

CURRENT REPORT FILED WITH THE POLISH FINANCIAL SUPERVISION AUTHORITY IN WARSAW

DATE: October 31st 2022

Subject: [Agreement to extend deadline for closing of transaction under Conditional Share Purchase Agreement concerning Company shares \[Current Report No. 79/2022\].](#)

Text of the report:

The Management Board of RAFAKO S.A. of Racibórz (the “**Company**”) – further to: (i) Current Report No. 17/2022 of March 24th 2022 announcing the execution of a Conditional Share Purchase Agreement between the Company, PBG S.A. w restrukturyzacji (in restructuring) of Wysogotowo (“**PBG**”) and MS GALLEON AG of Vienna (the “**Investor**”) (the “**Share Purchase Agreement**”) and of an Investment Agreement between the Company and the Investor (the “**Investment Agreement**”), (ii) Current Report No. 29/2022 of May 8th 2022 announcing the execution of an annex to the Investment Agreement between the Company and the Investor, (iii) Current Report No. 45/2022 of June 30th 2022 announcing the execution between the Company, PBG and the Investor of an agreement regarding the Share Purchase Agreement, (iv) Current Report No. 57/2022 of July 29th 2022 announcing an agreement to extend the deadline for the closing of the transaction contemplated in the Share Purchase Agreement, and (v) Current Report No. 73/2022 of September 15th 2022 announcing the execution between the Company, PBG and the Investor of an agreement regarding the Share Purchase Agreement – announces that on October 31st 2022 the Company, the Investor and PBG agreed to extend the deadline set in the Share Purchase Agreement for the fulfilment of conditions precedent, the Investor’s obligation to purchase 7,665,999 Company shares held by PBG and shares in Multaros Trading Company Limited of Limassol (“**Multaros**”), and thus indirectly 34,800,001 Company shares held by Multaros, until November 30th 2022 (in the agreement whose execution was announced by the Company in Current Report No. 45/2022 of June 30th 2022 the deadline was set at July 29th 2022; then, based on the agreement whose execution was announced by the Company in Current Report No. 57/2022 of July 29th 2022 the deadline was set for September 15th 2022, and based on the agreement whose execution was announced by the Company in Current Report No. 73/2022 of September 15th 2022 the deadline was set for October 31st 2022).

At the same time, the Company explains that the agreement to extend the deadline until November 30th 2022 as referred to above has been made without signing a formal written agreement (while the Share Purchase Agreement stipulates that it may be amended only in writing under pain of nullity). However, the Investor and PBG intend to promptly sign an appropriate agreement regarding the matter in question. Its execution and material provisions will be announced by the Company in the form of a current report immediately after signing.

Legal basis:

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

Radosław Domagalski-Łabędzki, President of the Management Board
Dawid Jaworski, Vice President of the Management Board.