

Amendment of the Resolution of the Management Board of KDPW S.A. of 9 October 2013 on the registration of ordinary shares series A of PKP Cargo S.A.

Current Report no. 4/2013 of 25 October 2013

General legal basis (selected in ESPI):

art. 56 sec. 1 item 2 of the Act on Public Offering – current and periodical information

The Management Board of PKP CARGO S.A. („Company”) hereby informs that on 24 October 2013 it has received Resolution no. 787/13 of the Management Board of the Central Securities Depository of Poland („KDPW”) dated 24 October 2013 in the matter of the amendment of Resolution no. 751/13 of the Management Board of KDPW of 9 October 2013.

The Management Board of KDPW has decided to amend the aforementioned Resolution by rewording the content of §1 pt 2 letters a and b.

The resolution of 9 October 2013 was worded as follows:

§1 pt 2:

- a) 18.418.656 (eighteen million four hundred eighteen thousand six hundred fifty-six) ordinary bearer shares of series A of PKP Cargo S.A. representing a nominal value of PLN 50 (fifty zlotys) each, labeled with code PLPKPCR00011;
- b) 3.250.351 (three million two hundred fifty thousand three hundred fifty-one) ordinary bearer shares of series A of PKP Cargo S.A. representing a nominal value of PLN 50 (fifty zlotys) each, labeled with code PLPKPCR00029.

The resolution of 24 October 2013 provides for the following wording:

§1 pt 2:

- a) 18.069.007 (eighteen million sixty-nine thousand and seven) ordinary bearer shares of series A of PKP Cargo S.A. representing a nominal value of PLN 50 (fifty zlotys) each, labeled with code PLPKPCR00011;
- b) 3.600.000 (three million six hundred thousand) ordinary bearer shares of series A of PKP Cargo S.A. representing a nominal value of PLN 50 (fifty zlotys) each, labeled with code PLPKPCR00029.

Furthermore, the Resolution provides that it shall become effective upon adoption.

The Company informs that the amendment of the aforementioned Resolution resulted from the decision of PKP S.A. to change the number of shares offered in the Individual Investor tranche.

Legal basis:

§ 34 sec. 1 item 1 of the Regulation of the Minister of Finance dated February 19, 2009 on current and periodic information published by issuers of securities and on conditions under which such information may be recognized as being equivalent to information required by the regulations of law of a state which is not a member state (Journal of Laws, 2009, no. 33, item 259).