



PRESS RELEASE
CLARIFICATION ON THE TAR APPEAL REGARDING APPROVAL OF THE
PROPOSED ENIA-IRIDE MERGER

Parma, 12 March 2009 – With reference to the press coverage referring to the appeal brought by certain Reggio Emilia and province Shareholders before the Parma TAR (Regional Administrative Tribunal) — served on Reggio Emilia Local Council, Ligonchio Local Council and Enia in the past few days — concerning the challenge to the resolution adopted on 16 December 2008 by Reggio Emilia Council for the approval of the proposed merger between Enia S.p.A. and Iride S.p.A., Enia wishes to make the following clarifications:

- a) the Company believes that all the action taken and documents drawn up during the deliberations completed to date are correct, complete and appropriate;
- b) certain precedents regarding mergers between former municipal enterprises (AEM Milano – ASM Brescia to create A2A and AMGA Genova – AEM Torino to create Iride) support the correct approach adopted by Enia as far as the timescales for document filing are concerned (particularly the Expert's report on the fairness of the share swap ratio);
- c) we regret that certain, instrumental initiatives are taking place, which however cannot impede the process to merge Enia and Iride.

Finally, Enia is absolutely confident — in light of the above — that the dispute will have a positive outcome and it does not envisage any change to the process and timescales already set for the merger to take place.

Enia is one of the main Italian multi-utility companies. It supplies gas, electricity, water, waste management and remote heating and operates in the Provinces of Reggio Emilia, Parma and Piacenza. The company was formed in March 2005, as a result of the merger of the companies Agac based in Reggio Emilia, Amps based in Parma and Tesa Piacenza.

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