

ANNEX 7

The whole correspondence under Point2

János Süli
CEO

Paksi Atomerőmű Zrt.
H-7031 Paks, P.O. Box 71, Hungary

Dear Sir,

Please send us information on the what is called Teller Project dealing with the expansion of the Paks Nuclear Power Plant: the total cost of the project, a list of the contracts concluded under the project with the contract amounts and the contracts themselves.

Previously, we requested the above-mentioned information on the project from MVM Zrt., but it refused to disclose it. According to the counterclaim submitted by the counsel of MVM in the lawsuit instituted for the disclosure of information, the information about the Teller Project is managed by Paksi Atomerőmű Zrt.

We base our request for information of public interest on Sections 19 and 20 of Act LXIII of 1992. Please fulfil the information request within 15 days of receipt of our inquiry accordingly. In the interest of the simplest technical solution, please send the information to the perger@energiaklub.hu e-mail address or send it in .doc or .pdf files saved on a CD to our address (H-1056 Budapest, Szerb u. 17-19., Hungary) if possible, thus we can become familiar with the information in an environmentally-friendly and easy-to-handle way. Naturally, we will reimburse you for your related reasonable costs.

Budapest, 24 June 2010

Yours sincerely,

András Perger
Project Manager
Energy Club



Hadaco Szakfordító Iroda Kft.

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ENERGIAKLUB

Attn.: Mr András Perger

Project Manager

H-1056 Budapest

Szerb u. 17-19.

Hungary

Dear Sir,

In your letter of 24 June 2010 relating to the what is called Teller Project, you requested our company to send the total cost of the project, a list of contracts concluded under the project, the contract amounts and the contracts themselves to the Association. You submitted your request for information of public interest in reference to Sections 19 and 20 of Act LXIII of 1992 on the Protection of Personal Data and the Publicity of Data of Public Interest.

Pursuant to the relevant provision of the Act referred to above, 'information or knowledge managed by agencies or persons performing state or municipal responsibilities and other public service tasks specified by law and relating to their activities, not within the concept of personal data, recorded in any way or form, shall qualify as information of public interest, irrespective of the method of management and the stand-alone or collective nature thereof'; furthermore, 'all information not within the concept of information of public interest which is ordered to be made public or accessible by law out of public interest shall qualify as information deemed in the public domain out of public interest.'

Please be informed that Paksi Atomerőmű Zártkörűen Működő Részvénytársaság does not perform either state or municipal public service tasks; it is engaged in electricity generation activity, does not use budgetary resources, and does not receive any budgetary subsidy. The company is a payer to the state budget, specifically, it makes annual payments to the Central Nuclear Fund in accordance with the provisions of the relevant legislation.

Electricity generation is not a state monopoly. This activity is performed not only by state agencies. Foreign-owned business associations that generate electricity also perform such a task. The company does not perform any other public service tasks either. Pursuant to the provision of law (Section 5(2) of Act of 2007 on State Assets), business agencies that manage state assets qualify as agencies performing public service tasks, and as it has been mentioned above, Paksi Atomerőmű Zártkörűen Működő Részvénytársaság does not manage and does not have state assets, and may not qualify as an agency performing state or municipal responsibilities and other public service tasks.

Pursuant to the legal rule referred to in your request, we cannot place the requested documents and information at the disposal of the Association.

In other respects, we inform you that a document also available to the public had been prepared on the expansion of the Paks Nuclear Power Plant, which, according to our information, Magyar Villamos Művek Zártkörűen Működő Részvénytársaság has already sent to the Association for information purposes.

Yours sincerely,

János Süli
CEO

Dr Kálmán Bertha
Chief Legal Advisor



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János Süli
CEO
Paksi Atomerőmű Zrt.
H-7031 Paks, P.O. Box 71, Hungary

Dear Sir,

Thank you for your reply to our inquiry. Regrettably, however, we do not agree with its contents.

In your view, Paksi Atomerőmű Zrt. does not perform any public service task and does not receive any budgetary subsidy, therefore, it is not subject to Act LXIII of 1992 on the Protection of Personal Data and the Publicity of Data of Public Interest.

