

CURRENT REPORT
FILED WITH THE POLISH FINANCIAL SUPERVISION AUTHORITY

DATE: May 28th 2021

Subject: **Notice of Annual General Meeting of RAFAKO S.A. w restrukturyzacji (in restructuring) to be held on June 29th 2021 and draft resolutions (Current Report No. 19/2021)**

Contents:

Current Report No. 19/2021

The Management Board of RAFAKO S.A. w restrukturyzacji (in restructuring) of Racibórz (the "Company") gives notice of an Annual General Meeting of RAFAKO S.A. (the "General Meeting"), to be held at the Company's registered office at 33, Łąkowa str. in Racibórz, at 12.00 noon on June 29th 2021 with the following agenda:

1. Opening of the General Meeting.
2. Election of the Chairman of the General Meeting.
3. Confirmation that the Meeting has been properly convened and is capable of adopting resolutions.
4. Appointment of the Returning Committee.
5. Presentation of the Management Board's report on the Company's activities in 2020 and the financial statements for 2020.
6. Presentation of the Management Board's report on the Capital Group activities of RAFAKO in 2020 and consolidated financial statements of the Capital Group for 2020.
7. Adoption of resolutions on:
 - a) examination and approval of the Management Board's report on the Company's activities in 2020 and the Company's financial statements for 2020,
 - b) examination and approval of the Management Board's report on Capital Group activities of RAFAKO in 2020 and consolidated financial statements of the Capital Group for 2020,
 - c) approval of the report on the activities of the Company's Supervisory Board in 2020,
 - d) acknowledgement of the fulfilment of duties to the members of the Management Board for the performance of their duties in 2020,
 - e) acknowledgement of the fulfilment of duties to the members of the Supervisory Board for the performance of their duties in 2020,
 - f) coverage of the Company's loss for 2020,
 - g) amendments to the Company's Articles of Association,
 - h) authorization of the Supervisory Board to determine the consolidated text of the amended Company's Articles of Association,
 - i) determination of the number of members of the Supervisory Board,
 - j) appointment of the Supervisory Board for the next XI term of office,
 - k) determination of the terms of remuneration for the members of the Supervisory Board;
 - l) determination of the rules of remuneration for the members of the Company's Audit Committee,

m) provision of an opinion on the Report of the Company's Supervisory Board on the remuneration of the Company's members of the Management Board and Supervisory Board for the years 2019 and 2020.

8. Closing of the Meeting.

The full text of the notice and the agenda of the General Meeting are attached as Appendix 1.

At the same time the Management Board announces the current provisions and contents of the proposed amendments to the Company's Articles of Association:

1) Amendment to § 6 of the Articles of Association:

Existing content:

“The Company’s business activities include:

- 1) Manufacture of steam generators, except central heating hot water boilers (PKD 25.30.Z),
- 2) Repair and maintenance of fabricated metal products (PKD [*Polish Classification of Activities*] 33.11.Z),
- 3) Installation of industrial machinery, equipment and outfit (PKD 33.20.Z),
- 4) Manufacture of metal structures and parts of structures (PKD 25.11.Z),
- 5) Other specialised construction activities not elsewhere classified (PKD 43.99.Z),
- 6) Manufacture of industrial cooling and ventilation equipment (PKD 28.25.Z),
- 7) Manufacture of other tanks, reservoirs and containers of metal (PKD 25.29.Z),
- 8) Mechanical working of metal elements (PKD 25.62.Z),
- 9) Treatment and coating of metals (PKD 25.61.Z),
- 10) Manufacture of metal forming machinery (PKD 28.41.Z),
- 11) Repair and maintenance of machinery (PKD 33.12.Z),
- 12) Architectural activities (PKD 71.11.Z),
- 13) Engineering activities and related technical consultancy (PKD 71.12.Z);
- 14) Manufacture of ovens, furnaces and furnace burners (PKD 28.21.Z),
- 15) Wholesale of other machinery and equipment (PKD 46.69.Z);
- 16) Wholesale of metals and metal ores (PKD 46.72.Z),
- 17) Manufacture of other general purpose machinery not classified elsewhere (PKD 28.29.Z),
- 18) Manufacture of tools (PKD 25.73.Z),
- 19) Production of electricity (PKD 35.11.Z),
- 20) Transmission of electric energy (PKD 35.12.Z),
- 21) Distribution of electricity (PKD 35.13.Z),
- 22) Trade of electricity (PKD 35.14.Z),
- 23) Steam, hot water and air conditioning manufacturing and supply (PKD 35.30.Z),
- 24) Wholesale of hardware and plumbing and heating equipment and supplies (PKD 46.74.Z),
- 25) Rental and operating of own or leased real estate (PKD 68.20.Z);
- 26) Other technical testing and analysis (PKD 71.20.B).
- 27) Other out-of-school forms of education, not elsewhere classified (PKD 85.59.B);
- 28) Sewage disposal and treatment (PKD 37.00.Z),
- 29) Hotels and similar accommodation (PKD 55.10.Z),
- 30) Holiday and other short-stay accommodation (PKD 55.20.Z),
- 31) Restaurants and other eating places (PKD 56.10.A),
- 32) Other food service activities (PKD 56.29.Z);
- 33) Operation of arts facilities (PKD 90.04.Z);

