

## **Motorway Regulations for the A2 Toll Motorway Section Nowy Tomyśl – Konin**

Whereas:

- on 10th March 1997 Autostrada Wielkopolska S.A. of Poznań, Poland (Concessionaire) on the basis of the decision issued by the Minister of Transport and Maritime Economy of Poland was granted the Concession for the development, upgrading and operation of the A2 Toll Motorway (Motorway),
- on 12th September 1997 the Concessionaire executed the Concession Agreement with the Minister of Transport and Maritime Economy of Poland with the purpose to define the procedures for execution of the rights and obligations under the Concession,
- on 30th October 2000 the Concessionaire concluded the Operation and Maintenance Agreement with Autostrada Eksploatacja S.A. of Poznań (Operator),
- The Concessionaire fulfils the function of a Motorway Management Company,
- The Operator is responsible for part of the Motorway Management duties in the scope of operation and maintenance.

The present Motorway Regulations have been prepared by the Concessionaire in co-operation with the Operator having in mind safety of travel and high level of service

### **I. Description of the Motorway**

The present Motorway Regulations refer to:

- a)** the 149.5 km long section of the Motorway between Nowy Tomyśl (km 107+900) and Konin (258+200),
- b)** Four (4) Client Service and Discount Card Sales Points, located on the Toll Plazas in Łądek, Nagradowice and Gołuski and on the Motorway Operation and Maintenance (O&M) Centre in Kotowo,
- c)** Three (3) Motorway Police Headquarters located on the Motorway Operation and Maintenance (O&M) Centres in Sługocin, Kotowo and Gołuski,
- d)** Sixteen (16) Service Areas (MOP) of the following types:
  - MOP type 1, including the following facilities: toilet, parking places for trucks and passenger cars and telephone,
  - MOP type 2, including the following facilities: fuel and car repair stations, toilet, picnic places and restaurants,
  - MOP type 3, including the following facilities: fuel and car repair stations, WC, picnic places, restaurants and hotels.

Below are the locations of the Service Areas with reference to the nearest locality, chainage (in km and metres) and side of the motorway:

- MOP Wytomyśl 114+000 North
- MOP Kozielaski 114+100 South
- MOP Sędzinko 133+600 North

- MOP Zalesie 133+800 South
- MOP Dopiewiec 151+100 North
- MOP Konarzewo 151+100 South
- MOP Tulce 177+100 North
- MOP Krzyżowniki 177+250 South
- MOP Targowa Górka 200+200 South
- MOP Chwałszyce 200+200 North
- MOP Gozdowo 216+600 South
- MOP Sołeczno 216+600 North
- MOP Skarboszewo 226+600 North
- MOP Łądek 237+000 South
- MOP Osieczka type 3 251+100 South
- MOP Osieczka type 2 251+100 North

All Service Areas include the following facilities: toilets, picnic places and playgrounds.

Fuel stations:

- MOP Osieczka type 3
- MOP Osieczka type 2
- MOP Krzyżowniki
- MOP Tulce
- MOP Zalesie
- MOP Sędzinko

Hotel & restaurant:

- MOP Osieczka type 3

Restaurant:

- MOP Osieczka type 2

Toll Plazas:

- PPO Gołuski 152+200
- PPO Nagradowice 181+650
- PPO Łądek 238+700

## **II. Access to the Motorway**

1. Access to the Motorway is provided through interchanges connecting the Motorway with the public roads network.  
The method of connecting the Motorway with the public roads network in Poland is shown in the enclosed diagram.
2. Except for rescue actions and other actions having effect on the traffic safety it is prohibited to:
  - use emergency access gates, service and internal roads and personnel entryways to Service Areas and Toll Plazas,

- park vehicles on the Main Route, interchanges and access roads to the Service Areas. The access roads are reserved for exclusive use by the emergency services (Police, Fire Brigade, Ambulance Service, Breakdown Recovery Service), motorway maintenance and retail facilities located in the motorway right-of-way (RoW)