Paksi Atomerőmű Zrt. is owned by the state through Magyar Villamos Művek Zrt. The practice of the Ombudsman for Data Protection and the Metropolitan Court clearly stipulate that state-owned companies qualify as agencies performing public service tasks. While not meant to be exhaustive, we refer to Judgment No. 2.Pf. 20.001/2009/3 of the Metropolitan Court of Appeal, in which MVM Zrt. was judgment debtor as Defendant.

Pursuant to Section 5 of Act CVI of 2007 on State Assets, all information not qualifying as information of public interest and relating to the management of, and decision-making on, state assets shall be deemed in the public domain out of public interest, furthermore, agencies or persons managing or making decisions on state assets shall qualify as agencies or persons performing public service tasks under the Act on the Publicity of Data of Public Interest. The Paks Nuclear Power Plant is a state-owned company under this Act.

Based on the foregoing, it is clear that the rules of the Data Protection Act relating to the publicity of data of public interest apply to the Paks Nuclear Power Plant, which is obliged to make public contractual information under the Teller Project if so requested. If the information request is unlawfully refused, the information requester may file a lawsuit against the data controller within 15 days. We take this occasion to indicate that we will enforce our constitutional right to gain access to information of public interest before the court.

We ask you again to send us information on the what is called Teller Project dealing with the expansion of the Paks Nuclear Power Plant: the total cost of the project, a list of contracts concluded under the project with the contract amounts and the contracts themselves.

Budapest, 11 August 2010

Yours sincerely,

Adrienn Ámon
Director



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Energy Club



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MVM Paks Nuclear Power Plant

CEO

File No.: 1000-769/2010

Paks, 30 August 2010

Energiaklub
Ms Adrienn Ámon
Director

H-1056 Budapest
Szerb u. 17-19.
Hungary

Dear Madam,

On behalf of Energiaklub, you requested again, confirming your previous request, Paksi Atomerőmű Zártkörűen Működő Részvénytársaság (H-7031 Paks, P.O. Box 71, topographical lot No. 8803/10, Hungary) to send you 'information on the what is called Teller Project dealing with the expansion of the Paks Nuclear Power Plant: the total cost of the project, a list of the contracts concluded under the project with the contract amounts and the contracts themselves'.

With regard to its contents, your inquiry dated 11 August 2010 and received by our company on 16 August 2010 is essentially the same as your request of 24 June 2010, to which our company replied on the merits in its reply letter No. 1000-588/2010 of 5 July 2010, but is different with respect to the legal grounds of the request. While previously you specified Sections 19 and 20 of the Act on the Protection of Personal Data and the Publicity of Data of Public Interest as legal grounds for the request, Section 5 of Act CVI of 2007 on State Assets is stated as the legal grounds for this submission. In its request, the requester referred the fact that information on the management of state assets qualified as information of public interest, and as such, it was deemed in the public domain out of public interest, and the agencies managing such information qualified as agencies performing public service tasks.

Pursuant to the Act referred to above (Section 1(1)), state assets mean assets owned by the Hungarian State, the ownership rights of which are exercised by Magyar Nemzeti Vagyonkezelő Zrt. on behalf of the Hungarian State. The business associations operating with an interest held by the state in the long term are specified in the annex to the Act. Our company is not mentioned as one of them. In other respects, the Act distinguishes treasury and business assets. The Act contains provisions applicable to state-owned business associations and also stipulates (Section 29) that the Hungarian State may have an interest only in business organisations in which its liability does not exceed the extent of its pecuniary contribution. The reasons stated in the Act specifically establish that the current regulation limits the role assumed by the state in the economy without providing an express reason for it, and allows participation only in business organisations where the Hungarian State holds more than 50% of the votes. This regulation serves the purpose of establishing state-owned business organisations for performing the public service tasks specified by law. Consequently, the State Assets Act and the State Budget Act set forth the detailed rules of operation of organisations of such nature.

On the basis of the above legal rules and your previously written reply letter, it can be laid down again that Paksi Atomerőmű Zártkörűen Működő Részvénytársaság is not owned by the Hungarian State, does not form part of either its treasury assets or business assets, is not subject to the State Assets Act, is not mentioned as one of the business associations listed in the annex to the Act, its operations are not audited by the State Audit Office every year (Section 3(4)), and it does not manage or have any



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state assets. The company does not receive any amount from the state budget, but is a payer to the budget (Central Nuclear Fund) pursuant to the provision of the relevant law, therefore, it does not qualify as an agency performing public service tasks as opposed to what is stated as legal grounds for the request.

