

**CURRENT REPORT FILED WITH THE POLISH FINANCIAL
SUPERVISION AUTHORITY IN WARSAW****DATE: 20 February 2024****Subject: Registration of amendments to RAFAKO S.A. Articles of Association
[Current Report No. 10/2024]****Text of the report:**

Further to Current Report No. 6/2024 of 25 January 2024 presenting the resolutions passed by the Extraordinary General Meeting of RAFAKO S.A. on 25 January 2024, the Management Board of RAFAKO S.A. of Racibórz (the “**Company**”) announces that on 20 February 2024 it was notified of registration, on 19 February 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 25 January 2024.

The registered amendments to the Company’s Articles of Association include the addition of a new Art. 8a, reading as follows:

“Article 8a

1. The Company’s share capital has been conditionally increased by no more than PLN 1,149,146.03 (one million, one hundred and forty-nine thousand, one hundred and forty-six złoty, three grosz) through the issue of no more than 114,914,603 (one hundred and fourteen million, nine hundred and fourteen thousand, six hundred and three) Series M1 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 Article 8a.1 above is to grant rights to subscribe for Series M1 shares to the holders of Series A1 and A2 subscription warrants (“**Series A Subscription Warrants**”) issued pursuant to Resolution No. 5 of the Extraordinary General Meeting of 25 January 2024 concerning: (i) the issue of subscription warrants carrying the rights to subscribe for shares, (ii) a full waiver of the existing shareholders’ pre-emptive rights to acquire the subscription warrants, (iii) a conditional increase of the Company’s share capital, (iv) a 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. The rights to subscribe for Series M1 shares may be exercised by each holder of Series A Subscription Warrants within a period of 2 (two) years from the registration of Series A Subscription Warrants in the securities depository of the Central Securities Depository of Poland (the “**CSDP**”), which period shall not be longer than 10 (ten) years from the adoption of the resolution referred to in Art. 8a.2.”

As a result of the amendments, the Court registered the new par value of the Company’s conditional share capital increase, which currently amounts to PLN 3,217,608.90 (three million, two hundred and seventeen thousand, six hundred and eight 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 and no more than 114,914,603 Series M1 ordinary bearer shares with a par value of PLN 0.01 (one grosz) per share.

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 6 February 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