

## **Current Report no. 26/2019 of 2.10.2019**

### **Subject:**

Notice of amendment to the agenda of the Extraordinary General Meeting of Shareholders of Elektrociepłownia „Będzin” S.A. convened to be held on 28 October 2019.

### **Legal basis:**

Article 56 (1) (2) of the Act on Public Offering – current and periodic information

### **Content of the Report:**

Further to Current Report no. 23/2019 of 25.09.2019, Elektrociepłownia „Będzin” S.A. (the “Company”) informs that at the request of its Shareholder the following item has been added to the agenda of the Extraordinary General Meeting of Shareholders convened to be held on 28 June 2019: “Information of the Management Board of the Company on payment of dividend from the supplementary capital from the preceding years.”

Pursuant to Article 401 § 2 of the Commercial Companies Code, the Company announces a new agenda of Extraordinary General Meeting, amended at the request of its Shareholder:

1. Opening of the General Meeting.
2. Election of a Chairman of the General Meeting.
3. Acknowledging that the General Meeting has been properly convened and has the capacity to adopt binding resolutions.
4. Refraining from establishing a ballot counting committee.
5. Adoption of the agenda for the General Meeting.
6. Adoption of a resolution on the determination of the number of members of the Supervisory Board in connection with the election of the Supervisory Board by a vote in separate groups.
7. Adoption of a resolution on the election of members of the Supervisory Board by a vote in separate groups and delegation of selected members to independently perform supervisory tasks on a permanent basis.
8. Adoption of a resolution on the election of members of the Supervisory Board pursuant to Article 385 § 6 of the Commercial Companies Code (supplementary election).
9. Adoption of a resolution on the requirements for candidates for members of the Company’s managing body.
10. Adoption of a resolution on the procedure for the appointment of the Company's Management Board and Liquidator.
11. Adoption of a resolution on the rules of procedure regarding the disposal of non-current assets and conducting certain legal transactions and complying with the requirements of the Act of 16 December 2016 on the Rules for Managing State Property in companies for which Elektrociepłownia “Będzin” S.A. is a dominant undertaking.
12. Adoption of a resolution on the rules for determining remuneration of members of the Management Board.
13. Adoption of a resolution on the rules for determining remuneration of members of the Supervisory Board.

14. Information of the Management Board of the Company on payment of dividend from the supplementary capital from the preceding years.
15. Closing of the General Meeting.

The aforementioned amendment has been made based on the request filed with the Company pursuant to Article 401 § 1 of the Commercial Companies Code by its Shareholder, Bank Gospodarstwa Krajowego. In the grounds for the request, the Shareholder pointed out that the proposed amendment was related to the declaration made by the President of the Company's Management Board included in the minutes from the Annual General Meeting of Shareholders of 18 July 2019 (resumed after adjournment) according to which the Management Board undertook to convene an Extraordinary General Meeting of the Company in the first ten days of October 2019 with the agenda including two items, i.e. the appointment of a member of the Supervisory Board and the payment of dividend from the supplementary capital from the preceding years, planned to amount to approx. PLN 2.00 per share, with the date of payment by 15 December 2019.

Any information regarding the Extraordinary General Meeting can be found on the Company's website at [www.ecbedzin.pl](http://www.ecbedzin.pl).

Detailed legal basis:

The report has been drafted pursuant to § 19 (1) (3) of the Regulation of the Minister of Finance of 29 March 2018 on Current and Periodic Information Published by Issuers of Securities and Conditions for Recognising Information Required by the Laws of a Non-Member State as Equivalent (Journal of Laws of 2018 item 757).

**Signatures:**

Krzysztof Kwiatkowski - President of the Management Board