

Ref No : GENCO 130/2011

July 22, 2011

**To:** President  
The Stock Exchange of Thailand

**Subject:** Decision of the arbitrator in case of termination of the Investment of the Port Reception Facility Agreement, at Laem Chabang Harbor with the Port Authority of Thailand.

**Reference:** Letter of General Environmental Conservation Public Company Limited no.GENCO 350/2549 dated November 9, 2006 and no.GENCO 358/2549 dated November 10, 2006.

Dear Sir,

Based on the reference, General Environmental Conservation Public Company Limited gave the notice of the resolution of the Board of Director no.11/2549 on November 9, 2006 and additional explanation on November 10, 2006 to the Security Exchange of Thailand regarding the approval for termination of the Investment of the Port Reception Facility Agreement, at Laem Chabang Harbor, Chon Buri Province with the Port Authority of Thailand because the problem of delivery of the land as the location of the project from the Port Authority of Thailand as the local people intruded the land for residential and trading purpose and the company could not construct the project.

After the contract termination, the company claimed for damage from the Port Authority of Thailand and on May 23, 2007, the company submitted the dispute to the Institute of Arbitration to ask the Port Authority of Thailand to pay for damage to the company, but the Port Authority of Thailand raised objection. Therefore, both parties entered into the consideration process of the arbitration team.

And now, the Arbitration Institute sent the letter no. SorYor. 014 (Sor.)/4907 dated July 8, 2011 to the company to notify that the arbitration team made appointment on July 5, 2011 to take consideration and grant settlement of the dispute. The substantial matters of the decision of the arbitration team are as follows:

1. Both parties should terminate the contract reciprocally.
2. The compensation paid by the company to the Port Authority of Thailand should belong to the Port Authority of Thailand.
3. The Port Authority of Thailand should return the security of construction and security of compensation and work performance in 2 copies placed by the company to the company.
4. The Port Authority of Thailand should refund the whole money placed by the company with the Central Deposit Bureau, Legal Execution Department in amount of 1,700,000 Baht to the company.

Please be informed accordingly.

Yours sincerely,

Dr. Somyot Sangsuwan  
Managing Director