### III. Payment of toll for using the Motorway

1. Users of the motorway shall pay the toll irrespective of the current weather and pavement condition. The toll is collected in full amount also during heavy and routine maintenance operations.
  2. The Concessionaire will take appropriate legal steps against any Users trying to avoid payment of toll (closing of the toll lane, calling for the Police, litigation).
  3. The right to use the Motorway is given exclusively to those users who have paid the toll or are exempted from the payment of toll on the basis of the relevant codes or agreements.
- The toll rates are given in the toll schedule posted on each Tolling Point and in the Points of Sales.
  - Exempted from toll are emergency vehicles taking part in action as defined in the Polish Road Traffic Law.

### IV. Method of payment

1. The user may effect the payment of toll:
  - a) in cash in Polish zlotys,
  - b) in foreign currencies, but here only banknotes are accepted. The exchange rates are established by the Concessionaire and publicized at each Tolling Point. The change is always given in Polish zlotys.  
The currencies which have been authorised by the Concessionaire are: USD and EURO. The Concessionaire may authorise other currencies, as it may from time to time announce on its website and on each Tolling Point,
  - c) by bank cards type VISA, Maestro, corporate fleet and fuel cards issued by fuel suppliers such as ORLEN, DKV, UTA, ARIS (magnetic cards),
  - d) by pre-paid discount cards, as defined in the Instruction for the Sale of Discount Products announced to the Users, following the rules defined therein.
2. Blacklisted cards will be stopped by the Operator.
3. If there are problems in effecting the payment with a magnetic card the User has to pay the toll in cash.
4. Payment of toll is confirmed by handing in a receipt stating the amount of payment, VAT rate and the motorway section concerned. Holders of discount, corporate fleet and fuel cards receive non-fiscal confirmation of travel.

### V. General rules for using the motorway

1. The user shall observe all traffic signs and information delivered through the traffic management systems (variable message signs and boards) abide by the instructions given by the authorized Operator's personnel.
2. The emergency lane may be used solely for rescue actions. The User may drive, stop or park on the emergency lane only in exceptional situations and upon agreement by the Operator. In case of vehicle breakdown the User shall act in compliance with sec. XII of the present Instruction.
3. The Concessionaire and Operator reserve the right to verify the toll exemption right, as claimed by the User.

#### **VI. Speed limits**

1. The User shall abide by the general speed limits on the Motorway and Motorway Facilities located in the RoW.
2. The User shall abide by the temporary speed limits, as may be set from time to time by the Police or the Operator due to poor visibility, bad weather, road accident recovery operations, heavy and routine maintenance.

#### **VII. Traffic restrictions**

1. U-turns and driving the wrong way are prohibited both on the Motorway and access roads, with the exception of emergency vehicles in action and road maintenance vehicles, provided that adequate signage has been used.
2. Towing of vehicles is reserved solely for road recovery service. The Operator may deny access to the Motorway to any vehicles posing a threat to the safety of traffic or environmental hazard. Any hazardous situations shall be reported by the Operator to the Police and to the motorway supervisor.
3. Oversize/ overweight vehicles will be denied access to the motorway, unless an appropriate oversize/ overweight permit has been obtained, as required by the law.
4. The Concessionaire or Operator may introduce additional traffic restrictions or exclude certain types of vehicles due to safety and operational considerations or other extraordinary circumstances.
5. The Concessionaire and Operator may introduce additional traffic restrictions if this is necessary to ensure traffic safety, eliminate health and life hazards or risk of significant property damage.

#### **VIII. Motorway Service Areas**

1. While using the Motorway facilities the Users shall follow all the relevant instructions and guidelines.
2. Vehicles may be parked only in designated places.
3. It is prohibited to spend the night in cars and camp on the Toll Plaza parking areas and other places which are not intended for that purpose.
4. Cleaning, washing and servicing of cars is allowed only in specially designated places.
5. Any commercial activity requires express written consent by the Concessionaire.
6. Playgrounds may be used only according to their intended use and the children must be supervised by their parents or adults taking responsibility for them.

