



CURRENT REPORT No. 03/2022

INFORMATION ON THE DECISION OF THE NATIONAL CHAMBER OF APPEAL

Prepared on: 19/01/2022

Report number: **03/2022**

Abbreviated name of the issuer: **MIRBUD S.A.**

Subject: **Information on the decision of the National Chamber of Appeal regarding the tender procedure for the design and construction of the S10 Bydgoszcz – Toruń expressway, section 3**

Legal basis: Article 17(1) MAR - Confidential information.

Report content:

With reference to Current Report No. 44/2021, the Management Board of MIRBUD S.A. (hereinafter referred to as the “**Issuer**”), acting pursuant to Article 17(1) of the MAR, hereby informs that it has become aware of the announcement of the decision by the National Chamber of Appeal (NCA), ordering invalidation of selection of the most advantageous bid submitted by a consortium of companies composed of: KOBYLARNIA S.A. (the Consortium Leader) and MIRBUD S.A. (the Consortium Partner) (hereinafter referred to as the “**Consortium**”) to execute the task titled “**Design and construction of the S10 Bydgoszcz – Toruń expressway, section 3 from the Solec junction to the Toruń Zachód junction**”.

The Contracting Authority, the General Directorate for National Roads and Motorways, Bydgoszcz Branch, was thus obliged to invalidate the selection of the Consortium’s bid and to re-examine and evaluate the bids submitted in the proceedings, also taking into account the Consortium’s bid.

*The information on invalidation of the selection of the bid has been qualified by the **Issuer** as confidential information, as defined in Article 7 of the Regulation (EU) No. 596/2014 of the European Parliament and of the Council of 16 April 2014 on market abuse and repealing Directive 2003/6/EC of the European Parliament and of the Council and Commission Directives 2003/124/EC, 2003/125/EC and 2004/72/EC (OJ EU L 173, 12.06.2014, hereinafter referred to as the “MAR”), due to the significant value of the bid on the scale of the Company and its importance for the **Issuer**.*

Signatures of representatives:

Jerzy Mirgos – President of the Management Board

Paweł Korzeniowski – Member of the Management Board