

In accordance with Article 28 of the Law on Privatization (“Official Gazette of the Republic of Serbia” No. 38/2001), **the Privatization Agency of the Republic of Serbia** hereby announces a:

PUBLIC INVITATION

for the participation in an international open tender for the acquisition of a controlling interest in:

Aluminium Processing Company “Nissal”, Nis

Tender Code: **NIS04/03**

1. The Privatization Agency (hereinafter: Agency) offers for sale 70% of socially owned capital of Nissal, Nis (hereinafter: Entity undergoing privatization).

Total registered socially owned capital of the Entity undergoing privatization is 75.048.000,00 Dinars, and it is represented with 75.048 accounting shares, with face value of 1.000,00 Dinars.

2. Details about the Entity undergoing privatization:

Address: **Bulevar sv. cara Konstantina BB, 18110 Nis, Serbia and Montenegro**

Phone Number: **+381 18 541 501**

Fax Number: **+381 18 541 464**

Industry: **Aluminium processing**

Tender Code: **NIS04/03**

Basic data about the Entity undergoing privatization is available at

<http://www.mpriv.sr.gov.yu/scp/Nissal.pdf>

http://www.priv.yu/pregled_preduzeca/pdf/e-teaser_253.pdf

Detailed information about the Entity undergoing privatization, along with the Information Memorandum and Instructions to Bidders (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 five thousand Euros (EUR 5.000,00), plus one thousand Euros (EUR 1.000,00) for sales tax;

3. The Agency has appointed **Fieldstone Private Capital Group Ltd** 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 purchased the Tender Documents;
 - Entity whose primary activity is production, processing and/or trading of aluminium;
 - Entity with a turnover in excess of EUR 2 million for 2002;
 - Entity with a value of total assets in excess of EUR 1 million as of 31 December 2002.

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 fulfills the requirements.

The Subsidiary may submit a bid even 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 fulfills the requirements.

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

If the potential Buyer is a consortium, the following requirements should 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 Notarized 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 is the entity whose primary activity is production, processing and/or trading of aluminium;
- At least one of the Consortium members has a turnover in excess of EUR two million for 2002;
- At least one of the Consortium members has total assets whose value exceeded EUR one million as of 31 December 2002.

5. The Agency hereby invites all interested parties to submit a written request for the purchase of the Tender Documents for the entity undergoing privatization by **May 26th, 2003**.

The request for purchasing the Tender Documents shall be submitted to the Advisor by mail, to the addresses stated below, e-mail or facsimile, clearly marked with "Request for the purchase of Tender Documents – Tender Code NIS04/03".

Upon receiving the request, an invoice for payment of the Tender Documents Fee shall be forwarded to the authorized representative by the Agency. 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 evidence of payment of the Tender Documents Fee, The Advisor shall immediately send the relevant Tender Documents to the Tender Participant by 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 **June 09th, 2003, at 17:00 hours (Belgrade time)**.
8. The Agency reserves the right to amend the requirements and the deadline stated in this Public Invitation, if necessary.
9. The Bid bond for participating in the Public Tender is **50.000,00 (fifty thousand) Euros**.
10. All communications or inquiries relating to this Invitation should be directed to the Advisor at the address bellow:

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