#### **IX. Damage to the Motorway Facilities**

The Concessionaire or the Operator will litigate damages for any partial or complete damage to Motorway equipment and facilities from the Users of the Motorway responsible for such damage.

#### **X. Winter maintenance**

1. The Motorway snow-clearing equipment is given the right of way. It is prohibited to overtake winter maintenance equipment during snow removal and gritting operations both on the Main Route and Motorway Interchanges.
2. The Operator may introduce temporary traffic closures on the Motorway during snow removal and gritting operations.
3. The Users shall follow the Operator's instructions regarding convoying of traffic in extreme weather conditions.
4. During road cleaning, repair and winter maintenance operations the Operator's mobile equipment has yellow flashing lights on and follows specific traffic regulations.

#### **XI. Emergency Roadside Telephones (ERT)**

1. In emergency situations the Motorway Users may use toll-free emergency phones provided on the shoulders at regular intervals along the Motorway. The ERTs are connected with the Motorway Control Centre (MCC).
2. It is prohibited to use the ERTs for purposes other than informing about breakdown, road accident or other traffic safety hazards.

#### **XII. Stopping of vehicle in case of breakdown**

1. In case of vehicle breakdown or events mentioned in XI.2., the Motorway User is required to:
  - a) remove the vehicle from the carriageway onto the emergency lane,
  - b) mark the stopped vehicle as defined under the relevant codes,
  - c) notify the MCC about the incident using ERT or other appropriate means of communication,
  - d) follow all instructions received by phone from the MCC or given by the Operator's personnel present at the site,
  - e) immediately leave the vehicle and wait for assistance behind the guardrails or in other safe place.
2. The User may directly call for breakdown recovery service, which should arrive on site within 45 minutes for passenger cars and 60 minutes for heavy vehicles. The maximum time for carrying out minor repairs/ maintenance, such as adding fuel or oil on the site is 20 minutes.
3. User may chose to use the breakdown recovery service recommended by the Operator. The Operator uses the list of breakdown recovery companies listed by the local administrative authority (Starost).
4. If and when:
  - a) User has failed to arrange breakdown recovery or refused to use the breakdown recovery companies proposed by the Operator,

**b)** the reaction or repair time, as given in 2 above has elapsed,

**c)** there are circumstances defined in Cl. 50a of the Polish Highway Code (deserted vehicle without registration plates or vehicle in a condition suggesting that it has not been in operation for a long time) or in Cl. 130a of the Polish Highway Code (leaving a vehicle in a “no-parking”, place where it interferes with traffic, or poses a threat to traffic safety),

The Operator notifies the Police about the necessity to remove the vehicle from the Motorway.

5. The cost of repair or removing of vehicle from the Motorway shall be borne by the User. The rates for breakdown recovery services rendered by the listed companies are set by the local governments.
6. The Concessionaire and the Operator waives any responsibility for the quality of services rendered by the breakdown recovery companies.

### **XIII. Road accidents**

1. In case of incidents requiring remedial action (such as removing of the vehicle(s) protection or removal of load) the Concessionaire or Operator notifies the Police.
2. The responsibility for any damage resulting from an accident on the motorway falls on the accident perpetrator.

### **XIV. Animals**

1. While transported on the motorway or let out on the Service Areas animals must be kept on a leash or in cages, as appropriate.
2. When advised of any lost or abandoned domestic or wild animals on the Motorway the Operator will take steps to remove these animals from the motorway.
3. In order to mitigate the effect of the surrounding environment on the traffic safety the Motorway has been provided with animal bridges and fencing. The installed fence is flexible to minimize injury of animals when they run into it. Despite the above precautions the Motorway User should always take into account the risk of animals entering the Motorway.
4. Location of animal bridges identified by symbol WD and chainage:

WD 25 a 187+950

WD 44 212+600

WD 48 222+515

WD 50 224+300

WD 73 253+450

WD 95 a 144+670

WD 96 a 145+362

### **XV. Rescue services**

1. In case of Motorway accident the User shall follow all the instructions given by the Police and rescue services.
2. If necessary, the Police may change the normal rules for using the motorway, as set up by the Concessionaire or Operator.

