



Financial Supervisory Authority

DECISION NO. 1098/24.10.2023

pursuant to the provisions laid down in art. 2(1)(a) and (d), art. 3(l)(a), art. 6(1) and (3), art. 7(2) and art. 14 of Government Emergency Ordinance no. 93/2012 on the establishment, organisation and operation of the Financial Supervisory Authority (hereinafter referred to as FSA), approved as amended and supplemented by Law no. 113/2013, as amended and supplemented.

following the requests submitted by S.S.I.F. Swiss Capital S.A. to the FSA concerning approval by the latter of the public mandatory tender offer document of Electromagnetica SA Bucuresti,

having regard to the provisions laid down in art. 6(1), art. 39(1) and art. 40(1) of Law no. 24/2017 on securities issuers and market operations, recast, as amended and supplemented,

by virtue of the Note issued by the Financial Instruments and Investments Sector Directorate General and the resolution of the Financial supervisory Authority Board adopted in the meeting of 24.10.2023.

the Financial Supervisory Authority hereby issues this

DECISION

Art. 1. The Authority hereby approved the public mandatory tender offer document for the issuer Electromagnetica SA Bucuresti, launched by Infinity Capital Investments SA Craiova with the following features:

- a) Number of shares subject to the offer: 425.308.455 shares, accounting for 62,9118% of the share capital;
- b) Nominal value: 0.1 RON/share;
- c) Purchase price: 0.181 RON/share;
- d) Public offer period: 01.11.2023 - 14.11.2023;
- e) Offer Intermediary: S.S.I.F. Swiss Capital S.A.;
- f) Subscription venues: according to the information in the Offer Document.



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Art. 2. The authorised participants which will act as intermediaries in the offer will be accountable for compliance with all the terms of the offer document.

Art. 3. The public offer will run exclusively through the systems of the market where the shares issued by Electromagnetica SA Bucuresti are traded, thus granting unrestricted and unlimited access to all potential natural and legal person sellers, without establishing in any way or manner the persons to whom the offer is addressed, while at the same time offering equal opportunities.

Art. 4. The Notice concerning the outcomes of the offer will be accompanied by evidence of transferring the tariff referred to in item 7(a) of Annex no. 1 to FSA Regulation no. 16/2014 on the revenue of the Financial Supervisory Authority, recast, as amended and supplemented.

Art. 5. The subscription form accompanying the offer will include the wording: *"I have acknowledged the content of the offer document and I have understood and accepted the terms and conditions hereof"*.

Art. 6. Decision no. 1098/24.10.2023 will be communicated to S.S.I.F. Swiss Capital S.A. and will be published in the Financial Supervisory Authority Electronic Journal.