

List of proposed amendments to the ENEA S.A. Statute

Proposed amendments to the Statute

In connection with the intended amendments to the Statute of ENEA Spółka Akcyjna, pursuant to Article 402 § 2 of the Commercial Company Code, the Company's Management Board hereby clarifies that the said amendments will affect the content of § 6 sec. 1 of the Statute.

Current wording of §6 sec. 1 of the statute:

"1. The Company's share capital is PLN 441,442,578 (four hundred forty-one million four hundred forty-two thousand five hundred seventy-eight Polish zloty) and is divided into 441,442,578 (four hundred forty-one million four hundred forty-two thousand five hundred seventy-eight) shares with a par value of PLN 1 (one Polish zloty) each, of which:

- 1) 295,987,473 (two hundred ninety-five million nine hundred eighty-seven thousand four hundred seventy-three) series "A" ordinary registered shares,
- 2) 41,638,955 (forty-one million six hundred thirty-eight thousand nine hundred fifty-five) series "B" ordinary registered shares,
- 3) 103,816,150 (one hundred three million eight hundred sixteen thousand one hundred fifty) series "C" ordinary bearer shares."

Proposed wording of § 6 sec. 1 of the Statute:

"1. The Company's share capital is not less than PLN 441,442,579 (four hundred forty-one million four hundred forty-two thousand five hundred seventy-nine Polish zloty) but no more than PLN 529,731,093 (five hundred twenty-nine million seven hundred thirty-one thousand ninety-three Polish zloty) and is divided into no fewer than 441,442,579 (four hundred forty-one million four hundred forty-two thousand five hundred seventy-nine) but no more than 529,731,093 (five hundred twenty-nine million seven hundred thirty-one thousand ninety-three) shares with a par value of PLN 1.00 (one Polish zloty) each, of which:

- 1) 295,987,473 (two hundred ninety-five million nine hundred eighty-seven thousand four hundred seventy-three) series "A" ordinary bearer shares,
- 2) 41,638,955 (forty-one million six hundred thirty-eight thousand nine hundred fifty-five) series "B" ordinary bearer shares,
- 3) 103,816,150 (one hundred three million eight hundred sixteen thousand one hundred fifty) series "C" ordinary bearer shares, and
- 7, no fewer than 1 (one) and no more than 88,288,515 (eighty-eight million two hundred eighty-eight thousand five hundred fifteen) series "D" ordinary bearer shares."#