



Current Report as per ASF Regulation no. 5/2018 regarding the issuers of financial instruments and market operations and as per the Law no.24/2017 regarding issuers of financial instruments and market operations

Reporting date: 25.05.2020

Name of the issuing entity: Societatea Nationala NUCLEARELECTRICA S.A.

Registered office: Strada Polona nr. 65, Sector 1, Bucuresti

Phone/fax number: 021-203.82.00 / 021 – 316.94.00

Sole Registration Code with the Trade Register Office: 10874881

Order number: J40/7403/1998

Subscribed and paid share capital: 3.015.138.510 lei

Regulated market on which the issued securities are traded: Bucharest Stock Exchange

**To: Bucharest Stock Exchange
Financial Supervisory Authority**

Important event to report: Importance of using the option of voting by Correspondence Ballots within the General Meeting of Shareholders in the context of the spread of coronavirus infection

In the context of the spread of coronavirus and the preventive measures ordered by the Romanian Government during the state of alert, in order to protect its shareholders, SN Nuclearelectrica SA ("SNN") reiterates the importance of using with priority the exercise of the voting right by correspondence ballot for the General Meetings of Shareholders, as a protection measure for its shareholders.

All the information and materials related to the General Meeting of Shareholders dated 28.05.2020 are public and may be accessed on the website of SNN, www.nuclearelectrica.ro, under the section Investor Relations/Information for Shareholders/GMS Info/GMS 28.05.2020. These include the convening notice, including voting methods and related materials.

In compliance with the provisions of HG no. 394/2020 regarding the declaration of the state of alert and the applicable measures for the prevention and control of the COVID-19 pandemic effects, SNN shall implement all the protection measures at the venue of the General Meeting of Shareholders, but it shall recommend the use of the voting by correspondence ballots method, in order to protect your health and that of SNN staff.

We explicitly inform you that participation in public events/meetings held in closed spaces, under the conditions currently imposed by the authorities, exposes the participants to a possible contamination with the coronavirus SAR-CoV-2, and SNN cannot be held liable for such a risk.

In order to facilitate access, we hereby resume the method for voting by correspondence and the related terms:

Vote through correspondence

The Company's Shareholders registered on the Reference Date in the shareholders register



issued by Depozitarul Central S.A. have the possibility to vote through correspondence, before the OGMS, using the Ballot Papers form, for voting through correspondence. The Ballot Papers may be obtained starting with **27.04.2020, hours 18:00**, from the Company's Registration Office and from the Company's website (www.nuclearelectrica.ro) and shall be updated if new items are added to the OGMS agenda.

Documents that accompany the ballot papers:

a) **for individual shareholders** - copy of the shareholder's identity document, that shall permit his/her identification on the list of SNN shareholders valid on the reference day and issued by S.C. Depozitarul Central S.A. and, if the case may be, copy of the representative's identity document (ID or IC for the Romanian citizens, or passport for foreign citizens, with PIN (personal identity number) - if it exists in their country of origin), together with the prove of the capacity of legal representative;

b) for legal entity shareholders:

(i) Confirmation of company details, as original document or a true copy of the original document, issued by the Trade

Register or any other document, in original or in a true certified copy, issued by a competent authority of the state in which the shareholder is legally registered, certifying the existence of the legal entity and the name/capacity of legal representative, not older than 3 months in relation to the date of publication of the general meeting convening notice, allowing their identification in the list of SNN shareholders on the reference date, issued by S.C. Depozitarul Central S.A.;

(ii) the capacity of legal representative shall be established based on the list of SNN shareholders valid at the reference date, received from Depozitarul Central S.A. However, if the shareholder did not inform the Central Depository in time about his legal representative or is this information not mentioned in the list of SNN shareholders valid at the reference date received from the Central Depository, the confirmation of company details/the aforementioned similar documents must serve as proof of the shareholder's legal representative. For the Romanian State, the capacity of legal representative of the Ministry of Energy is proven by the copy of the appointment decree issued by the President of Romania (copy of the Official Gazette is has been published in or excerpt of a legislative program).

The documents presented in a foreign language (excepting the identity documents valid on the territory of Romania, written with Latin letters) shall be accompanied by a certified translation into the Romanian or English language. The documents proving the capacity of legal representative drafted in a foreign language, other than the English language, shall be accompanied by a translation into the Romanian or English language, performed by a certified translator. SNN shall not require the legalization or apostille of documents which prove the capacity of legal representative of the shareholder.

The ballots papers may be submitted as follows:

a) Sent to the Company's Registration Office through any form of courier with acknowledgment of receipt, so that they are registered as received at the Company's Registration Office by **26.05.2020, hours 16:00**, in a closed envelope, with the note legibly written in capital letters: "FOR THE ORDINARY GENERAL MEETING OF THE SHAREHOLDERS OF 28.05.2020" or



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- b) Sent by e-mail with the extended incorporated electronic signature, in compliance with Law No. 455/2001 on electronic signature by the date of **26.05.2020** hours **16:00** to the e-mail address: aga@nuclearelectrica.ro, with the subject: "FOR THE ORDINARY GENERAL MEETING OF THE SHAREHOLDERS OF 28.05.2020".

The ballot papers, that are not received at the Company's Registration Office or by e-mail until the date and time mentioned above, shall not be taken into consideration to determine the quorum and majority in the OGMS.

When filling in the special powers of attorney and Ballot Papers, please take into consideration the possibility that the OGMS agenda may be supplemented with new items, in which case the amended agenda shall be published by **15.05.2020**. In this case, the updated special powers of attorney and Ballot Papers can be obtained from the Company's Registration Office and from the Company's website (www.nuclearelectrica.ro) starting with the date of publication of the supplemented agenda.

If the agenda shall be supplemented and the shareholders do not send the up-to-dated special powers of attorney and/or ballot papers for the vote through correspondence, the special powers of attorney and ballot papers sent prior to the date the agenda has been supplemented shall be taken into account only for the items that are also to be found on the supplemented agenda.

Checking and validating the special powers-of-attorney submitted, as well as the certification, checking, validating and record of the votes expressed through correspondence shall be done by a commission set within the Company, the members of this commission shall keep safe the documents, and confidential the votes expressed in this way. The powers-of-attorney shall be verified also by the OGMS secretary.

If the shareholder expressing his/her vote through correspondence participates personally or by a representative to the general meeting, the vote through correspondence expressed for that general meeting shall be annulled. In this case, only the vote expressed personally or by representative shall be taken into consideration.

If the person representing the shareholder by his/her personal presence in the general meeting is another person than the one who expressed the vote through correspondence, then, in order for his/her vote to be valid, the person shall submit in the general meeting, a written revocation of the vote expressed through correspondence, signed by the shareholder or by the representative who expressed that vote through correspondence. If the shareholder, or his/her legal representative, is present at the general meeting, this is not necessary anymore.

In compliance with art. 92, paragraph (19) of Law 24/2017, if the agenda of GMS contains resolutions which require secret voting, the vote of the shareholders participating in person or by means of a representative, as well of those who vote by correspondence will be expressed by means which allow the unveiling of the vote only to the members of the secretariat in charge with counting the expressed secret votes and only at the moment in which the other secret votes expressed by the present shareholders or by the representatives of the shareholders participating in the meeting are known. In case of vote by representative, the unveiling of the vote to the representative, prior to the general meeting of shareholders, does not represent a breach of the request regarding the secrecy of the vote.

Cosmin Ghita
CEO