

Pursuant to Article 26 of the Law on Privatization ("Official Gazette of the RoS" no. 83/14 and 46/15) and Article 5 of the Decree on conditions, procedure and manner of sale of capital and assets by method of public collection of bids with subsequent public bidding ("Official Gazette of RoS" no. 122/14 and 61/15), Privatization Agency (hereinafter: the Agency) hereby announces:

# PUBLIC INVITATION FOR PARTICIPATION IN THE PROCEDURE OF PUBLIC COLLECTION OF BIDS WITH SUBSEQUENT PUBLIC BIDDING FOR THE SALE OF CAPITAL OF PRIVATIZATION ENTITY BETONJERKA AD, SOMBOR ID no.: 08803927

Procedure code: JP 178/15

The Agency hereby invites all domestic and foreign, natural and legal entities, as well as Consortium of legal and/or natural persons interested to participate in privatization procedure of the company **BETONJERKA AD, SOMBOR, ID no.: 08803927** (hereinafter: Privatization Entity) via model: SALE OF CAPITAL of Privatization Entity, by method of public collection of bids with subsequent public bidding (hereinafter: Procedure), to submit their applications for the selection of the most favorable bidder (hereinafter: Application).

# 1. Qualification requirements for participation in the Procedure

Domestic and foreign, physical and legal entities, as well as consortium of legal and/or physical entities shall have the right to participate in the Procedure.

### 2. Information about the Privatization Entity

| Business name:                                 | BETONJERKA AD, SOMBOR   |
|--|---|
| ID no.:  | 08803927  |
| Structure of capital (CSD and Clearing House): | Total registered capital of the Privatization Entity is share capital issued in one emission of shares CFI code ESVUFR, ISIN no. RSBSMBE76954, with 239,882 ordinary shares, of which 167,917 shares or 69.99983% capital is owned by Privatization Agency RS, 12,162 shares or 5.06999% capital is owned by the Shareholders Fund AD, Belgrade, and 59,803 shares or 24.93018% capital is owned by other shareholders. |
| Value of capital (BRA):                        | Registered cash capital EUR 1,402,818.71 Paid – in cash capital EUR 1,402,818.71 as at 31.12.2005.  |

#### 3. Description and value of the subject of sale

Block of shares offered for sale includes 180,079 shares CFI code ESVUFR, ISIN no.: RSBSMBE76954, which represents 75.06982% of the total Privatization Entity's registered capital.

According to the certified appraiser's report, the total estimated value of capital as at December 31, 2014, that is offered for sale is: **EUR 1,148,839.79**.

RS Government rendered the Conclusion 05 no.: 023-8751/2015 dated August 20, 2015 on conditional debt write-off for Privatization Entity, by which Conclusion the state creditors are obliged to write off the company's debt as at December 31, of the last business year, if Privatization Entity 's capital is sold within privatization procedure.

#### 4. Starting price of the subject of sale

Starting price of the Block of shares offered for sale is EUR 1,148,839.79.

Deposit by the buyer shall be included in the sales price.



Currency of payment shall be Euro (EUR) or dinar (RSD - equivalent calculated at the average exchange rate for the euro by National Bank of Serbia on the payment date).

Declared buyer shall pay the sales price in whole.

# 5. Deadline and manner of Application submission in the Procedure

Interested persons may submit their applications for participation in the procedure at the latest by **December 28**, **2015** until **12:00 noon** Belgrade time.

The application shall be submitted in a closed envelope together with the offer, all in accordance and in the manner set forth in Instructions to Bidders.

Only timely and complete applications will be considered.

#### 6. Purchase of the sales documents

All domestic and foreign individuals and legal persons, as well as consortium of legal entities and/or individuals who express interest in participating in the procedure shall be obliged to:

- Sign the Confidentiality Agreement;
- Purchase the sales documents.

A written request for purchase of the sales documents (hereinafter: Request), shall be submitted to the Agency in writing to the address Terazije 23, 11000 Beograd, Republic of Serbia, and/or fax +381 (11) 30 20 881 or via e-mail at <a href="mailto:bsavkovic@priv.rs">bsavkovic@priv.rs</a> and <a href="mailto:jradulovic@priv.rs">jradulovic@priv.rs</a> with clear reference "Request for Purchase of the Sales Documents - procedure code: JP 178/15".

The request must contain all the contact details of the Applicant (full name, address, registration number, e-mail address, telephone and fax), or it shall otherwise be considered irregular and the Agency will not respond to it.

Purchase of the Sales Documents shall last from **December 7**, **2015** until **December 21**, **2015** (till **12:00 noon** Belgrade time).

The Sales Documents Fee is RSD 100,000.00 (one hundred thousand dinars).

Upon receiving the Request, the Applicant's authorized person shall be delivered the invoice for the Fee payment and the Confidentiality Agreement for signing by mail, fax, e-mail or in person.

Upon receiving the receipt of confirmation of the sales documents price payment and signed Confidentiality Agreement, the interested persons may take the sales documents in the Agency's premises at: Terazije 23, 11000 Beograd, V <sup>th</sup> floor, every working day from 7:30 am until do 15:30 pm or by mail.

Sales documents include the following:

- > Confidentiality Agreement
- > Privatization documents and a Statement by responsible person on accuracy and comprehensiveness of data,
- > Instructions to Bidders
- Procedure Application Form
- Draft Sales Agreement

# 7. Amount and manner of Deposit payment

All interested persons shall pay the deposit for participation in the Procedure, in the amount of **EUR 114,883.97** or in RSD counter value calculated at the medium exchange rate of the National Bank of Serbia at the invoicing date, all in the manner set forth in Instructions to Bidders.

Deposit can be paid in cash or by a first class bank guarantee.

No interest shall be calculated on the paid deposit.



# 8. Visiting the Privatization Entity

Upon taking over the sales documents and until expiry of the deadline for application submission, all interested persons may schedule a visit to the Privatization Entity for the purpose of sightseeing the enterprise and in order to have interviews with the management, all in the manner provided by Instructions to Bidders.

# 9. Date, time and place of opening the applications

Opening of the Main envelope and the envelope marked with "Information about the Bidder" is scheduled for **December 30, 2015** in the Agency's premises at: Terazije 23, 11000 Beograd, at **10:00 am** Belgrade time.

All the participants, their representatives and proxies shall be entitled to attend the opening.

The envelope with the reference "Bid" shall be opened only if the participation application is approved by the Committee.

Participant whose application has been approved shall attend the opening of the envelope with the "Bid" reference. Otherwise, it shall be deemed to have withdrawn from its bid and shall lose the right to deposit return.

#### 10. Public Invitation Amendments

If necessary, the Agency reserves the right to amend any and all elements of this Public Invitation and shall not be liable for any cost or damage caused by such amendments.

# 11. Other information relevant for the Procedure

For any questions regarding this Public Invitation, interested persons may contact the persons below, in Serbian or in English:

Privatization Agency of the Republic of Serbia Terazije 23, 11000 Belgrade Republic of Serbia phone: + 381 11 30 20 804 fax: + 381 11 30 20 881

Biljana Savković

Privatization Project Manager e-mail: <u>bsavkovic@priv.rs</u> **Jovana Radulović** 

Assistant Project Manager e-mail: jradulovic@priv.rs