Pursuant to the legal rule referred to in your request, we cannot place the requested documents and information at the disposal of the Association.

We maintain the contents of our previous reply letter. Please take note of the foregoing.

Yours sincerely,

János Süli
CEO

Dr Kálmán Bertha
Chief Legal Advisor



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István Hamvas
CEO
Paksi Atomerőmű Zrt.
H-7031 Paks, P.O. Box 71, Hungary

Re: Information on the Teller Project

Dear Sir,

Pursuant to the provisions of Judgment No. 13.Gf.40.024/2011/4 of the Court of Tolna County passed on 27 April 2011 in the lawsuit relating to information on the Teller Project, we received your letter of 30 May 2011 and the enclosures to it, thank you.

In connection with the main points of your letter, i.e. the data and information deemed by the Court to be disclosed, we have the following questions and requests for you:

1. The documents issued do not contain any information on the total cost of the Teller Project notwithstanding that this is included in the court judgment. Please send us the relevant information.
2. Why is the name of Öko Zrt. stated on the publication entitled 'Preliminary Environmental Assessment' if, on the basis of the documents sent to us, you did not enter into a direct contract with Öko Zrt.?
3. What other expenses associated with the project were incurred outside contracts? E.g.
 - (a) project administration costs and other management costs incurred by PA Zrt. in connection with the project wage costs of the activities performed by the employees of PA Zrt. itself and perhaps other companies of the MVM [Group] in connection with the project (e.g. Head of Department András Cserháti is mentioned as Project Manager in Contract No. 4500199612 concluded with Accenture Kft.) Please send us annexes to the contracts but not attached to the documentation, such as
 - (b) Annex 1 to Contract No. 4500146466 concluded with SOM System Kft. (Terms of Reference)
 - (c) Annex 1 to Contract No. 4500146803 concluded with ETV-Erőterv Zrt. (Detailed Description of Tasks)
 - (d) Annex to Contract No. 4500147235 concluded with FORGÁCS & KISS Law Office (Issues Related to Expansion)
 - (e) Annexes to Contract No. 4500169586 concluded with FORGÁCS & KISS Law Office (1. Questions; 2. Table Regarding Remarks Received on the Intermediate-level Documentation of the Feasibility Study; 3. Legal Rules and Explications Relating to the Protective Zone)
4. In connection with the high number of blocked-out words found in the documentation, please provide reasons for the need to block them out. According to the court judgment, 'the Court authorises the Defendant to block out, in the duplicate copies of contracts, information on

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technological processes and technical solutions that may occur in the contracts'. In our opinion, the information blocked out in the contracts is neither of technological nor technical nature, therefore, its deletion was not lawful either. We draw your attention to the fact that the intentional withholding of information deemed by the Court to be of public interest and to be disclosed qualifies as a criminal offence. Based on this, you are requested to send us the following contracts unabridged, without blocked-out text parts:

- (a) Contracts Nos. 4500145179 and 4500145181 concluded with the Institute of Nuclear Techniques of the Technical University of Budapest
- (b) Contract No. 4500146430 concluded with the Atomic Energy Research Institute of the Central Physics Research Institute of the Hungarian Academy of Sciences
- (c) Contract No. 4500146803 concluded with ETV-Erőterv Zrt.
- (d) Contract No. 4500199364 concluded with Green Capital

Please send us all results (e.g. studies) of the activities specified in the contracts in the case of which the contracts expected written documentation, and please send us the reports on the activities undertaken by the Hungarian Nuclear Society (in Contract No. 4500241638) and Dél-Dunántúli Humánerőforrás Kutató és Fejlesztő Közhasznú Kft. (in Contract No. 4500252682).

The ENERGY CLUB Specialist Policy Institute and Methodology Centre deals, among other things, with the issue of the expansion of the Paks Nuclear Power Plant under the Energy Control Programme aiming at the transparency of the energy sector. You can read more information about the programme on the energiakontrollprogram.hu website.