- 34) Other amusement and recreation activities (PKD 93.29.Z),
- 35) Organisation of conventions and trade shows (PKD 82.30.Z);
- 36) Research and experimental development on social sciences and humanities (PKD 72.19.Z),
- 37) Forging, pressing, stamping and roll-forming of metal; powder metallurgy (PKD 25.50.Z),
- 38) Manufacture of instruments and appliances for measuring, testing and navigation (PKD 26.51.Z),
- 39) Manufacture of electric motors, generators and transformers (PKD 27.11.Z),
- 40) Manufacture of electricity distribution and control apparatus (PKD 27.12.Z),
- 41) Manufacture of engines and turbines, except aircraft, vehicle and cycle engines (PKD 28.11.Z),
- 42) Manufacture of fluid power equipment (PKD 28.12.Z),
- 43) Manufacture of other pumps and compressors (PKD 28.13.Z),
- 44) Manufacture of lifting equipment and gripping devices (PKD 28.22.Z),
- 45) Repair and maintenance of electrical equipment (PKD 33.14.Z),
- 46) Treatment and disposal of non-hazardous waste (PKD 38.21.Z),
- 47) Dismantling of wrecks (PKD 38.31.Z),
- 48) Remediation activities and other waste management services (PKD 39.00.Z);
- 49) Building works related to erection of residential and non-residential buildings (PKD 41.20.Z);
- 50) Works related to construction of roads and motorways (PKD 42.11.Z);
- 51) Works related to construction of railways and underground railways (PKD 42.12.Z);
- 52) Works related to construction of transmission pipelines and distribution networks (PKD 42.21.Z);
- 53) Works related to construction of telecommunications and electricity lines (PKD 42.22.Z);
- 54) Works related to construction of other civil engineering projects not elsewhere classified (PKD 42.99.Z);
- 55) Demolition (PKD 43.11.Z)
- 56) Site preparation (PKD 43.12.Z),
- 57) Test drilling and boring - PKD 43.13.Z;
- 58) Electrical installation (PKD 43.21.Z),
- 59) Plumbing, heat and air-conditioning installation (PKD 43.22.Z); .
- 60) Other construction installation (PKD 43.29.Z);
- 61) Roofing activities (PKD 43.91.Z);
- 62) Wholesale of waste and scrap (PKD 46.77.Z),
- 63) Warehousing and storage of other goods (PKD 52.10.B);
- 64) Computer programming activities (PKD 62.01.Z);
- 65) Computer consultancy activities (PKD 62.02.Z);
- 66) Computer facilities management activities (PKD 62.03.Z);
- 67) Other information technology and computer service activities (PKD 62.09.Z);
- 68) Data processing, hosting and related activities (PKD 63.11.Z);
- 69) Specialised design activities (PKD 74.10.Z),
- 70) Rental and leasing of cars and light motor vehicles (PKD 77.11.Z);
- 71) Rental and leasing of other motor vehicle, excluding motorcycles (PKD 77.12.Z);
- 72) Rental and leasing of construction machinery and equipment (PKD 77.32.Z),
- 73) Rental and leasing of office machinery and equipment, including computers (PKD 77.33.Z);
- 74) Renting and leasing of other machinery, equipment and tangible goods not elsewhere classified (PKD 77.39.Z);

