

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

DATE: December 30th 2020

Subject: [Calls on performance bond and advance payment guarantees under contract for construction of Kędzierzyn Compressor Station \[Current Report No. 68/2020\]](#)

Text of the report:

Further to Current Report No. 3/2019 of February 15th 2019 announcing the execution of a contract with Operator Gazociągów Przesyłowych GAZ-SYSTEM S.A. (the “**Employer**”) for the project to construct the Kędzierzyn Compressor Station (the “**Contract**”), as well as Current Report No. 64/2020 of December 15th 2020 on receipt from the Employer of a notice of termination of the Contract and Current Report No. 66/2020 on submission of the Company’s position regarding the Employer’s notice of termination, the Management Board of RAFAKO S.A. (the “**Company**”) announces that the Company was notified of submission by the Employer to mBank S.A. of calls for payment under: (i) performance bond guarantee for the Contract No. 02141KPB19, of PLN 20,750,100.00, and (ii) advance payment guarantee No. 02283KAP19, of PLN 20,750,100.00.

The performance bond and advance payment guarantees were provided to the Employer on the Company’s instructions in connection with the provisions of the Contract. The time limit for payment under both guarantees is seven (7) business days from the date of receipt of the call for payment.

In the opinion of the Company’s Management Board, the claims made by the Employer are – by operation of law – claims covered by the arrangement under the simplified restructuring procedure opened with respect to the Company.

Legal basis:

Art. 17.1 of the Market Abuse Regulation – inside information.

Mariusz Zawisza, President of the Management Board
Ewa Porzucek, Vice President of the Management Board