



Polish Financial Supervision Authority

Komisja Nadzoru Finansowego

Pl. Powstańców Warszawy 1
00-950 Warszawa

Current report No: **5/2012**

Date: **2012-09-27**

Company: **HELIO S.A.**

Title: **Changes in the agreement of transfer of title to secure BPH S.A.'s Claims**

Legal basis: Art. 56 item 5 of Act on Public Offering

The report :

The Management Board of HELIO S.A. hereby informs about concluding on 27.09.2012 with Bank BPH S.A. with its registered office in Cracow ("the Bank") an annex to the agreement of transfer of title to secure items specified as to their kind executed on 20.10.2011, about which the Issuer informed in the current report no. 10/2011 of 20.10.2011.

On the basis of the above mentioned annex, the term of commitment of the Issuer, as the transferring party, to store the items without consideration, in a way acceptable by their owners and corresponding to their purpose, was extended until 30.06.2013 or until the items are handed over to the Bank against a written request on account of the execution of the Bank's entitlements resulting from the Issuer's default within the time limit set out in the credit agreement. The book value of the assets subject to the transfer of title (the stock owned by the Issuer stored in the raw material warehouse located in Brochów 119, 05-088 Brochów) in the Issuer's ledgers on 24.09.2012 was PLN 14 560 424.88.

The remaining essential terms of the agreement have not been changed.

The annex was signed in connection with the signing of an annex to the credit agreement for a multipurpose multicurrency credit line executed on 11 August 2008 with further changes, about which the Issuer informed in the current reports no. 4/2012 of 21.09.2012.

There are no connections between the Issuer and its executive and supervisory bodies and the entity for the benefit of whom the transfer of title took place. The criterion for recognizing assets as assets of material value is exceeding 10% of sales revenues of the Issuer for the previous four financial quarters. The value of the transferred subject exceeds the amount of 1,000,000 EUR based on the

average rate stated by National Bank of Poland on the date of signing the agreement.

Signed:

Leszek Wąsowicz
President of the Management Board