

**The Management Board of PCC Intermodal S.A. hereby hands statement of non-compliance of certain rules contained in "Code of Best Practice for WSE Listed Companies".**

1. In terms of Rule No. 6 of Part II and Rule No. 3 in Part III of the Code of "Best Practice for WSE Listed Companies " under which the General Meeting should be attended by members of the Supervisory Board as well as Management Board who can answer questions submitted at the General Meeting, the Management Board states that on 26.10.2010, the Extraordinary General Meeting of Shareholders, members of the Management Board and Supervisory Board were not present. The absence of those representatives of those two bodies was exceptional and was due to the need to execute at the same time other official duties. Conclusions of the Management Board: the recommendations of the Supervisory Board and other materials necessary to be taken in the agenda resolutions were presented by the current Administrative Director of the Company.

2. In terms of Rule No. 2 contained in Part IV above mentioned document under which the rules of the General Meeting cannot restrict the participation of shareholders in General Meeting and exercise their rights what's more amendments to those rules should apply from the next General Meeting. The Management Board states that the Company doesn't have any internal regulations concerning the General Meeting of Shareholders, therefore it is not possible to comply with this rule. Currently General Meetings is held on the basis of generally applicable laws.

Legal ground: § 29 section 3 of Warsaw Stock Exchange Rules.