

## COMUNICAT PRIVIND MODALITATILE DE PLATA A DIVIDENDELOR AFERENTE ANULUI 2021

Urmare a hotararii adunarii generale ordinare a actionarilor Societatea Energetică Electrica S.A. („**Electrica**”) nr. 1 din data de 20 aprilie 2022, Electrica anunta plata dividendelor aferente exercitiului financiar 2021, prin intermediul Depozitarului Central S.A. (**Depozitarul Central**) si BRD - Groupe Société Générale S.A. (**BRD**), cu sediul in Bucuresti, Bulevardul Ion Mihalache nr.1-7 Sector 1, avand CUI 361579 si numar de inregistrare in Registrul Comertului J40/608/1991 (**BRD**) – agentul de plata selectat – incepand cu data de **17 iunie 2022 (Data Platii)**, avand ca *ex date* data de **24 mai 2022**, catre actionarii Electrica inscrisi in Registrul Actionarilor tinut de catre Depozitarul Central la data de inregistrare **25 mai 2022 (Data de Inregistrare)**.

Dividendul brut este de **0,45 lei pentru o actiune**, iar impozitul pe dividende aferent va fi retinut la sursa in cotele prevazute de lege, dupa caz.

Prezentul comunicat se completeaza cu Anexa 1 - Documente suport pentru plata dividendelor si cu Anexa 2 – Formulare, puse la dispozitia publicului si disponibile pe pagina de internet Electrica [www.electrica.ro](http://www.electrica.ro), in sectiunea *Investitori > Actiuni si Actionari > Dividende*, precum si la sediul Electrica mentionat mai sus.

### I. MODALITATI DE PLATA A DIVIDENDELOR

#### 1. Plati in conturile Participantilor (intermediari participantii la sistemul de compensare-decontare si registru al Depozitarului Central), pentru actionarii care au cont deschis la Participantii.

1.1 Pentru actionarii persoane fizice, juridice sau entitati fara personalitate juridica pentru care, la Data Platii, Participantul presteaza servicii de investitii financiare principale si/sau conexe, care la Data de Inregistrare detin instrumente financiare emise de catre Electrica evidentiate in Sectiunea II a Registrului tinut de Depozitarul Central, in contul deschis la Participant, dividendele vor fi platite automat in conturile Participantilor la Data Platii, fara prezentarea unor documente suplimentare, daca actionarii respectivi nu si-au exprimat si comunicat catre Participant optiunea de plata amanata, astfel cum este aceasta definita in sectiunea II.1 de mai jos (optiune pe care Participantul o

## ANNOUNCEMENT REGARDING THE 2021 DIVIDENDS PAYMENT METHOD

Following the resolution of the ordinary general meeting of shareholders of Societatea Energetică Electrica S.A. (“**Electrica**”) no. 1 dated 20 April 2022, Electrica announces the payment of the dividends for the fiscal year 2021, processed by Depozitarul Central S.A. (**Depozitarul Central**) and BRD - Groupe Société Générale S.A. (**BRD**), with headquarters in 1-7 Ion Mihalache Blvd., 1<sup>st</sup> District, having Sole Registration Number 361579 and Trade Register No. J40/608/1991 (**BRD**) – selected payment agent – starting on **17 June 2022 (Payment Date)**, with *ex-date* on **24 May 2022**, to Electrica’s shareholders, registered within the Shareholders’ Register, held by Depozitarul Central on the registration date of **25 May 2022 (Registration Date)**.

The gross dividend is of **RON 0.45 per share** and the dividends tax will be withheld at the statutory rates, if applicable.

This statement shall be completed with Annex 1 - Support documents for dividends payment and Annex 2 - Forms, available on Electrica’s website [www.electrica.ro](http://www.electrica.ro), under *Investors > Shares and Shareholders > Dividends* section, and at the above mentioned Electrica’s headquarters.

### I. DIVIDENDS PAYMENT METHODS

#### 1. Payments in the accounts of Participants (intermediary participants to the clearing-settlement and register system of Depozitarul Central), for shareholders who hold accounts with the Participants.

1.1 For shareholders who are individuals, legal entities or entities without legal personality for which, on the Payment Date, the Participant provides main and/or related financial investment services, who, on the Registration Date, hold financial instruments issued by Electrica, outlined in Section II of the Register held by Depozitarul Central, in the account opened with the Participant, dividends will automatically be paid into the Participants’ accounts on the Payment Date, without submission of additional documents, if those shareholders have not expressed and communicated to the Participant the deferred payment option, as defined in section II.1

comunica Depozitarului Central in cadrul raportarii la Data de Inregistrare).

## 2. Prin virament bancar in conturile actionarilor nereprezentati de Participanti, conturi comunicate Depozitarului Central

2.1 Depozitarul Central va distribui dividendele prin virament bancar actionarilor nereprezentati de Participanti, actionari care transmit Depozitarului Central documentele mentionate in Anexa 1, punctul A. Documentele trebuie furnizate Depozitarului Central pana la data de data 10 iunie 2022.

