

Information taken from Note 4.6.2.5 of the Consolidated Annual Accounts of the OHL Group for the 2015 financial year

- On 12 June 2015, **Cercanías Móstoles Navalcarnero, S.A.** submitted an administrative claim to the Directorate-General of Infrastructure of the Department of Transport, Infrastructure and Housing of the Autonomous Community of Madrid requesting termination of the concession arrangement on grounds attributable to the granting agency and secondarily owing to the inability to perform the contract due to the occurrence of unforeseeable circumstances. Consequently, it requested the liquidation of the arrangement and, in this connection, inter alia, the payment of the investments made at that date, which totalled EUR 238,943 thousand, plus the related damages and losses. The amount of damages and losses, subject to items which have yet to be valued and which will increase the amount thereof, totalled EUR 46,503 thousand at the date the claim was filed.

Following the submission of this administrative claim by Cercanías Móstoles-Navalcarnero, S.A. on 13 November 2015 the amount of the indemnity payment claimed was increased to a total of EUR 369,500 thousand. This amount includes the investment made and the damages and losses caused. To calculate this amount the company used independent experts' reports which supported the amounts recognised in the accounting records.

On 3 December 2015, the company filed an appeal for judicial review in light of the alleged dismissal of the request to terminate the concession arrangement and for payment of the damages and losses caused to the company as a result of the aforementioned termination. The appeal was granted leave for consideration on 15 December 2015.

On 18 January 2016, the Madrid Department of Transport, Infrastructure and Housing expressly dismissed the request for the termination of the concession arrangement and, therefore, the company included this decision in the appeal for judicial review. The inclusion of this decision in the appeal for judicial review was granted leave for consideration under an interlocutory order dated 18 February 2016, and the company was summoned to formalise the claim in a decision of the same date.

On 12 February 2016, following the mandatory procedures, the Autonomous Community of Madrid resolved, by means of an order of the Madrid Department of Transport, Housing and Infrastructure, to impose a penalty of EUR 34,080,686.76 on breach of the obligation to perform all the works in the period stipulated in the contractual documents; the company was allowed five days to pay the penalty and notified that the definitive guarantees provided (EUR 15,865,301) would be attached and that an enforced collection order would be issued for the remaining EUR 18,215,386. Furthermore, the company was required to replace the definitive guarantee of EUR 15,865,301 and it was granted a period of 16 months to perform all the work, including the restoration work.

The company filed an appeal for judicial review on 17 February 2016 against the decision to impose a penalty, and requested as a precautionary measure a stay of execution of the aforementioned decision.

With respect to the foregoing, the company has independent reports that support amounts higher than those recognised in the accounting records and, accordingly, in view also of the rights envisaged in the concession arrangement, it considers that no losses will arise for the Group.