

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

DATE: January 31st 2022

Subject: Subsidiary signs letter of intent with Siemens Energy Global GmbH & Co. KG and Siemens Energy sp. z o.o.(Current Report No. 7/2022)**Text of the report:**

The Management Board of RAFAKO S.A. of Racibórz (the “**Company**”) announces that on January 30th 2022 RAFAKO INNOVATION sp. z o.o. of Racibórz, in which the Company holds 100% of the share capital (the “**Subsidiary**”), Siemens Energy Global GmbH & Co. KG, of Munich and Siemens Energy sp. z o.o. of Warsaw (the two companies jointly: “**Siemens**”), executed a letter of intent providing for cooperation between its Parties in acquiring orders for works consisting in the upgrade of 200 MWe power generation units and, in the event of winning such orders, cooperation between the Parties to the letter of intent, on a subcontractor basis, in the execution of such works (the “**Letter of Intent**”).

In accordance with the Letter of Intent:

1. The Subsidiary and Siemens, will work together in good faith to prepare joint commercial offers, as well as promote their technical solutions, in order to win orders for works consisting in the upgrade of 200 MWe power generation units;
2. In the event that the Subsidiary or Siemens, as a result of the actions referred to in Section 1 above, wins an order for the performance of works to upgrade 200 MWe power generation units, it will use the services of the other Party to the Letter of Intent (the Subsidiary or Siemens, as the case may be) as the designated subcontractor on an exclusive basis;
3. Subject to Section 5 below, the arrangement set out in Section 2 above will apply for a period of five years from the effective date of the Letter of Intent;
4. The cooperation provided for in the Letter of Intent is to cover the territories of Poland, Central and Eastern Europe, Serbia, Northern Macedonia, Kosovo, and Bosnia and Herzegovina;
5. It does not provide any grounds for either Party to the Letter of Intent to raise any claims against the other Party.

The Letter of Intent also stipulates that it is governed by Polish law, and any disputes arising therefrom, if not resolved amicably, will be submitted to arbitration in accordance with the arbitration rules of the International Chamber of Commerce (ICC), and the place of arbitration will be Warsaw.

The Letter of Intent took effect on January 30th 2022.

The works to upgrade 200 MWe power generation units, which are the subject of the Letter of Intent, relate to commercialisation of technologies developed by the Company as part of

consortium-based cooperation with its Subsidiary under the “**Units 200+ Programme. Innovative technology to change the operational regime of 200 MWe power generation units**” announced by the National Centre for Research and Development.

Legal basis:

Article 17(1) of the Market Abuse Regulation – inside information.

Radosław Domagalski-Łabędzki, President of the Management Board

Maciej Stańczuk, Vice President of the Management Board