- 75) Repair and maintenance of computers and peripheral equipment (PKD 95.11.Z),
- 76) Operation of fitness facilities (PKD 93.13.Z),
- 77) Other sports activities (PKD 93.19.Z),
- 78) Business and other management consultancy activities (PKD 70.22.Z);
- 79) Works related to construction of water projects (PKD 42.91.Z);
- 80) Manufacture of buses (PKD 29.10.C),
- 81) Manufacture of motor vehicles for the transport of goods (PKD 29.10.D),
- 82) Manufacture of other motor vehicles excluding motorcycles (PKD 29.10.E)",
- 83) Manufacture of bodies (coachwork) for motor vehicles; manufacture of trailers and semi-trailers (PKD 29.20.Z),
- 84) Manufacture of cars (PKD 29.10.B),
- 85) Manufacture of electrical and electronic equipment for motor vehicles (PKD 29.31.Z),
- 86) Manufacture of other parts and accessories for motor vehicles excluding motorcycles (PKD 29.32.Z),
- 87) Manufacture of batteries and accumulators (PKD 27.20.Z),
- 88) Manufacture of electric lighting equipment (PKD 27.40.Z),
- 89) Manufacture of other electronic and electric wires and cables (PKD 27.32.Z),
- 90) Manufacture of other electrical equipment (PKD 27.90.Z),
- 91) Manufacture of motorcycles (PKD 30.91.Z),
- 92) Manufacture of consumer electronics (PKD 26.40.Z),
- 93) Maintenance and repair of motor vehicles, excluding motorcycles (PKD 45.20.Z);
- 94) Repair and maintenance of electronic and optical devices (PKD 33.13.Z),
- 95) Sale of other motor vehicles, excluding motorcycles (PKD 45.19.Z);
- 96) Sale of cars and light motor vehicles (PKD 45.11.Z);
- 97) Wholesale trade of motor vehicle parts and accessories, excluding motorcycles (PKD 45.31.Z),
- 98) Retail trade of motor vehicle parts and accessories, excluding motorcycles (PKD 45.32.Z),
- 99) Sale, maintenance and repair of motorcycles and related parts and accessories (PKD 45.40.Z),
- 100) Wholesale of electronic and telecommunications equipment and parts thereof (PKD 46.52.Z),
- 101) Wholesale of other intermediate products (PKD 46.76.Z),
- 102) Non-specialised wholesale trade (PKD 46.90.Z),
- 103) Retail sale via mail order houses or via Internet (PKD 47.91.Z);
- 104) Other retail sale not in stores, stalls or markets (PKD 47.99.Z);
- 105) Office administrative service activities (PKD 82.11.Z)."

Proposed Content:

"The Company's business activities include:

- 1) Manufacture of steam generators, except central heating hot water boilers (PKD 25.30.Z),
- 2) Repair and maintenance of fabricated metal products (PKD 33.11.Z),
- 3) Installation of industrial machinery, equipment and outfit (PKD 33.20.Z),
- 4) Manufacture of metal structures and parts of structures (PKD 25.11.Z),
- 5) Other specialised construction activities not elsewhere classified (PKD 43.99.Z),
- 6) Manufacture of industrial cooling and ventilation equipment (PKD 28.25.Z),
- 7) Manufacture of other tanks, reservoirs and containers of metal (PKD 25.29.Z),
- 8) Mechanical working of metal elements (PKD 25.62.Z),
- 9) Treatment and coating of metals (PKD 25.61.Z),