Budapest, 20 July 2011

Yours sincerely,

Ada Ámon
Director

Zsuzsanna Koritár
Programme Manager
Energy Control Programme



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MVM Paks Nuclear Power Plant

CEO

File No.: 1000-503/2011

Paks, 4 August 2011

**Attn.: Ms Ada Ámon
Director
ENERGIAKLUB**

**H-1056 Budapest
Szerb utca 17-19.
Hungary**

Dear Madam,

In reference to Judgment No. 13.Gf.40.024/2011/4 of the Court of Tolna County, you submitted a request to our Company for the provision of information as part of your inquiry of 20 July 2011.

Having examined the request, we inform you as follows:

1. In compliance with the provisions of the judgment, in its letter of 30 May 2011, our company sent the Plaintiff, as Enclosure 1, a list of the contracts concluded under the Teller Project, and in accordance with the judgment, the statement also included the (maximum) contract amounts by contract. The maximum amount earmarked for the Teller Project was HUF 503 million, about 77% of which, HUF 387,310,000, was actually spent.
2. With respect to the publication entitled 'Preliminary Environmental Assessment' mentioned in the inquiry of ENERGIACLUB, we inform you that Öko Zrt. was the subcontractor of PÖYRY ERŐTERV Energetikai Tervező és Vállalkozó Zártkörűen Működő Részvénytársaság (H-1094 Budapest, Angyal u. 1-3., Hungary, previously ETV-ERŐTERV Zrt.) in the preparation of the study. Consequently, our company did not have a direct legal relationship with Öko Zrt.
3. No costs other than the maximum amount stated in Section 1 and the amount spent out of that were accounted for with respect to the Teller Project in connection with the project.
4. We will examine the annexes to the contracts but not attached to the documentation, such as the annexes to Contracts Nos. 4500147235 and 4500169586 concluded with FORGÁCS & KISS Law Office, and will send them to you no later than on 12 August 2011. Please find enclosed Annex 1 to Contract No. 4500146466 concluded with SOM-System Kft. and Annex 1 to Contract No. 4500146803 concluded with ETV-Erőterv Zrt.
5. We have examined your request stated in Section 5 of your letter and have reviewed the contracts indicated and the annexes to them again. The nuclear power plant took the opportunity offered in the court judgment (whereby the Defendant 'may block out information on technological processes and technical solutions') only in the case of a few contracts. We did not do so in most cases.

The Paks Nuclear Power Plant has acted in the spirit of openness and cooperation previously, too, on every occasion. This is demonstrated by the provision of information to countless non-governmental and non-civilian organisations at the nuclear power plant in Paks as well as our presence at, and active participation in, quite a few civilian and professional forums.

The last such event (an Aarchus roundtable meeting), attended also by you, also took place in Paks. We think that also in the interest of mutual respect and strengthening the trust emerging as

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a result of the roundtable talks, too, we act correctly if we send you the contracts without blocked-out text parts and the annexes to them, also without blocked-out text parts.

This decision was also based on our trust that the documents and information so handed over to responsible hands will not cause any damage to any player in the national economy of Hungary and the nuclear industry.

6. In other respects, we reckon that the request sent by Energiaklub to our company goes beyond the obligation of the company to provide information as set out in the judgment of the Court of Tolna County; therefore, our company regards the request as a new information request in this respect (see the studies prepared on the basis of the contracts).
- (a) Please find attached the information brochure prepared on the services provided by the company under our contract concluded with the Hungarian Nuclear Society.
 - (b) We will examine the reports on the activities undertaken by Dél-Dunántúli Humánerőforrás Kutató és Fejlesztő Közhasznú Kft. (in Contract No. 4500252682) and all results of the activities specified in the contracts (e.g. studies) with regard to the provisions of the court judgment—‘the court authorises the Defendant to block out information on technological processes and technical solutions’—and with regard to the significant number of requested documents and the summer period and leave by our employees, we will meet all our information provision obligations set forth in the request no later than on 30 September 2011. However, with regard to the large number and volumes of the documents, we reserve the right to request you to reimburse our costs incurred in connection with the provision of information.

If you have any question or remark about the foregoing, please do not hesitate to contact us.

