

Shareholder's request to extend the agenda of the Ordinary Shareholder Meeting convened for 28 June 2021

Current Report No. 14/2021 of 10 June 2021

Legal basis (selected in ESPI):

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

With reference to Current Report No. 12/2021 dated 2 June 2021 on the announcement of convocation of the Ordinary Shareholder Meeting (“OSM”) of PKP CARGO S.A. (“Company”), the Company’s Management Board hereby reports that on 7 June 2021 it received a request from a shareholder – Polskie Koleje Państwowe S.A. (“PKP S.A.”) – pursuant to Article 401 § 1 of the Commercial Company Code, to place an item on the agenda for the OSM.

In connection with the shareholder’s request, the following item has been added to the agenda of the OSM:

“17. Adopt a resolution to amend the resolution on the selection of an audit firm.”

As a result of the foregoing, the numbering of the existing items 17 and 18 of the OSM agenda has been changed to 18 and 19, respectively.

Accordingly, acting pursuant to Article 401 § 2 of the Commercial Company Code, the Company’s Management Board hereby announces an amendment to the agenda of the Ordinary Shareholder Meeting.

At the same time, the Company’s Management Board hereby reports that it has submitted a motion to the PKP CARGO S.A. Supervisory Board to issue an opinion on the proposed amendment.

The request submitted by PKP S.A. along with the draft resolution and justification as well as the new agenda of the Ordinary Shareholder Meeting are provided in attachments to this report.

Legal basis:

§ 19 Section 1 Item 3 of the Regulation issued by the Minister of Finance on 29 March 2018 on the Current and Periodic Information Transmitted by Securities Issuers and the Conditions for Recognizing the Information Required by the Regulations of a Non-Member State as Equivalent (Journal of Laws of 2018, Item 757).