

Z/BTS/PREV/72/71/2012



divisione refining & marketing
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www.eni.it

SPEC/AVIO/ 250 /T
Rome, 17 April 2012

Letisko M.R. Stefanika
Bratislava Airport
82301 Bratislava
Slovak Republic

Eni tender offer

1 Definitions

Buyer: **Letisko M.R. Stefanika** and/or all its representative
Seller: Eni S.p.A. (Refining and Marketing Division) and/or all its representative;
Fuel: Aviation jet fuel type Jet A-1;
Buyer's Aircraft: The aircraft owned or leased that operate by or on behalf of Buyer;
Deliverer: The seller or who on behalf of Seller, performs Seller's supply and delivery obligations under this Agreement;
Delivery Note: A document that clearly states all details of refuelling. Both Seller and Buyer representative shall sign.

2 Product and Delivery

Jet A-1 meeting "JOINT FUELLING SYSTEM CHECK LIST for Jet A-1 latest issue specifications" (hereinafter fuel).
Fuel shall be delivered into Buyer's Aircraft tanks ("into-plane delivery") at the locations listed in point 4, according to the IATA Guidance Material on Standard Into-Plane Fuelling Procedures, latest edition.
Title to and risk of loss of the Fuel shall pass to Buyer at the time the Fuel passes the inlet coupling of the receiving aircraft.
Deliveries shall be made in accordance with all applicable laws and regulations and the requirements established by the airport governing authority.

3 Period

From 1 January 2012 to 31 December 2012

4 Airports and operation hours

Location	Yearly Vol. (cbm)	Platt's Diff. (€/cbm)	Current Apt. Fee (€/cm)	Note	eni regular working hours
Bratislava (BTS)	ad hoc	100%	85,00	not applied	24 hrs

Fuel prices are to be considered for duty free product and net of airport fees that will be added to get final prices.
Fuel price for **Bratislava** does not include the Compulsory Stock Fee (currently €/cbm **19,65**)

5 Zero-uplift and refuellings below 1000 lt

For each refuelling below 1.000 litres, Seller shall charge a flat rate of 80,00 € or 100,00 \$ by monthly debit note;
The same amount will be charged in case of no-fuel need unless the Seller receive a notice of no fuel need before landing.

6 Pricing formula

Fuel prices to be effective from the first day of each month will be based on published previous month average of Platt's European Marketscan jet kero quotations as stated hereinafter plus the differentials quoted in point 4,

Previous month average exchange rate between US\$ and Euro calculated by daily exchange rate published by ECB will be used to convert quotations from \$/tons to €/cbm.

Conversion factor to be used is 331 USG/MT.

Rounding up/down to 2 decimals.

Conversion factor from US Gallon to Litres = 3.78541 (0.00378541 cbm).



Airports

Bratislava

Product reference

barges FOB Rotterdam (High)

eni spa
sede legale in Roma,
Piazzale Enrico Mattei, 1 - 00144 Roma
Capitale sociale Euro 4.005.358.876,00 i.v.
Registro Imprese di Roma, Cod.ice Fiscale 00484960588
Partita IVA 00905811006, R.E.A. Roma n.756453

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divisione refining & marketing

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7 Fees

Fees will be charged by the Seller to the Buyer at the same rate as requested to the Seller by the competent airport authorities.

The Seller will notify to the Buyer any variation of airport fees that will be automatically charged to the Buyer. In any case of retroactive variations or balances requested by the competent airport authorities, concerning the period of the contract effectiveness, the Buyer will provide to issue a credit or debit note.

Their value will be converted every month in accordance with previous month exchange rate of daily quotation between the currencies.

The amount of airport fees will be specified in Seller's invoices in separate lines.

8 Currency and payment terms

Invoices will be issued monthly a month in euro (€) and shall be paid (payee value) within fifteen days from the end of delivery period.

Each payment shall be made in favour of eni Spa - Rome (Italy) by bank telegraphic transfer through:

For: Eni SpA Divisione Refining & Marketing
Euro account number: 1908602c/o Eni Adfin SpA
Bank Name: BANQUE ENI SA,
Address: Boulevard du regent, 43/44 - 1000 Bruxelles, Belgium
BIC: ENIBBEBXXX
IBAN: BE38 9681 9086 0272

Interest rate will be applied automatically by Seller without any previous placing in default in case the Buyer pay after the foreseen term.

The Seller applies the interest rate as per Italian Legislative Decree 231/01.

In case the invoices are not paid by the Buyer on the due date, Seller will have the right to suspend the supplies.

In case delivery of fuel is made to Buyer's affiliated companies, Buyer agrees to be invoiced by Seller or to be considered responsible for the payment of relevant invoices.

9 Corporate Liability Clause

With reference to the performance of the activities under this Agreement, the Buyer declares to have reviewed and have knowledge of the contents of the documents "Model 231" drafted by eni S.p.A. in accordance with the legislation in force regarding the administrative liability of legal entities for offences committed by their directors, employees and/or agents.

In this respect, the abovementioned document has been made available on eni's website www.eni.com to Buyer. Buyer may also, at any time, request Seller to be provided with hard copies of the same.

10 Insurance

Seller insurance conditions: Refuelling insurance policy according to TARBOX agreement for USD 1,000,000,000 (one billion of USD).

11 Disputes

This Agreement shall be governed and construed in accordance with the laws of England. All disputes arising out of or in connections with this Agreement shall be finally settled under the Rules of the International Chamber of Commerce ("ICC Rules") by one arbitrator appointed in accordance with said Rules.

Arbitration proceedings shall take place in London and the language of the Arbitration shall be English.

General Terms and Conditions and Legislative Decree 231/01 are available at our web site www.eni.com.

Best regards

eni spa
refining & marketing division
Specialties Sales
Vice President
Paolo Ravera

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Letiska M.R.Štefánika - Airport Bratislava, a.s. (BTS)

Letiska M.R.Štefánika
Bratislava 21
Slovak Republic

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