

ESPI
Current Report 11/2020

of 9 August 2020

Title:	Filing a request to make changes to the agenda of the Company's General Meeting of Shareholders in accordance with Article 401 § 1 of the Code of Commercial Companies (Ksh).
Legal basis:	Article 56(1)(2) of the Public Offering Act - Current and Periodic Information
Content:	<p>With reference to Current Report No. 10/2020, the Management Board of ASM GROUP S.A. with its registered office in Warsaw [hereinafter "the Issuer"] hereby advises that it has received from the Company shareholder - Mr. Adam Stańczak, representing at least one-twentieth of the Company share capital, a request for placing - in accordance with Article 401 § (1) of the Code of Commercial Companies - the following matters on the agenda of the Company's General Meeting of Shareholders convened on 27 August 2020:</p> <ol style="list-style-type: none">1. Presentation and discussion of the comments of Mr. Adam Stańczak (the former President of the Management Board of ASM GROUP S.A.) on the reports set forth in Article 395 § (2)(1) of the Code of Commercial Companies, including on the Management Board report on the operations of ASM GROUP S.A.;2. Adoption of a resolution on obliging the Management Board to correct the reports set forth in Article 395 § 2 (1) of the Code of Commercial Companies, including the Management Board report on the operations of ASM GROUP S.A., and to this end on ordering the General Meeting to be adjourned;3. Adoption of a resolution on agreeing upon the number of members of the Supervisory Board of ASM GROUP S.A.;4. Adoption of a resolution on election of members of the Company's Supervisory Board by a vote in separate groups in accordance with Article 385 § 3 of the Code of Commercial Companies and on delegation of members of the Company's Supervisory Board elected by the vote in separate groups to individually perform supervisory duties on a permanent basis;5. Adoption of a resolution on setting the amount of remuneration of members of the Supervisory Board of ASM GROUP S.A. delegated to individually perform supervisory duties on a permanent basis;6. Adoption of a resolution on appointment of members of the Supervisory Board of ASM GROUP S.A.;7. Discussion on strategy and the 2020-2026 financial plan of ASM GROUP S.A. and of its Capital Group and on observation and application by the Company of the principles contained in the "Best Practice for GPW Listed Companies 2016";8. Adoption of a resolution on recommending to the Management Board of ASM GROUP S.A. the application of principle I.Z.1.10 of the Best Practice for GPW Listed Companies concerning publication of financial forecasts. <p>In consideration of the above, the Management Board of the Issuer, acting pursuant to Article 401 § 2 of the Code of Commercial Companies has added the requested matters to the agenda of the Issuer's General Meeting of Shareholders and, as a result, the full agenda of the General Meeting shall now be as follows:</p>

The new agenda:

- 1) Opening of the General Meeting.
- 2) Election of the Chair of the General Meeting.
- 3) Acknowledgement of the correctness of the convening of the General Meeting and the capacity thereof to adopt resolutions.
- 4) Adoption of the agenda.
- 5) Presentation and discussion of the comments of Mr. Adam Stańczak (the former President of the Management Board of ASM GROUP S.A.) on the reports set forth in Article 395 § (2)(1) of the Code of Commercial Companies, including on the Management Board report on the operations of ASM GROUP S.A.
- 6) Adoption of a resolution on obliging the Management Board to correct the reports set forth in Article 395 § 2 (1) of the Code of Commercial Companies, including the Management Board report on the operations of ASM GROUP S.A., and to this end on ordering the General Meeting to be adjourned.
- 7) Adoption of a resolution on approval of ASM GROUP S.A.'s Management Board report on the company operations in the financial year 2019.
- 8) Adoption of a resolution on approval of ASM GROUP S.A.'s Supervisory Board report on the company operations in the financial year 2019.
- 9) Adoption of a resolution on approval of ASM GROUP S.A.'s Financial Statements for the financial year 2019.
- 10) Adoption of a resolution on coverage of ASM GROUP S.A.'s loss for the financial year 2019.
- 11) Adoption of a resolution on approval of ASM GROUP S.A.'s Management Board report on the operations of ASM GROUP's Capital Group in the financial year 2019.
- 12) Adoption of a resolution on approval of the Consolidated Financial Statements of ASM GROUP's Capital Group for the financial year 2019.
- 13) Adoption of a resolution on granting a vote of confidence to the members of the Supervisory Board of ASM GROUP S.A. for the performance of their duties for the financial year 2019.
- 14) Adoption of a resolution on granting a vote of confidence to the members of the Management Board of ASM GROUP S.A. for the performance of their duties for the financial year 2019.
- 15) Adoption of a resolution on adoption of the Remuneration Policy for members of the Management Board and Supervisory Board of ASM GROUP S.A.
- 16) Adoption of a resolution on agreeing upon the number of members of the Supervisory Board of ASM GROUP S.A.
- 17) Adoption of a resolution on election of members of the Company Supervisory Board by a vote in separate groups in accordance with Article 385 § 3 of the Code of Commercial Companies and on delegation of members of the Company Supervisory Board elected by the vote in separate groups to individually perform supervisory duties on a permanent basis.
- 18) Adoption of a resolution on setting the amount of remuneration of members of the Supervisory Board of ASM GROUP S.A. delegated to individually perform supervisory duties on a permanent basis.
- 19) Adoption of a resolution on appointment of members of the Supervisory Board of ASM GROUP S.A.

	<p>20) Adoption of a resolution on making changes to the composition of the Supervisory Board of ASM GROUP S.A.</p> <p>21) Discussion on strategy and the 2020-2026 financial plan of ASM GROUP S.A. and of its Capital Group and on observation and application by the Company of the principles contained in the "Best Practice for GPW Listed Companies 2016".</p> <p>22) Adoption of a resolution on recommending to the Management Board of ASM GROUP S.A. the application of principle I.Z.1.10 of the Best Practice for GPW Listed Companies concerning publication of financial forecasts.</p> <p>23) Closing of the General Meeting.</p> <p>The Issuer submits enclosed the content of draft resolutions that the Issuer has enclosed to the request for placing on the agenda of the Company's General Meeting convened on 27 August 2020. The content of the above-mentioned draft resolutions has also been made available on the Issuer's website.</p>
Persons representing the Issuer:	<p>Dorota Kenny - President of the Management Board</p> <p>Andrzej Nowak - Member of the Management Board</p>