

MEMORANDUM OF UNDERSTANDING

Between

AUTORITA' PORTUALE DI ANCONA

And

INTERPORTO MARCHE S.p.a.

TO VALUE THE LOGISTIC PLATFORM OF CENTRAL ITALY,
THE OPERATION MANAGEMENT AND THE COMMERCIAL
ASSISTANCE OF CARGO MULTI-MODAL TRANSPORTATION
SECTOR

The President of Autorità portuale di Ancona and the President di Interporto Marche S.p.a.:

- in virtue of the MOU signed on 7th Feb.2006 between Autorità Portuale di Ancona, Aerdorica S.p.a. and Interporto Marche S.p.a.;
- given the start-up of the cargo railway system serving the Inteporto Marche premises to rail/road transport system;
- given the MOU signed by RFI spa, Regione Marche Government and Ancona Sea-port Authority on 1st July 2009 by which Ancona Sea-port Authority can make use of the area known as "ex Scalo Marotti" -sized 40,000 sq.mt. and property of Ferrovie dello Stato company- to support the development process of combined sea/rail transport system in compliance with the Eurpean Union's transport directives;
- given the urgency of a closer business cooperation between the seaport and the dry bulk port to boost a cargo railway system to serve both;
- given the strategic asset to the development of Central Italy multi-modal logistic platform along the east-west bound railway line Ancona-Jesi-Orte-Fiumicino-Civitavecchia in compliance with the DPEF Government directives on transports;
- given the Inter-Regional Agreement "the Central Italy intermodal logistics platform" signed by Jesi, Frosinone, Valpescara, Civitavecchia and Orte dryports, in compliance with the Italian Law 240/90 by which Jesi dry bulk port and Ancona seaport are the strategic assets;

BOTH PARTIES AGREE THAT

Art 1

The foreword is part of the present agreement;

Art. 2

The parties confirm their commitment to a mutual collaboration, as stated by the MOU signed on 7th Feb.2006, to a shared commercial/operation policy making to improve the competitiveness level of the seaport/dry bulk port integrated systems as well as of the Central Italy logistic platform;

Art. 3

To meet the aims quoted on the abovementioned Art.2, the parties agree to officially appoint FS Logistica Spa, a company of the Ferrovie dello Stato Group, the temporary managing operator of the Interporto Marche container terminal area operations and relevant commercial activities as well as of the Ancona Seaport terminal area known as former "Scalo Marotti". This is to implement an efficient moneysaving policy making and a commercial promotion of the areas. Both parties require the temporary managing operator to submit a business plan and its update in compliance with transparency, impartiality and par condicio principles, and to proceed with the recruitment of service suppliers by public bid;

Art. 4

Ancona Seaport Authority is committed to promote Interporto Marche premises given the shortage of parking and storage space which is currently affecting Ancona Seaport development plans. In addition, some operators currently working at the seaport premises could move their activities to Interporto Marche premises. Likewise, Interporto Marche company is committed to promote the involvement of the Ancona seaport Authority in any possible commercial activity.

Art. 5

The parties are committed to support the development of seaport/dry bulk port integrated system and the Central Italy logistic platform. The parties are ready to give their know-how contribution to the drawing of transport, logistics and multi-modal transport new policies to attract both public and private players.

Ancona, 10th November 2009

Interporto Marche S p a
Ancona

Autorità Portuale di