

Information on amendments to the agenda for the Extraordinary Shareholder Meeting of PKP CARGO S.A. made at the request of a shareholder

Current Report No. 35/2020 of 28 October 2020

Legal basis (selected in ESPI):

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

The Management Board of PKP CARGO S.A. (“Company”), in reference to Current Report No. 34/2020 of 21 October 2020, hereby reports that it has received a request from the Company’s shareholder, Polskie Koleje Państwowe S.A. (“PKP S.A.”), in compliance with Article 401 § 1 of the Commercial Company Code, to place the following item in the agenda of the Company’s Extraordinary Shareholder Meeting convened for 16 November 2020 (“ESM”):

“Adopt a resolution to set the rules and amounts for remunerating the PKP CARGO S.A. Supervisory Board members”.

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 Extraordinary 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 the wording of the amended agenda of the Extraordinary Shareholder Meeting are provided in attachments to this report.

Detailed 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.