3. In case of very serious accidents on the Motorway the Fire Brigade is authorised to take decisions necessary to ensure safety of people according to the Rescue Action Plan, approved by the local authorities.

#### **XVI. Using the Motorway when performing duties related to its operation&maintenance and safety of traffic**

The Concessionaire and Operator may authorise personnel and other people performing their duties related to the motorway operation&maintenance and safety to enter the motorway on foot, bike, motorbike, non-registered vehicle or any other mobile equipment.

#### **XVII. Monitoring systems**

1. The Concessionaire and the Operator may use the control and monitoring system on the Motorway including cameras connected with electronic processing equipment to analyse and register the traffic on the Motorway for tolling related purposes. The Users are advised that such recording equipment is in operation by the messages displayed on the information boards.
2. The information collected by the Operator in this manner is protected pursuant to the relevant regulations and may be disclosed only to the Police, at its legally justified request.

#### **XVIII. Carrying of hazardous materials on the motorway**

1. Vehicles carrying hazardous materials should be specially marked. These vehicles may be parked only in designated places in O&M Centres and on selected Service Areas.
2. Upon notification of damage or breakdown of a vehicle carrying hazardous materials the Operator follows the procedures defined in the Rescue Action Plan.
3. The driver shall abide by all the instructions given by the Operator.

#### **XIX. Waste disposal**

1. The liquid waste disposal points (automatic terminals) have been provided on the Service Areas and are intended for emptying the containers of on-board toilets from coaches, camping trailers and caravans.
2. This service will be provided by the Operator between 1st May and 1st October each year. This is a pay service.
3. Location of liquid waste disposal points identified by chainages:

- MOP type 2 in Osieczka 251+100
- MOP type 3 in Osieczka 251+100
- MOP Tulce 177+100 (yet to be opened)
- MOP Krzyżowniki 177+250 (yet to be opened)
- MOP Zalesie 133+800 (yet to be opened)
- MOP Sędzinko 133+600 (yet to be opened)

## **XX. Miscellaneous**

1. The following actions are strictly prohibited in the area of the Motorway, Service Areas, access roads and other Motorway facilities:
  - dropping of rubbish,
  - advertising and posting of advertising boards,
  - begging,
  - collecting money for charity,
  - carrying out any sales, retail or advertising activity, unless a prior consent has been obtained from the Concessionaire,
  - misconduct,
  - hitch-hiking,
  - walking along the carriageway,
  - organising demonstrations, including religious ones,
  - installing crosses, tombstones, chapels, etc. in the Motorway RoW.
  
2. Besides the provisions of the present Motorway Regulations each User shall abide by the regulations of the relevant Polish traffic codes, including in particular:
  - Road Traffic Law,
  - Law on Public Roads,
  - Motorway and National Road Fund Act
  
3. Any complaints and comments of the Users may be submitted in writing using the special form. The forms are available at the Points of Sales located on the Tolling Points and O&M Centre in Kotowo. The Operator will try to provide the User with answer not later than within 15 days from the date of submission of complaint/ comment.

## **XXI. Final provisions**

1. The present Motorway Regulations have been approved by the resolution taken by the Concessionaire's Management Board of 29 November 2004.
2. The present Motorway Regulations are made available on the Concessionaire's website ([www.autostrada-a2.pl](http://www.autostrada-a2.pl)), at Client Service Points and on the Service Area information boards.
3. Any amendments to the present Motorway Regulations will be announced to the Users in the manner described in 2 above.
4. The Manual announced in this way and any changes thereto will come in force without the need to obtain Users' approval or signature.
5. For the issues not regulated by the present Motorway Regulations the provisions of the Civil Code and other relevant codes shall apply.