Yours sincerely,

István Hamvas
CEO

Roland Czimmer
Chief Legal Advisor

L. S.

Enclosures:

- *Annex 1 to Contract No. 4500146466 concluded with SOM System Kft.*
- *Contracts Nos. 4500145179 and 4500145181 concluded with the Institute of Nuclear Techniques of the Technical University of Budapest*
- *Contract No. 4500146430 concluded with the Atomic Energy Research Institute of the Central Physics Research Institute of the Hungarian Academy of Sciences*
- *Contract No. 4500146803 concluded with ETV-Erőterv Zrt.*
- *Contract No. 4500199364 concluded with Green Capital*
- *Information brochure regarding the activities of the Hungarian Nuclear Society performed in connection with the Teller Project*



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István Hamvas
CEO
Paksi Atomerőmű Zrt.
H-7031 Paks, P.O. Box 71, Hungary

Re: Information on the Teller Project

Dear Sir,

In accordance with what was stated in your letter of 4 August 2011, we received the documents sent on 30 September, thank you.
Having studied them, we request you to provide the following supplements pursuant to Sections 19 and 20 of Act LXIII of 1992.

1. Please send us the strategy developed under the Teller Project and relating to the disposal of spent fuel and radioactive wastes.
2. Please send us the Feasibility Study without blocked-out text parts (with regard to the fact that in the version sent to us, Chapter 11 on costs, Chapter 12 on financing and pages 8 and 117 were blocked out, and Annex 1 to the study is also missing from the documents sent to us).
3. Furthermore, please provide an explanation why the page numbering of the version of the Feasibility Study sent to us is different from that in the table of contents.
4. Please send us the result of the assignment specified in Contract No. 9940061844 concluded with ACCENTURE Kft., i.e. the documents prepared for communication purposes by abridging the studies previously drafted by ACCENTURE Kft.
5. Please send us the following items from Contract No. 4500147761 concluded with ACCENTURE Kft.:
 - a) Items specified in Clause 3.2.2:
 - project plan ('Project plan/work plan on the basis of the existing deed of foundation of the project');
 - presentation ('Presentation that helps the political acceptance of the establishment of the nuclear power plant');
 - the document specified in the section entitled 'Review and comment on the Minister's proposal'
 - b) furthermore, the analyses and documents specified in Section 3.3.2(A), (B) and (C):
 - analysis of the assessment of social and economic impacts
 - verification of business model
 - risk analysis



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6. the documents prepared in the format specified in Clause 6 of the contract according to the terms of reference included in Annex 1 to Contract No. 450014976 concluded with ING Bank (We made a clerical error in our request letter, the contract number in question is 450014706; it is stated correctly in the table.)
7. the documents prepared as a result of the tasks specified in Clause 2 of Contract No. 4500184441 concluded with ING Bank
8. the documents prepared in the manner prescribed in Clause 5 of Contract No. 4500145181 concluded with the Institute of Nuclear Techniques of the Technical University of Budapest, according to the terms of reference set forth in Clause 1 of the contract
9. the documents prepared in the manner prescribed in Clause 5 of Contract No. 4500145179 concluded with the Institute of Nuclear Techniques of the Technical University of Budapest, according to the terms of reference set forth in Clause 1 of the contract
10. the documents prepared in the manner prescribed in Clause 7 of Contract No. 4500145168 concluded with ERBE Energetika Mérnökiroda Kft., according to the terms of reference set forth in Clause 1 of the contract
11. the documents prepared in the manner prescribed in Clause 5 of Contract No. 4500145170 concluded with VEIKI Zrt., according to the terms of reference set forth in Clause 1 of the contract
12. the documents prepared in the manner prescribed in Clause 6 of Contract No. 4500146466 concluded with SOM System Kft., according to the terms of reference set forth in Clause 1 of the contract
13. the documents prepared in the manner prescribed in Clause 6 of Contract No. 4500146430 concluded with the Atomic Energy Research Institute of the Central Physics Research Institute, according to the terms of reference set forth in Clause 1 of the contract
14. the documents prepared in the manner prescribed in Clause 6 of Contract No. 4500146803 concluded with ETV-Erőterv Zrt., according to the terms of reference set forth in Clause 1 of the contract
15. the documents prepared in the manner prescribed in Clause 4 of Contract No. 4500156988 concluded with Esplanade Hungary Tanácsadó Kft., according to the terms of reference set forth in Clause 2 of the contract
16. On the basis of the documentation sent to us (contracts and Feasibility Study), the employees of PA Zrt. were also given a role in the project. How was the consideration for their work accounted for if not under the Teller Project?
17. How were the costs required for the preparation of abridged, non-technical publications and other promotional materials (work by Bálint Vincze and perhaps others, printing cost, etc.) if not under the Teller Project?

