



## NOTICE OF PUBLIC SALE

**Sale No. \_\_\_\_\_**

The sale of property listed below is being conducted by the Kosovo Trust Agency (hereafter the “Agency”) or by any person acting on behalf of or under authorization of the Agency. The Agency and its agents are acting as trustee for the Enterprises which have been put into liquidation.

This sale is subject to the “**Rules of Tender for Sale of Property Through a Competitive, Sealed Bidding Process**” (hereinafter the “**Rules of Tender**”) and (ii) the **legal terms and conditions of sale**.

**Bidding Method** – Sealed Bid, with the item number identified. Bidders must submit their bids on official Kosovo Trust Agency **Bid Form(s)** and in the sealed **Bid Envelope(s)** provided to them upon registration.

Bidders submitting bids on more than one item must submit a separate sealed bid on each individual item.

**Bid Submission Period** – All bids must be received by the Kosovo Trust Agency between 10:00 and 12:00 hours (Pristina time) on \_\_\_\_\_, 2005.

**Place(s) for Receipt of Bids** – \_\_\_\_\_

**Bid Opening Date/Time and Place** – Bids will be opened publicly at [venue of Bid Opening] \_\_\_\_\_ at \_\_\_\_\_ hours (Pristina time) on \_\_\_\_\_, 2005.

**Eligibility of Bidders** – Bidders must meet the eligibility requirements in the Rules of Tender.

**Registration** – To be eligible to bid, bidders must apply for registration (with the required documentation as specified in the bidder registration form) at least five (5) business days prior to the bid submission and opening date, by filling out, signing and returning the bidder registration form to the contact(s) specified below. The Agency shall only include someone in the Potential Bidders Register if that person is determined by the Agency to have satisfied the tender registration requirements. Registered bidders will be issued a copy of the completed, signed and stamped

bidders registration form, a bidder's registration number ("Bidder Number"), official sealed bid form(s) and bid envelope(s).

**Registration Fee:** Prospective bidders will be required to pay a non-refundable bidder registration fee of \_\_\_\_\_ Euros. An appropriate proof of payment of this fee to an account of the KTA must be submitted at the time of submission of the registration documents.

### Items Offered

Item No	Description of Property and Location	Enterprise subject to liquidation (current and previous names, and Registration Fi Number)	Bid Deposit (if any)	Bank Letter confirming sufficient funds required? Yes/No	Inspection Dates/Times

**Payment:** As provided in subsection 11.1 of the **Rules of Tender**, the Agency shall not accept cash payments except for purchases amounting to less than €1,500, in which case payments shall be made during the Agency's normal working hours only and at the following address:

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**Banking Information:** Required payments, including any registration fee and bid deposit, as well as bid price payments (except for the cases indicated above) shall be made directly into the following KTA account(s):

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**General Provisions** – All property listed herein is offered for sale on an "as is" and "where is" basis and will be sold in accordance with the legal terms and conditions of sale. In particular and without amending such terms, the KTA makes no warranty, either express or implied, as to the condition or description of the property being sold, or its fitness for any use or purpose. Verification of the description and condition of all property is the responsibility of the bidder.

Access to property and related data for inspection may require prior authorization by the KTA

The Kosovo Trust Agency will permit bidders to inspect any available data and documents relevant to the property at the KTA Regional Office identified in Contacts below.

**Contacts –**

*[Enter details of Regional Offices]*

If you are a member of a Kosovo ethnic minority and need assistance to pre-register or to submit a bid, please contact the Regional Office at least xx days in advance of the Bid Opening Date.

**Forms and Documents** – Bidders may obtain the bidder registration form, the Rules of Tender and the legal terms and conditions of sale from the Agency web site at [www.kta-kosovo.org](http://www.kta-kosovo.org) under “Liquidation”.

**Claims Notice**

Any persons who believe that they have a valid claim in relation to the above-mentioned assets or the entities which own/ed them (including, though not limited to, (i) claims from persons who believe they are the lawful owners of any above-mentioned entities or assets or part thereof or their valid successors, or (ii) claims from creditors) should file such claim, together with full explanations and all supporting documentation with the KTA Regional Office, without delay. The KTA-appointed Liquidation Committee(s) will analyse claims filed and the associated supporting documents in order to determine to whom payments from the sales proceeds should be made in accordance with Applicable Law. It should be noted that, pursuant to Applicable Law, it is likely that 20% of the sale proceeds will first be paid to eligible workers, followed by land ownership and secured claims, then unsecured creditors, and then owners of the entities where the entities are determined to have been transformed in accordance with Applicable Law and in a non-discriminatory manner.

The KTA will not adjudicate claims as a quasi-judicial or administrative body; therefore filing a claim with the KTA, which the KTA strongly encourages potential claimants to do, does not prevent a potential claimant from also filing a claim with the Special Chamber of the Supreme Court of Kosovo, nor from judicially contesting any KTA decision in an appropriate court.

For claim forms and details of how to file a claim, see [www.kta-kosovo.org](http://www.kta-kosovo.org) - "How to register a claim" or collect forms from any KTA office. Claims may also be filed at the EU Pillar office in Belgrade whose address is EU Pillar IV Belgrade Office, Tolstojeva 47-49, 11000 Beograd, Serbia. Relevant UNMIK Regulations are linked from the KTA website above.