- 10) Manufacture of metal forming machinery (PKD 28.41.Z),
- 11) Repair and maintenance of machinery (PKD 33.12.Z),
- 12) Architectural activities (PKD 71.11.Z),
- 13) Engineering activities and related technical consultancy (PKD 71.12.Z);
- 14) Manufacture of ovens, furnaces and furnace burners (PKD 28.21.Z),
- 15) Wholesale of other machinery and equipment (PKD 46.69.Z);
- 16) Wholesale of metals and metal ores (PKD 46.72.Z),
- 17) Manufacture of other general purpose machinery not classified elsewhere (PKD 28.29.Z),
- 18) Manufacture of tools (PKD 25.73.Z),
- 19) Production of electricity (PKD 35.11.Z),
- 20) Transmission of electric energy (PKD 35.12.Z),
- 21) Distribution of electricity (PKD 35.13.Z),
- 22) Trade of electricity (PKD 35.14.Z),
- 23) Steam, hot water and air conditioning manufacturing and supply (PKD 35.30.Z),
- 24) Wholesale of hardware and plumbing and heating equipment and supplies (PKD 46.74.Z) ,
- 25) Rental and operating of own or leased real estate (PKD 68.20.Z);
- 26) Other technical testing and analysis (PKD 71.20.B).
- 27) Other out-of-school forms of education, not elsewhere classified (PKD 85.59.B);
- 28) Sewage disposal and treatment (PKD 37.00.Z),
- 29) Hotels and similar accommodation (PKD 55.10.Z),
- 30) Holiday and other short-stay accommodation (PKD 55.20.Z),
- 31) Restaurants and other eating places (PKD 56.10.A),
- 32) Other food service activities (PKD 56.29.Z);
- 33) Operation of arts facilities (PKD 90.04.Z);
- 34) Other amusement and recreation activities (PKD 93.29.Z),
- 35) Organisation of conventions and trade shows (PKD 82.30.Z);
- 36) Research and experimental development on social sciences and humanities (PKD 72.19.Z),
- 37) Forging, pressing, stamping and roll-forming of metal; powder metallurgy (PKD 25.50.Z),
- 38) Manufacture of instruments and appliances for measuring, testing and navigation (PKD 26.51.Z),
- 39) Manufacture of electric motors, generators and transformers (PKD 27.11.Z),
- 40) Manufacture of electricity distribution and control apparatus (PKD 27.12.Z),
- 41) Manufacture of engines and turbines, except aircraft, vehicle and cycle engines (PKD 28.11.Z),
- 42) Manufacture of fluid power equipment (PKD 28.12.Z),
- 43) Manufacture of other pumps and compressors (PKD 28.13.Z),
- 44) Manufacture of lifting equipment and gripping devices (PKD 28.22.Z),
- 45) Repair and maintenance of electrical equipment (PKD 33.14.Z),
- 46) Treatment and disposal of non-hazardous waste (PKD 38.21.Z),
- 47) Dismantling of wrecks (PKD 38.31.Z),
- 48) Remediation activities and other waste management services (PKD 39.00.Z);
- 49) Building works related to erection of residential and non-residential buildings (PKD 41.20.Z);
- 50) Works related to construction of roads and motorways (PKD 42.11.Z);
- 51) Works related to construction of railways and underground railways (PKD 42.12.Z);
- 52) Works related to construction of transmission pipelines and distribution networks (PKD 42.21.Z);

