

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

DATE: December 23rd 2021



Subject: [Execution of annex to contract with Muzeum PAMIĘĆ I TOŻSAMOŚĆ im. św. Jana Pawła II \(in formation\) \[Current Report No. 49/2021\].](#)

Text of the report:

The Management Board of RAFAKO S.A. of Racibórz (the “**Company**”), further to Current Report No. 5/2019 of April 16th 2019, announcing the execution by the Company and Muzeum PAMIĘĆ I TOŻSAMOŚĆ im. św. Jana Pawła II (in formation) of Toruń (the “**Employer**”) of a design & build contract for the construction of the St. John Paul II MEMORY AND IDENTITY Museum Building (the “**Contract**”), hereby announces that on December 23rd 2021 an annex was signed to the Contract (the “**Annex**”).

The key provisions of the Annex are as follows:

1. the consideration payable to the Company under the Contract shall be increased by PLN 34,440,000.00 (VAT inclusive);
2. the term of the Contract shall be extended until November 30th 2022;
3. the Company shall, within 30 days of the execution of the Annex, submit a properly amended performance bond for the Contract and a new blank promissory note with a promissory note declaration.

The Annex further provides that its entry into force is subject to the Company's satisfying the condition precedent referred to in item 3 above.

The amendments to be made to the Contract under the Annex have been necessitated by circumstances which arose after the execution of the Contract by the Parties and which have been beyond their reasonable control, including the continuing SARS-CoV-2 pandemic, an increase in the minimum wage in Poland and unexpectedly high inflation, as well as by various design solutions chosen for the Museum's permanent exhibition.

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