

***Environmental Protection Requirements for Contractors
of CEMEX Polska Sp. z o.o.***

In connection with CEMEX environmental policy and Environmental Management System compliant with ISO Standard 14001 and Eco-Management and Audit Scheme (EMAS) Regulation that has been implemented and is maintained in production plants, we expect our business partners to get involved in environmental protection.

Contractors who at the request of CEMEX Polska provide services **with potential environmental impact** (hereinafter referred to as "Contractors") are required to provide those services strictly in compliance with environmental laws and other requirements laid down in the laws of Poland, CEMEX Environmental Policy, CEMEX Environmental Management System and this Annex. All Contractor subcontractors are required to comply with the same obligations, and it is the Contractor who bears full responsibility for its subcontractors in this respect. It is a precondition for conclusion of the agreement.

1. WASTE MANAGEMENT

- a) Contractor is required to manage waste in line with applicable laws and internal standards of CEMEX Polska, in particular to:
- have and, at the request of CEMEX Polska, submit required valid waste management permits (e.g. for generation, collection or processing of waste),
 - keep up to date and, at the request of CEMEX Polska, submit the required register of waste generated/collected/processed in course of Contractor's operations (e.g. waste transfer sheets, waste register sheets, waste reports to Authorities)
 - separately collect waste at the place where it is generated,
 - gather generated waste in the designated, properly marked and protected sites,
 - where hazardous waste (e.g. fluorescent lamps, oils, dirty clothes and cleaning agents, hazardous substances packaging, etc.) is generated, ensure leak-proof and covered storage protected against unauthorised access, and to transfer the abovementioned waste only to companies authorised to transport and manage hazardous waste,
 - comply with the ban on waste burning applicable throughout CEMEX Polska premises.
- b) Where as a result of services provided by Contractor at the request of CEMEX Polska involving construction, demolition, renovation of buildings, cleaning of containers or equipment, as well as general cleaning, maintenance and repairs waste is generated, the Contractor becomes automatically waste producer in the meaning of the *Waste act*, including all obligations under the act; unless service provision agreement, or an agreed *Statement of Transfer/Acceptance* of Equipment/Facility* for Renovation/Modernisation/Project* provides otherwise.

2. KEEPING ORDER AND RESPONDING TO EMERGENCIES

In order to limit negative environmental impacts Contractor is required to:

- a) keep cleanliness and order in course of provision of services requested by CEMEX Polska;
- b) optimise the use of water and energy;
- c) operate with minimum environmental impact, i.e.:

CEMEX Polska Sp. z o.o.

z siedzibą w Warszawie, adres: ul. Krakowiaków 46, 02-255 Warszawa, tel. +48 (22) 57 14 100, fax +48 (22) 571 41 01
Organ rejestrowy: Sąd Rejonowy dla m.st. Warszawy w Warszawie, XIII Wydział Gospodarczy KRS, KRS 0000037375,
Regon 012192639, NIP 951-14-96-432, Kapitał zakładowy 314 268 600,00 zł



- implement measures to prevent generation and emissions of waste to all natural environment components (air, soil and water),
 - use the water and waste water network on CEMEX Polska premises without causing environmental hazards,
 - develop emergency instructions and provide training (e.g. for oil leaks);
- d) in areas where services are provided at the request of CEMEX Polska and the surroundings thereof, protect against pollution with hazardous substances, *inter alia*, by:
- conducting repair, refuelling and washing operations of vehicles and other equipment at appropriately adapted and designated sites,
 - using equipment and vehicles in good working order (e.g. without leaks of oil and other substances), compliant with occupational health and safety, Technical Supervision Authority, railway law and road rules requirements,
 - protecting transshipment of fuel and other hazardous substances against possible leaks,
 - using trays/tubs/palettes or other leak-preventing solutions under barrels and other tanks containing oil or other hazardous liquids;
- e) immediately inform CEMEX representative about occurring emergencies and observed irregularities with environmental impacts (e.g. oil spills, illegally stored or removed waste, excessive dust generation);
- f) in case of uncontrolled leakage of oil or other chemical substance, immediately remove it using an appropriate sorbent (using sand is allowed), collect polluted material, store it and transfer for disposal in accordance with applicable laws,
- g) implement corrective measures to remove observed failures and irregularities that have negative environmental impacts.

