

**CURRENT REPORT FILED WITH THE POLISH FINANCIAL
SUPERVISION AUTHORITY IN WARSAW****DATE: 31 January 2024****Subject: Registration of amendments to RAFAKO S.A. Articles of Association
[Current Report No. 9/2024]****Text of the report:**

Further to Current Report No. 80/2023 of 26 July 2023 presenting the resolutions passed by the Extraordinary General Meeting of RAFAKO S.A. on 26 July 2023, the Management Board of RAFAKO S.A. of Racibórz (the “**Company**”) announces that on 31 January 2024 it was notified of registration, on 30 January 2024, by the District Court of Gliwice, 10th Commercial Division of the National Court Register, of the amendment to the Company’s Articles of Association passed by Resolution No. 5 of the Extraordinary General Meeting on 26 July 2023.

The registered amendments to the Company’s Articles of Association include the addition of a new Art. 11, reading as follows:

“Article 11

1. The Company’s conditional share capital shall amount to no more than PLN 2,068,462.87 (two million, sixty-eight thousand, four hundred and sixty-two złoty, eighty-seven grosz) and shall be divided into: (a) no more than 206,846,287 (two hundred and six million, eight hundred and forty-six thousand, two hundred and eighty-seven) Series N ordinary bearer shares with a par value of PLN 0,01 (one grosz) per share.
2. The purpose of the conditional share capital increase referred to in Art. 11.1 above is to grant the rights to acquire Series N shares to the holders of Series R, S, and T bonds convertible into shares (the “**Convertible Bonds**”), issued pursuant to Resolution No. 5 of the Extraordinary General Meeting of 26 July 2023 on the: (i) issue of bonds convertible into shares, (ii) full waiver of the existing shareholders’ pre-emptive rights to acquire the convertible bonds, (iii) conditional increase of the Company’s share capital, (iv) full waiver of the existing shareholders’ pre-emptive rights to subscribe for the shares, and (v) amendment to the Company’s Articles of Association.
3. Holders of the Convertible Bonds may exercise their rights to subscribe for Series N shares from 1 September 2023 to the date falling one business day before the Maturity Date, as specified in the terms and conditions of the Convertible Bonds.”

As a result of the amendments, the Court registered:

- (i) the new par value of the Company’s conditional share capital increase, which currently amounts to no more than PLN 2,068,462.87 (two million, sixty-eight thousand, four hundred and sixty-two złoty, eighty-seven grosz) and is divided into no more than 206,846,287 Series N ordinary bearer shares with a par value of PLN 0.01 (one grosz) per share, as well as
- (ii) the adoption on 26 July 2023 of the resolution to issue bonds convertible into Company shares.

Each share in the Company’s share capital confers one voting right at its General Meeting.

The consolidated text of the Company's Articles of Association, as prepared by the Company's Supervisory Board on 23 January 2024, is attached to this Current Report.

Legal basis:

Art. 56.1.2 of the Act on Public Offering, and Sections 5.1 and 6 of the Minister of Finance's Regulation on current and periodic information to be published by issuers of securities and conditions for recognition as equivalent of information whose disclosure is required under the laws of a non-member state, dated 29 March 2018.

Robert Kuraszkiewicz – President of the Management Board

Andrzej Marciniak – Member of the Management Board