

## ANNEX 2

| <b>Penalty step</b>                             |             | <b>Infringement 46</b> | <b>Infringement 190</b>    |
|-------------------------------------------------|-------------|------------------------|----------------------------|
| Infringement date                               |             | 22/01/2001             | 04/05/2004                 |
| Product market                                  |             | Private Housing        | Other industrial buildings |
| Geographic market                               |             | East Midlands          | Yorkshire & Humberside     |
| Total turnover yr end                           |             | 31/12/2008             | 31/12/2008                 |
| Total worldwide turnover                        |             | £202,215,000           | £202,215,000               |
| Relevant turnover yr end                        |             | 31/12/2008             | 31/12/2008                 |
| Relevant turnover                               |             | £544,000               | £11,614,000                |
| Step 1 starting point                           |             | 5%                     | 5%                         |
| <b>Penalty after step 1</b>                     |             | <b>£27,200</b>         | <b>£580,700</b>            |
| Duration multiplier                             |             | 1                      | 1                          |
| <b>Penalty after step 2</b>                     |             | <b>£27,200</b>         | <b>£580,700</b>            |
| Penalty as % of total t/o                       |             | 0.01%                  | 0.29%                      |
| MDT to apply                                    |             | -                      | 0.75%                      |
| <b>Penalty after step 3</b>                     |             | <b>£27,200</b>         | <b>£1,516,613</b>          |
| Step 4<br>Aggravating/<br>Mitigating<br>Factors | Instigator  | -                      | -                          |
|                                                 | Directors   | -                      | -                          |
|                                                 | Compliance  | -                      | -                          |
|                                                 | Cooperation | -                      | -                          |
| Total step 4 adjustment                         |             | 0%                     | 0%                         |
| <b>Penalty after step 4</b>                     |             | <b>£27,200</b>         | <b>£1,516,613</b>          |
| % of total turnover                             |             | 0.0%                   | 0.8%                       |
| % of pre 1/5/04 turnover                        |             | 0.05%                  | n/a                        |
| <b>Penalty after step 5</b>                     |             | <b>£27,200</b>         | <b>£1,516,613</b>          |
| Leniency/fast track                             |             | 0%                     | 0%                         |
| <b>Final gross penalty</b>                      |             | <b>£1,543,813</b>      |                            |
| <b>Final penalty after leniency/FTO</b>         |             | <b>£1,543,813</b>      |                            |