**Hadaco Szakfordító Iroda Kft.**

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The ENERGY CLUB Specialist Policy Institute and Methodology Centre deals, among other things, with the issue of the expansion of the Paks Nuclear Power Plant under the Energy Control Programme aiming at the transparency of the energy sector. You can read more information about the programme on the energiakontrollprogram.hu website.

Budapest, 19 October 2011

Yours sincerely,

Ada Ámon
Director

Zsuzsanna Koritár
Programme Manager
Energy Control Programme



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MVM Paks Nuclear Power Plant

CEO

File No.: 1000-675/2011Paks,
29 November 2011

ENERGIAKLUB

Ms Ada Ámon

Director

H-1056 Budapest

Szerb utca 17-19.

Hungary

Dear Madam,

In reference to your inquiry of 19 October 2011, we inform you about the data and information requested as follows:

- In connection with spent fuel and radioactive fuel, the Teller Project prepared a study on the disposal of spent fuel assemblies and radioactive wastes, in which it also discusses the strategy for handling materials of such type produced in the currently operational and planned new units. Please find enclosed this document as Enclosure 1.
- The problem indicated in connection with page numbering is unfortunately the result of an editing error, but the table of contents and the subsequent chapters can be clearly matched irrespective of page numbering.
- Please find enclosed the documents requested in connection with the other contracts listed in your letter as follows:
 - See Enclosure 2 for the documents relating to the Accenture contract.
 - Documents relating to the contracts with the Institute of Nuclear Techniques of the Technical University of Budapest, ERBE, VEIKI, the Atomic Energy Research Institute of the Central Physics Research Institute, ETV ERŐTERV and SOM System (see Enclosure 3) and some of our documents previously sent to you appear on their own, while the remainder were included in the Feasibility Study and the document relating to the disposal of the spent fuel assemblies and radioactive wastes of the new nuclear power plant units by the Atomic Energy Research Institute of the Central Physics Research Institute.

As we have already indicated in our previous letter, too, the documents enclosed before were used as source documents for the Feasibility Study, the Preliminary Environment Assessment and the studies relating to the disposal of spent fuel assemblies and radioactive wastes.

The various presentations and proposals under the Teller Project were also prepared on the basis of them for both the Project Steering Committee and Ministries.

The documents sent previously and now also indicate that the employees of Paks Atomerőmű Zrt. and MVM Zrt. jointly carried out the tasks of the project under the direction of MVM Zrt. Both companies provided the costs of this preliminary project within their own cost plans, including the costs related to both their employees and the various publications. The employees performed their tasks along with performing their job duties, without separate remuneration.



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We trust that we have met all of your possible requirements with the documents sent previously and now.

Enclosures:

Enclosure 1:

- Disposal of the Spent Fuel Assemblies and Radioactive Wastes of the New Nuclear Power Plant Units

Enclosure 2:

- Meeting of the Project Steering Committee of the Teller Project
- Risks
- Communication Plan of the Teller Project, Stage 2, Proposal for the Meeting of the Project Steering Committee
- ACN-MVT Communication Material
- Proposal for the Government Regarding the Obtaining of the Preliminary Consent in Principle of Parliament Required for the Commencement of Activities for the Preparation of the Establishment of New Nuclear Power Plant Units at the Site of the Paks Nuclear Power Plant
- KB model
- Expansion of the Paks Nuclear Power Plant
- Economic and Social Impact Assessment, Teller Project

Enclosure 3:

- Disposal of the Spent Fuel Assemblies and Radioactive Wastes of the New Nuclear Power Plant Units
- Solution of Certain Tasks Related to the Preparation of the Establishment of a New Nuclear Power Plant
- Expansion of the Paks Nuclear Power Plant, Human Resources Required for the Construction Project and Operation
- For the Preparation of the Establishment of New Nuclear Power Plant Units, Disposal of the Spent Fuel Assemblies and High Level Radioactive Wastes of the New Nuclear Power Plant Units
- Transmutation of the Components of the Spent Fuel Assemblies and High Level Radioactive Wastes of the Nuclear Power Plant with a Long Half-life
- Participation in Tasks Related to the Preparation of the Establishment of a New Nuclear Power Plant Regarding the Subjects of Economy and Trade (Sub-tasks Nos. 1 to 7)
 - * AP 1000 Units
 - * AP 600 Units
 - * CANDU 600 Units
 - * EPR 1600 Units
 - * VVER 1000 Units
 - * Comparison of the Main Parameters of Nuclear Power Plant Technologies
 - * Principle of Price Adjustment

