member of the Consortium assumes an unlimited joint and several liability;
- The Consortium Agreement specifies each member's percentage in the acquired company's capital;
- All Consortium members have signed Power of Attorney for the representing member of the Consortium;
- All Consortium members have signed a Confidentiality Agreement;
- At least one of the Consortium members has purchased the Tender Documents;
- At least one of the Consortium members has been engaged in manufacturing, and/or processing, and/or trade of edible oil and fats.

5. The Agency hereby invites all interested parties to submit a written request for the purchase of the Tender Documents for the Company by June 27<sup>th</sup>, 2003. Tender Documents will be made available to interested parties starting from June 9<sup>th</sup>, 2003.

The request for purchasing the Tender Documents shall be submitted to the Advisor by mail, to the addresses stated below, or by e-mail or facsimile, and shall clearly display the reference "Request for the purchase of Tender Documents - Tender Code FAU07/03".

Upon receiving the request, the Agency will forward an invoice for payment of the Tender Documents Fee to the authorized representative. Upon the payment of the Tender Documents Fee, the Confidentiality Agreement shall be sent to duly authorized representative for signature, by mail, e-mail, or facsimile. Signed Confidentiality Agreement shall be immediately faxed and mailed back to the Advisor to the addresses below.

6. Upon receipt of the signed Confidentiality Agreement and confirmation of payment of the Tender Documents Fee, the Advisor shall immediately send the relevant Tender Documents to the Tender Participant by mail, e-mail or hand it to the authorized representative. The Advisor and the Agency shall not be held liable for any loss or delay that may occur in the delivery of any document.

7. The deadline for submission of the bids for acquisition of the capital is July 25<sup>th</sup>, 2003, at 17:00 hours (Belgrade time).

8. The Agency reserves the right to amend the requirements and the deadline from the Public Invitation, if necessary.

9. The Bid bond for participating in the Public Tender will be USD 50,000 (US Dollars fifty thousand).

10. All communications or inquiries relating to this Invitation should be directed to the Advisor at the address below:

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