

## CURRENT REPORT FILED WITH THE POLISH FINANCIAL SUPERVISION AUTHORITY

DATE: May 13th 2017

**Subject:** **Memorandum of Understanding signed with JSW KOKS to confirm key terms and conditions for construction of coke gas fired power generation unit at JSW KOKS S.A., Radlin Coke Plant, Branch of KKZ [Current Report No. 9/2019]**

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Current Report No. 9/2019

Further to Current Report No. 6/2019 of April 19th 2019 on the selection by JSW KOKS S.A. (the "**Principal**") of the Company's bid as the best bid in the tender procedure for a project to construct a coke gas fired power generation unit at JSW KOKS S.A., Radlin Coke Plant, Branch of KKZ, in order to improve the energy efficiency at JSW KOKS S.A. (the "**Project**"), the Management Board of RAFAKO S.A. of Racibórz (the "**Company**") hereby announces that on May 13th 2019, the Company and the Principal signed a memorandum of understanding to confirm the key terms and conditions for execution of the Project (the "**Memorandum of Understanding**").

In the Memorandum of Understanding, the parties confirmed their intention to enter into a contract for execution of the Project on the terms defined in the course of the tender procedure carried out by the Principal (the "**Contract**"), and confirmed their final agreement on:

- 1) the Company's consideration under the Contract, in the amount of PLN 289,000,000 (VAT exclusive),
- 2) the deadline for the Project completion: 29 months from the date of the Contract, and
- 3) the details of the Project implementation contained in the Company's bid and the tender procedure documentation.

Furthermore, in the **Memorandum of Understanding** the parties indicated that the Contract would be executed after the required corporate approvals were obtained by the Principal.

Information on further milestones of the procedure will be announced by the Company in next current reports.

**Legal basis:** Art. 17.1 of the Market Abuse Regulation – Inside information  
Agnieszka Wasilewska-Semail – Vice President of the Management Board  
Jarosław Dusilo, Vice President of the Management Board