Yours sincerely,

István Hamvas
CEO

Roland Czimmer
Chief Legal Advisor



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Csaba Baji
Chief Executive Officer
Magyar Villamos Művek Zrt.
1031 Budapest
Szentendrei út 207-209.

Dear Mr. Csaba Baji,

I am appealing to you to request for data of public interest regarding the Lévai Project established in July of 2009 between the Paks NPP and its owner the MVM Zrt. Please provide us with the following project related information:

- planned total costs of the project,
- timetable of the project,
- scheduling of the project;
- already achieved results of the project;
- data as regards that what proportion the companies of the MVM holding participate in the project (in proportion of the participating employees);
- list of other companies and organizations who participate in the project and do not belong to the MVM Holding;
- list of contracts concluded in the frame of the project specifying the subject-matter of the contract, the contractual price as well as the date of completion.

Our request is based on the following:

According to section 2 of Act CXII. of 2011 on Informational Self-determination and Freedom of Information, „data of public interest” mean: information or data other than personal data registered in any mode or form concerning activities undertaken or controlled by the body or individual carrying out state or local government responsibilities, as well as other public duties defined in relevant legislation, regardless of their mode of control, independent or collective nature.” There is no doubt that MVM Zrt is a body carrying out public duties since in its final resolution No. 2.Pf.20.001/2009/3. the *Metropolitan Court of Budapest already held that according to the Act on Wealth the MVM Zrt. is a body carrying out public duties.* It is important to emphasize that according to the InfoAct data of public interest mean information or data concerning activities undertaken or controlled by the body or individual carrying out state or local government responsibilities. This means that alternatively either the *fact of controlling* or the fact that the *data concerns activities ground the fact of being of public interest.* Therefore the request cannot be rejected with a reasoning that the requested data are not controlled of

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the certain body or individual, since data of public interest also mean such data that concern the activities of the certain body or individual regardless the location of the controlling.

According section 19(1) of the Act on Protection of Personal Data and the Data of Public Interest ("Avtv"): „The state or local governments and other public statutory body or person engaged of the matters within its mandate - in particular, state and local government budget and its implementation, state and municipal property management, the use of public funds and contracts to do so with the operators of private organizations and individuals for special or exclusive rights to provide for - must facilitate and ensure accurate and prompt information to the public.

Section 19(2) determines clearly the mode of informing the public: „Bodies and agencies specified in paragraph (1) regularly publish electronically or otherwise the most important data relating their activities and if they are required to do so they provide access to such data according to the provisions of section 20.”

Kindly please that according to section **20 (2) of Avtv.** accede to the present data request within 15 days from the date of our request.

For the easiest technical solution as well as for the environment friendly data handling kindly please provide the requested information in .doc or .pdf file and send it via email ([perger@energiaklub](mailto:perger@energiaklub.hu))or burn on CD/DVD and post it to our address (1056 Budapest, Szerb utca 17-19.). Any Reasonable costs arising from thereof shall be borne by us.

Budapest, January 18., 2011

Yours Sincerely,

Ámon Adrienn

Director

Energiaklub Climate Policy Institute Applied Communications



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web: www.hadaco.hu

Energiaklub
Climate Policy Institute
Applied Communications
Adrienn Ámon

Our reference number: 107/2011/KIG

Budapest, March 2., 2011.

Budapest,
Szerb u. 17-19.
H-1056

Re: Rejection of data request

Dear Energiaklub, Dear Adrienn Ámon,

We have received your letter dated on January 18, 2011 in which you request the following Lévai Project related data from the Magyar Villamosművek Zártkörűen Működő Részvénytársaság (MVM Hungarian Electricity Ltd.) (1031 Budapest, Szentendrei út 207-209; “**MVM Zrt.**”): *planned total costs of the project; timetable of the project; scheduling of the project; already achieved results of the project; data as regards that what proportion the companies of the MVM Holding participate in the project (in proportion of the participating employees); list of other companies and organizations who participate in the project and do not belong to the MVM Holding; list of contracts concluded in the frame of the project specifying the subject-matter of the contract, the contractual price as well as the date of completion* (hereinafter referred as the “**requested data**”).

