

## CURRENT REPORT FILED WITH THE POLISH FINANCIAL SUPERVISION AUTHORITY

DATE: April 14th 2022

Topic: [Unit resynchronisation at Jaworzno \[Current Report No. 23/2022\]](#)

### Text of the report:

The Management Board of RAFAKO S.A. of Racibórz (the “**Company**”) announces – further to: (i) Current Report No. 45/2021 of December 2nd 2021 announcing that the Company, its wholly-owned subsidiary E003B7 sp. z o.o. (the “**Subsidiary**”), Mostostal Warszawa S.A. (“**Mostostal**”; the Company and Mostostal are jointly referred to as the “**Contractor**”) and Nowe Jaworzno Grupa TAURON sp. z o.o. (“**NJGT**”) executed a settlement agreement concerning Contract No. 2013/0928/Ri for ‘Development of new coal-fired generation capacities at TAURON Wytwarzanie S.A. – Construction of a 910 MW supercritical power generation unit at the Jaworzno III Power Plant – Power Plant II: Steam boiler, turbine generator set, main building, electrical and I&C systems’ (the “**Contract**”, the “**Settlement Agreement**”, and the unit built under the Contract – the “**Unit**”), and the Contractor and NJGT signed Annexes 13 and 14 to the Contract (the Settlement Agreement and the Annexes are jointly referred to as “**Settlement Documentation**”), (ii) Current Report No. 16/2022 of March 2nd 2022 announcing that on March 2nd 2022 the Contractor and NJGT signed, with the participation of the Subsidiary, an agreement on handing over to the Contractor the performance of operational work as specified in the agreement and in accordance with the terms and conditions specified therein, and further to (iii) Current Report No. 17/2022 of March 24th 2022 announcing the execution of a Conditional Share Purchase Agreement and an Investment Agreement (as defined in that Current Report) (the “**Share Purchase Agreement**” and the “**Investment Agreement**”) – that on April 14th 2022 it became aware that on that date the Unit was resynchronised with the National Power System (“**Synchronisation**”).

In accordance with the Company Current Report No. 45/2021 of December 2nd 2021, the deadline set in the Settlement Documentation for performing the Synchronisation was April 29th 2022, which means that the Company met the deadline.

The Company’s Management Board also points out that ensuring the completion of Synchronisation was, among others:

1. Pursuant to the Settlement Documentation – one of the preconditions for engaging the Contractor to carry out further additional services and work set out in the Settlement Documentation, as announced in the Company Current Report No. 45/2021 of December 2nd 2021;
2. One of the conditions precedent provided for in the Share Purchase Agreement and, consequently, in the Investment Agreement, as announced in the Company Current Report No. 17/2022 of March 24th 2022.

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