- 53) Works related to construction of telecommunications and electricity lines (PKD 42.22.Z);
- 54) Works related to construction of other civil engineering projects not elsewhere classified (PKD 42.99.Z);
- 55) Demolition (PKD 43.11.Z)
- 56) Site preparation (PKD 43.12.Z),
- 57) Test drilling and boring - PKD 43.13.Z;
- 58) Electrical installation (PKD 43.21.Z),
- 59) Plumbing, heat and air-conditioning installation (PKD 43.22.Z); .
- 60) Other construction installation (PKD 43.29.Z);
- 61) Roofing activities (PKD 43.91.Z);
- 62) Wholesale of waste and scrap (PKD 46.77.Z),
- 63) Warehousing and storage of other goods (PKD 52.10.B);
- 64) Computer programming activities (PKD 62.01.Z);
- 65) Computer consultancy activities (PKD 62.02.Z);
- 66) Computer facilities management activities (PKD 62.03.Z);
- 67) Other information technology and computer service activities (PKD 62.09.Z);
- 68) Data processing, hosting and related activities (PKD 63.11.Z);
- 69) Specialised design activities (PKD 74.10.Z),
- 70) Rental and leasing of cars and light motor vehicles (PKD 77.11.Z);
- 71) Rental and leasing of other motor vehicle, excluding motorcycles (PKD 77.12.Z);
- 72) Rental and leasing of construction machinery and equipment (PKD 77.32.Z),
- 73) Rental and leasing of office machinery and equipment, including computers (PKD 77.33.Z);
- 74) Renting and leasing of other machinery, equipment and tangible goods not elsewhere classified (PKD 77.39.Z);
- 75) Repair and maintenance of computers and peripheral equipment (PKD 95.11.Z),
- 76) Operation of fitness facilities (PKD 93.13.Z),
- 77) Other sports activities (PKD 93.19.Z),
- 78) Business and other management consultancy activities (PKD 70.22.Z);
- 79) Works related to construction of water projects (PKD 42.91.Z);
- 80) Manufacture of buses (PKD 29.10.C),
- 81) Manufacture of motor vehicles for the transport of goods (PKD 29.10.D),
- 82) Manufacture of other motor vehicles excluding motorcycles (PKD 29.10.E)",
- 83) Manufacture of bodies (coachwork) for motor vehicles; manufacture of trailers and semi-trailers (PKD 29.20.Z),
- 84) Manufacture of cars (PKD 29.10.B),
- 85) Manufacture of electrical and electronic equipment for motor vehicles (PKD 29.31.Z),
- 86) Manufacture of other parts and accessories for motor vehicles excluding motorcycles (PKD 29.32.Z),
- 87) Manufacture of batteries and accumulators (PKD 27.20.Z),
- 88) Manufacture of electric lighting equipment (PKD 27.40.Z),
- 89) Manufacture of other electronic and electric wires and cables (PKD 27.32.Z),
- 90) Manufacture of other electrical equipment (PKD 27.90.Z),
- 91) Manufacture of motorcycles (PKD 30.91.Z),
- 92) Manufacture of consumer electronics (PKD 26.40.Z),
- 93) Maintenance and repair of motor vehicles, excluding motorcycles (PKD 45.20.Z);
- 94) Repair and maintenance of electronic and optical devices (PKD 33.13.Z),
- 95) Sale of other motor vehicles, excluding motorcycles (PKD 45.19.Z);
- 96) Sale of cars and light motor vehicles (PKD 45.11.Z);

- 97) Wholesale trade of motor vehicle parts and accessories, excluding motorcycles (PKD 45.31.Z),
- 98) Retail trade of motor vehicle parts and accessories, excluding motorcycles (PKD 45.32.Z),
- 99) Sale, maintenance and repair of motorcycles and related parts and accessories (PKD 45.40.Z),
- 100) Wholesale of electronic and telecommunications equipment and parts thereof (PKD 46.52.Z),
- 101) Wholesale of other intermediate products (PKD 46.76.Z),
- 102) Non-specialised wholesale trade (PKD 46.90.Z),
- 103) Retail sale via mail order houses or via Internet (PKD 47.91.Z);
- 104) Other retail sale not in stores, stalls or markets (PKD 47.99.Z);
- 105) Office administrative service activities (PKD 82.11.Z);
- 106) Accounting, bookkeeping and auditing activities; tax consultancy (PKD 69.20.Z);

The Management Board of RAFAKO S.A. w restrukturyzacji (in restructuring) also presents draft resolutions (Appendix 2) to be considered by the Annual General Meeting on June 29th 2021.

Other documents to be considered by the Annual General Meeting, including the personal data protection notice, are available on the Company's website at <https://www.rafako.com.pl/investor-relations/shareholders-general-meetings/coming-general-meeting>

Legal basis for this report: 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.

Radosław Domagalski - Łabędzki – President of the Management Board
Maciej Stańczuk – Supervisory Board Member temporarily delegated to serve on the Management Board