

Current Report No. 16/2021 as of 11 June 2021

Subject:

Information on supplementing the agenda of the Annual General Meeting of Elektrociepłownia "Będzin" S.A. convened for 30 June 2021 in connection with the requests of the Company's shareholders along with the supplemented draft resolutions.

Report content:

With reference to current report no. 12/2021 of 2 June 2021, regarding the announcement of convening the Annual General Meeting of Shareholders of Elektrociepłownia "Będzin" S.A. [the Company] on 30 June 2021 [the AGM], and with reference to current reports no. 13/2021, 14/2021 and 15/202, along with the requests of the shareholders to place certain matters on the agenda of the AGM, the Management Board of the Company presents below the supplemented agenda, taking into account the requests of the shareholders:

Supplemented agenda of the Annual General Meeting of Elektrociepłownia "Będzin" S.A. convened for 30 June 2021:

1. Opening of the General Meeting.
2. Election of the Chairman of the General Meeting.
3. Confirmation of the correctness of convening the General Meeting and its ability to adopt binding resolutions.
4. Resignation from the appointment of a returning committee.
5. Approval of the agenda of the General Meeting.
6. Presentation of the financial statements of Elektrociepłownia "Będzin" for 2020.
7. Presentation of the Consolidated Financial Statements of Elektrociepłownia "Będzin" S.A. Group of Companies for 2020.
8. Presentation of the report of the Management Board of the Parent Company on operations of Elektrociepłownia "Będzin" S.A. Group of Companies in 2020, (taking into account the requirements regarding the disclosure for the report of the Management Board on the operation of the Parent Company for the aforementioned period).
9. Presentation of the report on the activities of the Supervisory Board in the financial year 2020.
10. Presentation of the reports of the Company's Supervisory Board:
 - reports of the Supervisory Board of Elektrociepłownia "Będzin" S.A. on the assessment of the financial statements of Elektrociepłownia "Będzin" S.A. for 2020 and the report of the Management Board of the Parent Company on the operations of Elektrociepłownia "Będzin" S.A. Group of Companies in 2020 (taking into account the disclosure requirements for the report of the Management Board on the operations of the Parent Company for the aforementioned period),
 - reports of the Supervisory Board of Elektrociepłownia "Będzin" S.A. on the assessment of the Consolidated Financial Statements of Elektrociepłownia "Będzin" S.A. Group of Companies for 2020,
 - reports of the Supervisory Board of Elektrociepłownia "Będzin" S.A. on the remuneration of the Management Board and the Supervisory Board of Elektrociepłownia "Będzin" S.A. for financial years 2019 and 2020.
11. Presentation of the assessment of the statutory auditor to the report of the Supervisory Board of Elektrociepłownia "Będzin" S.A. on the remuneration of the Management Board and the Supervisory Board of Elektrociepłownia "Będzin" S.A. for financial years 2019 and 2020.
12. Adoption of a resolution on the approval of the separate financial statement of Elektrociepłownia "Będzin" S.A. for 2020.
13. Adoption of a resolution on the approval of the separate financial statement of Elektrociepłownia "Będzin" S.A. Group of Companies for 2020.

