

CURRENT REPORT FILED WITH THE POLISH FINANCIAL SUPERVISION AUTHORITY IN WARSAW

DATE: June 15th 2022

Subject: **JSW KOKS S.A. of Zabrze obtains corporate approvals necessary for settlement agreement and annex with the Company to be executed and take effect (Current Report No. 39/2022)**

Contents:

The Management Board of RAFAKO S.A. of Racibórz (the “Company”), further to the Company’s Current Reports: (i) No. 19/2022 of March 31st 2022, announcing that the Company and JSW KOKS S.A. of Zabrze signed a settlement agreement (the “**Settlement Agreement**” and “**JSW KOKS**”) concerning Contract No. NR/18/U/2019 of June 12th 2019 (the “**Contract**”) and the related (signed in the performance of the Settlement Agreement) annex to the Contract (the “**Annex**”), and (ii) No. 20/2022 of April 5th 2022 announcing that the Company’s Supervisory Board passed a resolution to approve the execution and performance of the Settlement Agreement and the Annex as well as the assumption by the Company of the obligations under the Settlement Agreement and the Annex, hereby announces that on June 15th 2022 the Company received from JSW KOKS a notification to the effect that the JSW KOKS Supervisory Board and Extraordinary General Meeting granted, by way of resolutions, the corporate approvals necessary for the Settlement Agreement and the Annex to be executed and take effect.

The Company’s Management Board notes that, as stated in the Company’s Current Report No. 19/2022 of March 31st 2022, the entry into force of the Settlement Agreement and, consequently, of the Annex, is subject to fulfilment of the conditions set out in the Settlement Agreement, including the condition that the Parties to the Contract obtain the corporate approvals necessary for the Settlement Agreement and the Annex to be executed and take effect.

The adoption by the JSW KOKS Supervisory Board and Extraordinary General Meeting of the resolutions to which this Current Report pertains marks the fulfilment of the condition that JSW KOKS obtains the corporate approvals necessary for the Settlement Agreement and the Annex to be executed and take effect.

The Company will announce the fulfilment of the other conditions that need to be satisfied for the Settlement Agreement and, consequently, the Annex to take effect in separate current reports.

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