2.2 In situatia in care se primeste un refuz bancar de plata (de exemplu cont inchis), Depozitarul Central va informa actionarul nereprezentat de Participant cu privire la aceasta imprejurare iar dividendele respective vor fi directionate pentru plata in numerar. Respectivii actionari nereprezentati de Participant vor avea posibilitatea de a ridica dividendele conform pct. 3.1 de mai jos sau sa instruceze BRD sa efectueze plata in contul bancar relevant, potrivit pct. 3.2 de mai jos.

2.3 In cazul in care exista actionari nereprezentati de Participant care opteaza pentru plata dividendelor prin virament bancar ulterior Datei Platii, transmitand documentele prevazute in Anexa 1, punctul A, Depozitarul Central va verifica daca actionarii respectivi au incasat dividendele. In cazul in care dividendele nu au fost incasate, Depozitarul Central va bloca plata in numerar a acestora (in cazul persoanelor fizice) si va instruce plata prin virament bancar in termen de 3 zile de la momentul blocarii sau, in cazul persoanelor juridice sau entitatilor fara personalitate juridica, in termen de 3 zile de la data notificarii cu privire la noul cont bancar.

## 3. Prin intermediul BRD

3.1 Distributia dividendelor in **numerar** se va face prin intermediul ghiseelor BRD catre actionarii persoane fizice nereprezentati de Participant, cu respectarea prevederilor legale incidente platilor in numerar, cu exceptia acelor care opteaza pentru plata prin virament bancar in conditiile prevazute in prezentul comunicat.

3.2 Distributia dividendelor prin **virament bancar** se va face prin intermediul ghiseelor BRD, catre actionarii nereprezentati de Participant,

below (option communicated by the Participant to Depozitarul Central within the report on the Registration Date).

## 2. By bank transfer to the accounts of the shareholders not represented by Participants, accounts communicated to Depozitarul Central

2.1 Depozitarul Central will distribute dividends to shareholders by bank transfer to the shareholders not represented by Participants, shareholders who submit to Depozitarul Central the documents mentioned in Annex 1, Item A. The documents must be provided to Depozitarul Central until 10 June 2022.

2.2 In the event that a bank payment refusal is received (e.g. account closed), Depozitarul Central shall inform the shareholder which is not represented by a Participant of the circumstances, and the respective dividends will be redirected for cash payment. The respective shareholders not represented by Participants will be able to withdraw dividends according to item 3.1 below or to instruct BRD to make the payment into the relevant bank account, as per section 3.2 below.

2.3 If there are shareholders unrepresented by the Participant who opt for dividend payment by bank transfer after Payment Date by submitting the documents listed in Annex 1, item A, Depozitarul Central will verify if those shareholders cashed the dividends. If the dividends have not been cashed, Depozitarul Central will block their cash payment (for individuals) and will instruct payment by bank transfer within 3 days after blocking or, in case of legal persons or entities without legal personality, within 3 days after notification of the new bank account.

## 3. Through BRD

3.1 Distribution of dividends in **cash** will be made through BRD counters in the case of individual shareholders not represented by Participants, observing the legal provisions on cash payments, except for those individual shareholders who choose the payment by bank transfer as per the procedure provided by this announcement.

3.2 Distribution of dividends by **bank transfer** will be made through BRD counters in the case of shareholders not represented by the

persoane fizice si juridice sau entitati fara personalitate juridica care nu au cont deschis la Participant. Actionarii persoane fizice si juridice sau entitati fara personalitate juridica care doresc plata dividendelor prin numerar/transfer bancar pot solicita BRD plata prezentand la ghiseele bancii documentele suport mentionate in Anexa 1, punctul B. Persoanele juridice pot incasa contravaloarea dividendelor doar prin virament bancar.

- 3.3 **Lista unitatilor BRD este disponibila pe site-ul BRD <https://www.brd.ro/agentii-si-atm-uri>, acest link fiind disponibil si pe site-ul <http://www.electrica.ro>, in sectiunea *Investitori > Actiuni si Actionari > Dividende*, la urmatoarea adresa <http://www.electrica.ro/investitori/actiuni-si-actionari/dividende/>.**

## II. OPTIUNEA DE PLATA SI POSIBILITATEA DE A BENEFICIA DE PREVEDERI FISCALE MAI FAVORABILE

### 1. Optiunea de plata

1.1 Actionarii care au cont deschis la Participant pot opta pentru urmatoarele tipuri de plati, exprimand optiunea catre Participantul relevant care va comunica Depozitarului Central in cadrul raportarii de la Data de Inregistrare:

- (a) plata dividendelor cu retinerea impozitului standard din Romania la Data Platii;
- (b) plata dividendelor cu rata de impozit retinuta in mod corespunzator, conform conventiilor de evitare a dublei impuneri, in baza documentatiei transmisa de actionar catre Electrica, care va trebui sa fie receptionata de Electrica cel tarziu la data de 25 mai 2022;
- (c) amanarea platii dividendelor pentru o data ulterioara Datei Platii, in cursul anului 2022, in vederea acordarii catre actionari a posibilitatii de a beneficia de prevederi fiscale mai favorabile, dupa transmiterea documentatiei fiscale catre Electrica. Plata dividendelor se va efectua in cel mult zece zile lucratoare de la data primirii de catre Electrica a documentelor suport complete si corecte si a eventualelor clarificari solicitate. In cazul actionarilor pentru

Participants, individuals and legal entities or entities without legal personality who do not have accounts opened with Participants. Shareholders, individuals and legal entities or entities without legal personality, that want dividends payment by bank transfer may require BRD the payment by submitting to the bank offices the supporting documents listed in Annex 1, item B. Legal persons can only receive the equivalent value of dividends by bank transfer.

