

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

DATE: July 5th 2022

Subject: Delivery by the Company of documents evidencing creation of security as one of conditions precedent to entry into force of settlement agreement and annex with JSW KOKS S.A. of Zabrze (Current Report No. 50/2022).

Text of the report:

Further to: (i) Current Report 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 a related annex to the Contract (signed in the performance of the Settlement Agreement) (the “**Annex**”) (the “**Settlement Agreement**” and the “**Annex**” collectively referred to as the “**Settlement Documents**”), (ii) Current Report 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 and the assumption by the Company of the obligations under the Settlement Agreement and the Annex, and (iii) Current Report No. 39/2022 of June 15th 2022 announcing that the Supervisory Board of JSW KOKS and the Extraordinary General Meeting of JSW KOKS passed resolutions granting corporate approvals necessary for the execution and entry into force of the Settlement Agreement and the Annex, the Management Board of RAFAKO S.A. of Racibórz (the “**Company**”) announces that on June 15th 2022 the Company delivered to JSW KOKS documents evidencing the creation of security compliant with the Settlement Documents.

The Company’s Management Board notes that, as stated in the Company’s Current Report No. 19/2022 of March 31st 2022, entry into force of the Settlement Agreement and, consequently, of the Annex, is subject to the satisfaction of the conditions set out in the Settlement Agreement, including the condition that the Company shall deliver to JSW KOKS documents evidencing the creation of security compliant with the Settlement Documents.

The delivery of the documents announced in this Current Report fulfils the condition of the Company delivering documents evidencing the creation of security compliant with the Settlement Documents.

The Company will announce the fulfilment of the other condition to entry into force of the Settlement Agreement, i.e. its approval by a court of general jurisdiction (by a final judgment), and, consequently, of the Annex upon such final approval, in a separate current report.

Legal basis: Article 17(1) of MAR – Inside information

Radosław Domagalski-Łabędzki, President of the Management Board
Maciej Stańczuk, Vice President of the Management Board