3. ENVIRONMENTAL PROTECTION AWARENESS

- a) In order to ensure appropriate environmental awareness Contractor will familiarise all its employees providing services on CEMEX Polska premises with environmental protection requirements set out in this document.
- b) Supervising officers employed by Contractors running business on CEMEX Polska premises on permanent or regular basis are required to participate in environmental protection requirements training courses organised by CEMEX Polska Environmental Protection Team.
- c) Contractor employees providing services on CEMEX Polska premises are required to complete introductory environmental protection requirements training (e.g. provided as an e-training provided by CEMEX Polska).

4. SPECIAL REQUIREMENTS FOR TRANSPORT SERVICES CONTRACTORS

Moreover, Contractor's drivers are required to comply with the following obligations:

- a) on establishment premises travel in a way that minimises environmental impact, in particular follow establishment speed limits;
- b) switch off the engine when parked;
- c) load and unload loose materials in compliance with CEMEX requirements in a way that prevents dust emissions, i.e.:
- do not exceed the permitted material feed-in pressure defined for the container,
 - make sure the unloading hosepipe or sleeve is appropriately connected without leaks,
 - use unloading equipment in good working order only,
 - do not blow tankers on CEMEX Polska premises,
 - continuously monitor unloading/loading processes,
 - close tanker hatch immediately upon completion of loading;
- d) keep cleanliness and order on premises and along access roads;
- e) during unloading, avoid slamming trailer side panels to prevent excessive noise emissions;
- f) follow the prohibition to wash vehicles on CEMEX premises outside of designated sites;

CEMEX Polska Sp. z o.o.

z siedzibą w Warszawie, adres: ul. Krakowiaków 46, 02-255 Warszawa, tel. +48 (22) 57 14 100, fax +48 (22) 571 41 01
Organ rejestrowy: Sąd Rejonowy dla m.st. Warszawy w Warszawie, XIII Wydział Gospodarczy KRS, KRS 0000037375,
Regon 012192639, NIP 951-14-96-432, Kapitał zakładowy 314 268 600,00 zł





- g) wash vehicle wheels in designated wash sites if available.
It is recommended to provide vehicles with sorbent to neutralise leaks.

5. SUPERVISION OF CONTRACTOR OPERATIONS AND SANCTIONS

- a) CEMEX Polska reserves the right to have its representatives (internal auditors of Integrated Management System or Environmental Management System) check compliance with the abovementioned requirements, upon notice to the Contractor. Where any non-compliance is found, CEMEX Polska has the right to require the Contractor to implement appropriate corrective and preventive measures.
- b) Where Contractor, or Contractor's subcontractor breaches environmental protection laws, or internal requirements of CEMEX Polska, including those stipulated in this Annex, CEMEX Polska has the right to:
- suspend performance of the entire Contractor Agreement, or a part thereof, where breaches are serious or recurring,
 - apply to Contractor liquidated damages and other measures laid down in the "List of liquidated damages for Contractors for infringing environmental requirements" below, which is an integral part of this Annex. CEMEX Polska shall be entitled to deduct the liquidated damages from Contractor's fee due under the Agreement.
 - demand the Contractor to pay compensation for losses resulting from infringements of environmental protection laws and requirements, where the losses incurred by CEMEX Polska exceed the contractual fines paid,
 - apply to Contractor's drivers, who infringe upon laws or environmental protection rules, the fines listed in the "List of liquidated damages for Drivers for infringements of environmental requirements."

Date:

Signature of CEMEX Polska Sp. z o.o.

Signature of Contractor Representative

Representative

(Contractor Name)

.....

.....

CEMEX Polska Sp. z o.o.

z siedzibą w Warszawie, adres: ul. Krakowiaków 46, 02-255 Warszawa, tel. +48 (22) 57 14 100, fax +48 (22) 571 41 01
Organ rejestrowy: Sąd Rejonowy dla m.st. Warszawy w Warszawie, XIII Wydział Gospodarczy KRS, KRS 0000037375,
Regon 012192639, NIP 951-14-96-432, Kapitał zakładowy 314 268 600,00 zł