14. Adoption of a resolution on the approval of the report of the Management Board of the Parent Company on the operations of Elektrociepłownia "Będzin" S.A. Group of Companies in 2020, (taking into account the requirements regarding the disclosure for the report of the Management Board on the operation of the Parent Company for the aforementioned period).
15. Adoption of a resolution on issuing an opinion on the report of the Supervisory Board of Elektrociepłownia "Będzin" S.A. on the remuneration of the Management Board and the Supervisory Board of Elektrociepłownia "Będzin" S.A. for financial years 2019 and 2020.
16. Presentation of the concept of further operation of Elektrociepłownia Będzin S.A. Group of Companies and adopting a resolution in this regard, as well as adopting a resolution on the continuation of operation of Elektrociepłownia "Będzin" S.A.
17. Adoption of a resolution on covering the loss for 2020.
18. Adoption of resolutions on granting approval to the members of the Company's bodies for the performance of their duties in 2020.
19. Presentation by the Management Board of the Company of information and data related, directly or indirectly, to the current and forecast situation of the Company and the Group of Companies (hereinafter: "the ECB Group"), in particular, in the area of:
 - a) events and circumstances that are the reason, direct or indirect, for the current situation of the Company and the ECB Group, as well as the activities of the Company's Management Board to assess and analyse those events, including the activities performed by the Company related to the supervision over the subsidiaries, in particular, over Energo Utech;
 - b) the acquisition by the Company of shares of Energetyczne Towarzystwo Finansowo-Leasingowe Energo Utech S.A. under restructuring, with its registered office in Poznań, Poland (hereinafter referred to as "Energo Utech"), including the grounds for the decision to purchase shares of Energo Utech by the Company, the terms and conditions, economic justification of the transaction, as well as the impact of the transaction on the current and forecast situation of the Company and the ECB Group;
 - c) transactions related to the granting of collateral and loans within the ECB Group, as well as transactions with entities related to the Company and the members of the Company's Management Board and Supervisory Board (hereinafter: "the Transactions"), in the period from the execution of the transaction of acquisition of the shares by the Company of Energo Utech to the date of the Company's Annual General Meeting, including the basis for the decision to conclude the Transactions, the terms and conditions, economic justification of concluding the Transactions, as well as their impact on the current and forecast situation of the Company and the ECB Group.
20. Presentation by the Company's Supervisory Board of information and data on the current situation of the Company and the reasons for this situation, as well as observations made by the Supervisory Board during the period of its supervision over the Company, in particular in the area of:
 - a) events and circumstances that are the reason, direct or indirect, for the current situation of the Company and the ECB Group, as well as the activities of the Company's Management Board and the Supervisory Board to assess and analyse those events, including the activities performed by the Company related to the supervision over the subsidiaries, in particular, over Energo Utech;
 - b) the transaction of purchase by the Company of shares of Energo Utech, including the grounds for the decision to purchase the shares of Energo Utech by the Company, the terms and conditions, economic justification of the transaction, as well as the impact of the transaction on the current and forecast situation of the Company and the ECB Group;

- c) transactions related to the granting of collateral and loans within the ECB Group, as well as transactions with entities related to the Company and the members of the Company's Management Board and the Supervisory Board (referred to as "the Transactions"), in the period from the execution of the transaction of acquisition of the shares by the Company of Energo Utech to the date of the Company's Annual General Meeting, including the basis for the decision to conclude the Transactions, the terms and conditions, economic justification of concluding the Transactions, as well as their impact on the current and forecast situation of the Company and the ECB Group.
21. Discussion on the information and data presented by the Management Board and the Supervisory Board of the Company related to the current and forecast situation of the Company and of the ECB Group, in particular, in the area of the issues referred to in section 1 and the petition to place certain matters on the agenda of the Annual General Meeting of the Company, and on the appointment of persons who are responsible in connection of the claims, as well as: (i) possible adoption of resolutions on the adoption of recommendations for the Company's Management Board, (ii) possible adoption of a resolution on the appointment of an auditor to examine, at the Company's expense, selected issues related to the conduct of the Company's affairs in terms of compliance with the law and the interests of the Company.
 22. On the principles of determining the remuneration of the members of the Management Board.
 23. On the principles of determining the remuneration of the members of the Supervisory Board.
 24. On the principles of determining the composition of the Company's Management Board and the bodies of its subsidiaries.
 25. On the principles and procedure of appointment of the members of the Company's Management Board.
 26. Adoption of a resolution to acknowledge an updated Remuneration Policy.
 27. On the principles of managing fixed assets of the Company and the performance of certain legal actions.
 28. Closing of the General Meeting.

Supplemented draft resolutions along with the offer that constitutes an annex to the resolution on the appointment of an auditor to examine selected issues related to the conduct of the Company 's affairs, constituting an annex to this report, and along with the completed voting forms, shall be placed on the Company's website at: <https://www.ecbedzin.pl/dokumenty-korporacyjne/walne-zgromadzenia>

Appendix:

Supplemented draft resolutions of the Annual General Meeting of the Shareholders of Elektrociepłownia "Będzin" S.A.

An offer, constituting an annex to the resolution, on appointing an auditor to review selected issues related to the conduct of the Company's affairs

Legal basis:

Art. 56 sec. 1 pt. 2 of the Act on Public Offering - current and periodic information.

Signatures:

Kamil Kamiński– Member of the Management Board

Bartosz Dryjski– Member of the Management Board