



**Current Report No:** 19/2018

**Date of preparation:** 22.10.2018 r.

**Title:**

Registration of amendments in Statute of Company, information about changed provisions of Statute and handing the consolidated text of Statute

**Legal basis:**

Article 56 item 1(2) of the Act on offerings - current and periodic information

**Content of report:**

According to content of § 5 item 1 with relations to § 6 item 1,3,4 of the Regulation of the Minister of Finance of 29 March 2018 on current and periodic information published by issuers of securities [...] The Management Board of IDM S.A. in bankruptcy (IDMSA, Company) inform that on the day of 22.10.2018 the Regional court for Cracow - city centres in Cracow, the XI Commercial Division of the National Court Register, on the 11.10.2018, made the registration of amendments in Statute of Company, on the base of:

1. Resolution No. 4 of the EGM of IDMSA in bankruptcy of 29.08.2018 on making amendments in Statute of Company giving the Management Board to increase the share capital in the framework of the target capital with the ability to disable pre-emptive rights and cancellation resolution no 5 the Extraordinary General Meeting IDMS.A. from the day 22 december 2015r. on making amendments in Statute of Company giving the Board to increase the share capital in the framework of the target capital with the ability to disable pre-emptive rights, which contents were passed on to the public message on the day of 29.08.2018 by the current report No. 17 / 2018
2. Resolution No. 5 of the EGM of IDMSA in bankruptcy of 29.08.2018 on conditional share capital increase by issuing shares of the series B and issuing of subscription warrants series A with deprivation pre-emptive rights existing shareholders, which contents were passed on to the public message on the day of 29.08.2018 by the current report No. 17 / 2018
3. Resolution No. 6 of the EGM of IDMSA in bankruptcy of 29.08.2018 on making amendments in Statute of Company and cancellation resolution no 6 the Extraordinary General Meeting IDMS.A. from the day 22 december 2015r. on conditional share capital increase by issuing shares of the series B and issuing of subscription warrants series A with deprivation pre-emptive rights existing shareholders, which contents were passed on to the public message on the day of 29.08.2018 by the current report No. 17 / 2018

Contents changed § 8<sup>1</sup> of statute arising from the resolution No. 4 of the EGM of IDMSA in bankruptcy of 29.08.2018(...)

„§ 8<sup>1</sup>.

1. The Management Board of the Company is entitled, in the period to 27 August 2021, to increase the share capital for the not higher amount than 123.989,00 zł (target capital). This authorization doesn't include authorizing the Company to increase the share capital from own funds.
2. The management board as part of authorizing to increase the share capital can transmit subscription warrants, with the passing not later due date of the law of the subscription of shares than which authorization granted the management Board to increase the share capital stayed for.
3. After considering needs of the Company, the management Board can carry out authorization which is being talked about in sec. 1, by making one or of a few next increase of the share capital.
4. The company Management Board can issue shares both in exchange for cash contributions, and in exchange for non-cash contributions.
5. The company Management Board can, with the consent of the Supervisory Board to turn off or to limit the priority right of previous shareholders to turn off or to limit the priority right of previous shareholders for taking up the shares of the Company, transmitted in frames of target capital,, in it towards subscription warrants authorizing to take the action up transmitted in frames of target capita (pre-emptive rights).
6. The company Management Board authorizes itself to set the issue price of issued shares in frames of target capital, with the consent of the Supervisory Boarda.
7. Within the limits of the law in force the management Board is deciding about all remaining matters associated with increasing the share capital and enforcing company shares issued in frames of target capital for the trade on the Warsaw Stock Exchange

Contents changed § § 8<sup>2</sup> of statue arising from the resolution Resolution No. 6 of the EGM of IDMSA in bankruptcy of 29.08.2018 (...)

„§8<sup>2</sup>

1. The conditional share capital amounts no more than 330.638,90 zł through emission to 6,612,778 (six million six hundred twelve thousands seven hundred seventy eight) of ordinary bearer shares of B series about the nominal value PLN 0.05 zł every.
2. The purpose of the conditional capital increase is the recognition of the right to purchase shares of the B series for holders of subscription warrants series A issued on the basis of Resolution No. 5 of the Extraordinary General Meeting of 29 August 2018 on conditional share capital increase by issuing shares of the series B and issuing of subscription warrants series A with deprivation pre-emptive rights existing shareholders. The owners of subscription warrants of series A are entitled to purchase shares of series " B " until August 25, 2028. The shares of Series B will be covered with cash deposits.”.