I hereby inform you that since the mentioned Lévai Project is an ongoing project we cannot provide you with the requested data. According to section 19/A (1) of Act LXIII. of 1992 on the Protection of Personal Data and the Data of Public Interest (**Avtv.**), the requested data are considered as decision preparing data which mean that they currently cannot be accessed via data request.

We would like to emphasise that apart from the fact that the requested data are decision preparing data, they are also deemed to be trade secrets therefore they cannot be accessed according to section 19(6) of Avtv.

Furthermore we would like to draw your attention to the fact that according to the relevant judicial practice – for the purpose of accede to data request – the data controller is not obliged to prepare new and qualitatively different documents such as lists, statements, summaries, etc. of the data controlled by MVM Zrt.

However as we already initiated we are open to meet you for personal consultation.

Please consider yourself advised.

Budapest, March 02, 2011

Yours Sincerely,

György Felkai
director of communications

Dr. László Bánfi
chief legal officer



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Dr. Krisztina Hajdu
Világi - Hajdu Attorneys at Law
1031 Budapest
Nánási út 42/B

Dear dr. Krisztina Hajdu,

We have received the documents relating to the judgement made by the Metropolitan Court of Budapest on February 2, 2012. After overviewing the documents we hereby make the following comments:

- According to our assessment with regards to the “already achieved results of the project”, the Court - in accordance with the original application - ordered the publishing of the results themselves and not the listing of the results. Therefore I request you to send me the already achieved results of the Lévai project (according to the following list: strategic studies; first draft of the call for tender in English language; assessment of the potential domestic suppliers; the already prepared investigations on the requirements of the integration of the new units into the electricity system, investigations on the system control, fuel reserves and grid expansion requirements as well as the optimal cooling solutions; documents prepared for the administrative procedure of dose constraint; prepared preliminary consultation documents for the environmental authorization; information, reports, etc. in relation to the national informative roadshow exhibition on the expansion; various social, economic and regional impact assessments, educational surveys; assessments on the demand of investment, installation and operating personnel as well as on human resources and on the enterprises in the region). I would like to draw your attention that in case of failure to comply fully with the court judgement, we are entitled to seek enforcement.
- Furthermore please provide us with information on the ‘as of date’ of data sent relating to the contracts concluded in the frame of the project.

Budapest, April 10, 2012

Yours Sincerely,

Adrienn Ámon

Director

Energiaklub Climate Policy Institute Applied Communications



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Baji Csaba
Chief Executive Officer
Magyar Villamos Művek Zrt.
1031 Budapest
Szentendrei út 207-209.

Dear Mr. Csaba Baji,

We have received the documents relating to the judgement made by the Metropolitan Court of Budapest on February 2, 2012. After overviewing the documents we hereby make the following comments:

Pursuant to the aforementioned judgement kindly please resend the list of contracts supplemented with additional information on the names of the contractors. Please also supplement the list with the data of contracts concluded after the date of the already sent list.

Furthermore please also send us the contracts concluded until this day in the frame of the Lévai project.

Our data request is based on sections 16(1), 28(1) and 29(1) of Act CXII. of 2011 on Informational Self-determination and Freedom of Information, Pursuant to this Act please accede to the present data request within 15 days of the date of the request.

For the easiest technical solution as well as for the environment friendly data handling please provide the requested information in .doc or .pdf file and send it via email to the e-mail address: perger@energiaklub.hu. In case it is not possible to send the requested data electronically please burn the files on CD or DVD and post it to our address. Should only paper documents can be provided, any reasonable costs arising from the photocopying shall be borne by us. Regarding to the extent of such costs please provide us with prior information according to section 29(3) of the above mentioned Act.

Budapest, April 10, 2012
Yours Sincerely,

Adrienn Ámon

Director

Energiaklub Climate Policy Institute Applied Communications

Hadaco Szakfordító Iroda Kft.



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