

Date of report: 21 November 2019

Current report no 22/2019

Notification under Art. 69 of the Act on Public Offering

Legal basis: Art. 71.1 of the Act on Public Offering

Content of the report:

The Management Board of ARCUS S.A. with its registered office in Warsaw (“Issuer”, “Company”) hereby reports that on 21 November 2019, the Company received a notification under Art. 69 of Act of 29 July 2005 on Public Offering, Conditions Governing the Introduction of Financial Instruments to Organised Trading, and Public Companies made by MMR Invest S.A.

The content of the notification is enclosed to the report hereof.

SIGNATURES OF PERSONS REPRESENTING THE COMPANY:

Rafał Czeredys – Member of the Management Board

Attachment to current report No 22/2019

Warsaw, 21 November 2019

Polish Financial Supervision Authority

20 Piękna St.

00-549 Warsaw

ARCUS S.A.

5/7 Kolejowa St.

01-217 Warsaw

MMR Invest S.A

Val des Bons-Malades 231,

2121 Luxembourg-Kirchberg

acting through a proxy:

Marek Czeredys

9 Hoene-Wronskiego St.

00-434 Warsaw

NOTIFICATION OF THE NUMBER OF SHARES ACQUIRED IN THE TENDER OFFER AND THE PERCENTAGE SHARE IN THE TOTAL NUMBER OF VOTES REACHED IN THE TENDER OFFER

Pursuant to Art. 77.7 and 69.2.2 of the Act of 29 July 2005 on Public Offering, Conditions Governing the Introduction of Financial Instruments to Organised Trading, and Public Companies (Journal of Laws of 2019, item 623) (the “Act on Public Offering”), MMR Invest S.A. with its registered office in Luxembourg, Val des Bons-Malades 231, 2121 Luxembourg-Kirchberg, registered in the Registre de Commerce et des Societes under number B147759 („MMR Invest”), hereby reports that on 20 November 2019, as a result of an acquisition transaction in the course of the tender offer for the sale of shares in Arcus S.A. announced on 30 September 2019, acquired the total of 275,118.00 shares in ARCUS, which indirectly changed the share of MMR Invest in the total number of votes at the General Meeting of ARCUS by 3.76%. Thus, the threshold of 66% of the total number of votes at the General Meeting of Shareholders of ARCUS was exceeded.

Before the tender offer, MMR Invest held a total of 4,800,000 shares of ARCUS S.A., which represented, as rounded off, 65.57% of the share capital of ARCUS and entitled to 4,800,000 votes

at the General Meeting of ARCUS, which accounted for 65.57% of the total number of votes at the General Meeting of ARCUS.

Mr. Marek Czeredys is a direct dominant entity of MMR Invest, i.e. as the majority shareholder holding 82.52% of shares in the share capital of MMR Invest.

After the transaction made on 20 November 2019 and after the tender offer, MMR Invest holds the total of 5,075,118 shares of ARCUS, which represents, as rounded off, 69.33% of the share capital of ARCUS and entitles to 5,075,118 votes at the General Meeting of ARCUS, which accounts for 69.33% of the total number of votes at the General Meeting of ARCUS.

Moreover, MMR Invest declares that:

- does not identify the persons referred to in Art. 87.1.3 letter c) of the Act on Public Offering;
- there are no subsidiaries that would hold the shares of ARCUS S.A.;
- there are no financial instruments related to ARCUS S.A. shares referred to in Article 69 section 4 items 7-8 of the Act on Public Offering, therefore the total number of votes indicated under Art. 69.4 items 2, 7 and 8 of the Act on Public Offering amounts to 5,075,118 which represents, as rounded off, 69.33% of the total number of votes at the General Meeting of ARCUS S.A.

[eligible signature]