

**CURRENT REPORT FILED WITH THE POLISH FINANCIAL SUPERVISION
AUTHORITY**

DATE: April 28th 2020

Subject: [Notice of RAFAKO Extraordinary General Meeting to be held on May 28th 2020 \(Current Report No. 15/2020\)](#)**Contents:**

Further to Current Report No. 14/2020 of April 28th 2020, in which the Management Board of RAFAKO S.A. of Racibórz (the “**Company**”) announced the Company’s estimated loss of PLN 257,956 thousand (two hundred and fifty-seven million, nine hundred and fifty-six thousand zloty) for 2019, the Company’s Management Board announces that the circumstances specified in Art. 397 of the Commercial Companies Code have occurred as the Company has recognised in the balance sheet a loss exceeding the sum of statutory reserve funds, capital reserves and one-third of the share capital.

Notwithstanding the foregoing, the Company’s Management Board announces that the Company has received from the Administrator of PBG S.A. w restrukturyzacji (in restructuring), with its registered office at ul. Skórzewska 35, 62-081 Przeźmierowo, Poland, which is a shareholder of RAFAKO Spółka Akcyjna, with its registered office at ul. Łąkowa 33, Racibórz, Poland (entered under No. 0000034143 in the National Court Register maintained at the District Court of Gliwice, Commercial Division of the National Court Register, Tax Identification Number (NIP) 6390001788, Industry Identification Number (REGON) 270217865) (“PBG”), which holds, together with its subsidiary Multaros Trading Company Ltd., 33.32% of total voting rights at the General Meeting of RAFAKO S.A., a request to convene an Extraordinary General Meeting of RAFAKO S.A. (“EGM”) with an agenda including “changes in the composition of the Supervisory Board” and to set the EGM date at May 21st 2020 or earlier. The Company’s Management Board agreed with the PBG Administrator to convene the Extraordinary General Meeting at a later date than originally specified in the request, i.e. May 21st 2020.

In view of the above, the Company’s Management Board announces that, acting pursuant to Art. 397, 398, 399.1 and 400.1 of the Commercial Companies Code in conjunction with Art. 402¹.1–2, and Art. 402² of the Commercial Companies Code, and Art. 23.3 and Art. 23.4 of the Company’s Articles of Association, it hereby convenes an Extraordinary General Meeting of the Company for 12.00 noon on May 28th 2020 at the registered office of RAFAKO S.A., with the following agenda:

1. Opening of the General Meeting.
2. Election of the Chairperson of the General Meeting.
3. Confirmation that the General Meeting has been properly convened and has the capacity to adopt resolutions.
4. Election of the Ballot Counting Committee.
5. Adoption of a resolution on the Company’s continued existence.
6. Changes in the Company’s Supervisory Board.
7. Coverage of the costs of convening and holding the Extraordinary General Meeting.
8. Closing of the Meeting.

The Extraordinary General Meeting of the Company will be held at ul. Łąkowa 33, 47-400 Racibórz, Poland.

The full text of the notice of the Extraordinary General Meeting, comprising the proposed agenda, information on participation in the Meeting, the rules of procedure for the Meeting, draft resolutions to be discussed at the Meeting, as well as the Management Board's position addressed to the Company's stakeholders is attached as an appendix hereto.

The Company's Management Board also publishes, attached hereto, PBG's request to convene an Extraordinary General Meeting and place certain items on its agenda.

The full text of the documentation to be presented to the Extraordinary General Meeting, together with draft resolutions, will be published on the Company's website at www.rafako.com.pl in the GM/Next GM segment of the Investor Relations section.

Legal basis: Par 19.1.1 and 19.1.2 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 March 29th 2018.

Agnieszka Wasilewska-Semail, Vice President of the Management Board
Jacek Drozd, Vice President of the Management Board