

Bulgarian Stock Exchange - Sofia AD

Arbitration Court

TARIFF

of Fees and Costs

Article 1. (1) Fees shall be paid for examination of cases before the Arbitration Court of the Bulgarian Stock Exchange - Sofia AD conforming to the amount of the proprietary interest as follows:

(a) where the interest does not exceed BGN 10,000: 4 per cent or BGN 200, whichever of the two is the greater;

(b) where the interest does not exceed BGN 50,000: BGN 400 plus 3 per cent of the excess over BGN 10,000;

(c) where the interest does not exceed BGN 100,000: BGN 1,500 plus 2.5 per cent of the excess over BGN 50,000;

(d) where the interest does not exceed BGN 500,000: BGN 2,200 plus 2 per cent of the excess over BGN 100,000;

(e) where the interest does not exceed BGN 1,000,000: BGN 4,000 plus 1 per cent of the excess over BGN 500,000;

(f) where the interest exceeds BGN 1,000,000: BGN 6,000 plus 0.5 per cent of the excess over BGN 1,000,000.

(2) Where a claim cannot be assigned a monetary value, the fee shall be BGN 500.

(3) Under counter-claims and on objections to offsetting, the fee shall be set conforming to Paragraph (1).

Article 2. (1) Fees shall be credited to the bank account of the Court and shall be presented together with the statement of claim and the attachments thereto.

(2) Where the fee has not been paid or has been underpaid, the Chairperson of the Court shall leave the statement of claim without progress, notifying thereof the claimant and setting a time limit for payment.

(3) In case the fee is not paid within the time limit set or the deficit up to the amount set is not made up, the proceeding shall be terminated.

Article 3. (1) The arbitration fees and the court costs shall be awarded in favour of the party in whose interest the decision is rendered.

(2) Upon partial grant of the claim, the fees and the costs shall be awarded to the parties in proportion to the portion of the claim granted and rejected.

Article 4. (1) Fees shall be charged for record-keeping costs, issuance and certification of documents and transcripts and other costs in connection with the case as follows:

(a) for record-keeping services and search of records: BGN 50;

(b) for certification of documents and transcripts: BGN 1.50 per page;

(c) for certified transcripts of the decisions of the Court: BGN 5 per page;

(d) upon examination of the case outside the seat of the Court: conforming to the expenses on official secondment as allowed for standard deduction.

(2) The costs referred to in Litterae (b) to (d) of Paragraph (1) shall be awarded to the party in interest by the Presiding Arbitrator of the panel, and the costs referred to in Littera (a) shall be awarded upon the submission of the statement of claim.

Article 5. (1) Upon appointment of experts and interpreters, the Presiding Arbitrator of the panel shall set a deposit for the fee thereof under terms and in an amount conforming to the applicable ordinances of the Ministry of Justice.

(2) The deposit shall be paid by the party in interest within seven days after communication.

(3) After appointment of the experts or interpreters, the deposit shall be non-refundable.

Article 6. (1) On a motion by the party in whose favour the decision was rendered, the Court shall award the said party costs, including the costs of defence, conforming to the provisions of the Code of Civil Procedure.

(2) In case the party is unable to prove the amount of the costs of defence, the said party shall be awarded an amount conforming to the standard minimum lawyer fees as established.

Article 7. (1) The fees covered under Article 1 shall be refunded to the paying party as follows:

(a) 80 per cent, if the statement of claim is withdrawn before institution of the case;

(b) 70 per cent, if the statement of claim is withdrawn before the first session in the case;

(c) 50 per cent, if the proceeding is terminated on a motion by the claimant before rendition of the decision.

(2) Fees shall not be refunded after declaration of the decision of the panel.

Article 8. The proceeds from the fees shall be distributed among the members of the panel, the technical assistants and on an account of the Court according to a decision of the Board of Directors of the Exchange.

This Tariff was laid before the Board of Directors by the Chairperson's Board of the Court and was endorsed by a decision of the Board of Directors of the Bulgarian Stock Exchange - Sofia AD, evidenced by Minutes of Proceedings No. 17 dated 29 June 2004.