



Press release

Mitsubishi and A-TEC Industries demand fresh invitation to tender from ATP Austrian Thermal Power/Verbund Group: transparent tendering process needed for gas-fired combined cycle Mellach power plant

Vienna, 21 November 2007 – Collusion in the poker game for the Mellach power plant: for Mitsubishi and A-TEC Industries the case is clear – yesterday’s announcement that ATP had eliminated their bid is designed to halt the Austrian Federal Procurement Office’s investigation, and retroactively to pull the carpet out from under the review of the evaluation process.

Threatened last week and now grim reality – for Mitsubishi and A-TEC Industries, ATP’s decision is totally unacceptable and without any reasonable justification. Unbelievably, Mitsubishi has been encouraged to stay in the bidding and continue negotiations in the “Mellach marathon” for more than one and a half years, only to be given its marching orders as soon as the “competitive bidding process” was over. Decisions of this kind are a complete abuse of a bidder’s resources simply to create the illusion of competition. They can result in serious legal consequences for the procurement process, and also in claims for damages by the bidding consortium that could run into the millions.

Despite ATP’s action, the proceedings at the Austrian Federal Procurement Office continue today. Lawyers acting for Mitsubishi and A-TEC Industries have filed a series of applications for the production of evidence relevant to the elimination of the tender and ATP’s discriminatory behaviour. The proceedings at the Austrian Federal Procurement Office will be continued next Tuesday.

With the elimination of the tender, ATP has in the final analysis damaged its own interests – in the last round of negotiations, there is only one bidder left in the running, and no serious bidders will be interested in participating in procurement processes of this kind in future.

About A-TEC Industries

Vienna Stock Exchange listed A-TEC Industries AG is an international industrial group headquartered in Vienna, with flourishing Drive Technologies, Plant Construction, Mechanical Engineering and Metals Industry divisions. The group currently employs around 13,500 people, and in 2006 posted revenue of EUR 1.6 billion.

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