

**CURRENT REPORT FILED WITH THE POLISH FINANCIAL  
SUPERVISION AUTHORITY IN WARSAW****DATE: April 20th 2023**

**Subject: [Update of information on Jaworzno project – Tauron Wytwarzanie obtains corporate approvals to enter into settlement agreement with the Company \[Current Report No. 37/2023\]](#)**

**Text of the report:**

Further to Current Report No. 27/2023 of March 31st 2023, announcing that in the course of the mediation process held before the Arbitration Court at the Office of the General Counsel to the Republic of Poland between the Company, Mostostal Warszawa S.A. of Warsaw, E003B7 Sp. z o.o. of Racibórz, which is the Company's wholly-owned subsidiary, and TAURON Wytwarzanie S.A. of Jaworzno ("**TAURON Wytwarzanie**"), a settlement agreement was signed in connection with Contract No. 2013/0928/Ri for the 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 "**Settlement Agreement**", the "**Contract**"), and with reference to an amending annex to the Contract, the Management Board of RAFAKO S.A. w restrukturyzacji (in restructuring) of Racibórz (the "**Company**") announces that on April 20th 2023 the Company received TAURON Wytwarzanie's statement that TAURON Wytwarzanie had obtained corporate approvals to enter into the Settlement Agreement.

The Management Board would like to clarify that, as stated in Current Report No. 27/2023 of March 31st 2023, obtaining of the corporate approvals to enter into the Settlement Agreement by Tauron Wytwarzanie by April 20th 2023 constituted – save for the provisions which, pursuant to the Settlement Agreement, come into force regardless of the Settlement Agreement coming into force – a condition precedent to the Settlement Agreement coming into force.

**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