- 3.3 **BRD units list is available on BRD's webpage <https://www.brd.ro/en/agencies-and-atms>, this link being available also on Electrica's website <http://www.electrica.ro>, under *Investors > Shares and Shareholders > Dividends* section at the following address: <http://www.electrica.ro/en/investors/shares-and-shareholders/dividende/en/>.**

## II. PAYMENT OPTIONS AND THE POSSIBILITY TO RECEIVE MORE FAVOURABLE TAXATION PROVISIONS

### 1. Payment option

1.1 Shareholders who have an account opened with the Participant may opt for the following types of payments, expressing their option to the relevant Participant, who will communicate it to Depozitarul Central within the reporting on the Registration Date:

- (a) the payment of dividends by withholding standard tax in Romania on Payment Date;
- (b) the payment of dividends at the rate of tax properly withheld, under double taxation avoidance conventions, based on documentation submitted by the shareholder to Electrica, which will need to be received by Electrica no later than 25 May 2022;
- (c) dividends payment postponement to a later date than the Payment Date, during year 2022, in order to give the shareholders the possibility to benefit from more favourable tax provisions, after sending tax documents to Electrica. Dividends payment will be made within ten working days from receipt by Electrica of complete and correct supporting documents and of any requested clarifications. If shareholders for whom the

care Participantii nu au depus documentele suport pana la data de 2 decembrie 2022, plata dividendelor se va efectua pe data de 9 decembrie 2022, cu retinerea cotei de impozit pe dividende standard in vigoare prevazuta de Codul Fiscal Roman.

1.2 Actionarii nereprezentati de Participant pot utiliza optiunile de plata prevazute la pct. 1.1 de mai sus, urmand a le comunica Electrica pana la data de 25 mai 2022. Pentru exercitarea optiunii de la lit. 1.1(b), actionarii nereprezentanti de Participant vor transmite catre Electrica documentatia fiscala relevanta astfel incat aceasta sa fie receptionata de Electrica cel tarziu la data de 25 mai 2022.

1.3 In cazul detinatorilor de certificate de depozit care au la baza actiuni suport emise de Electrica, fiecare dintre acestia poate utiliza optiunile prevazute la pct. 1.1 de mai sus, urmand a le comunica Electrica pana la data de 25 mai 2022.

1.4 **Actionarii nerezidenti** – persoane fizice si juridice, vor comunica participantilor/ bancilor custode, pana la data de 25 mai 2022, numarul de identificare fiscala valabil pe teritoriul Romaniei.

## 2. Posibilitatea de a beneficia de prevederi fiscale mai favorabile

2.1 In vederea stabilirii unui tratament fiscal corespunzator dividendelor aferente anului 2021 pentru actionarii fonduri de investitii fara personalitate juridica care sunt indreptatiti sa primeasca dividende aferente anului 2021, Electrica solicita trimiterea urmatoarelor documente referitoare la acesti actionari pana la data de 25 mai 2022 la adresa Electrica SA, Str. Grigore Alexandrescu nr. 9 Sector 1, Bucuresti, cod postal 010621, in atentia Directiei Financiare:

(a) declaratie pe proprie raspundere semnata de reprezentantul legal/persoana autorizata sa reprezinte fondul de investitii prin care se declara lipsa personalitatii juridice a fondului, datele de identificare a fondului (codul unic de identificare/inregistrare), astfel cum este evidentiat in Registrul Actionarilor Electrica SA tinut de catre Depozitarul Central, denumirea corecta a fondului de investitii, decizia de autorizare, numarul de inregistrare in Registrul Instrumentelor si Investitiilor

Participants did not submit supporting documents until 2 December 2022, dividends payment will be made on 9 December 2022, after withholding tax rate on standard dividends in force, as provided by the Romanian Fiscal Code.

1.2 Shareholders not represented by Participants may also use the payment options provided in section 1.1 above and will communicate them to Electrica until 25 May 2022. In order to exercise the option mentioned at letter 1.1 (b), the shareholders not represented by Participants will transmit to Electrica the relevant tax documentation, so that it is received by Electrica no later than 25 May 2022.

1.3 In the case of holders of deposit certificates which are based on underlying shares issued by Electrica, each of them may use the options provided in section. 1.1 above, by communicating it to Electrica until 25 May 2022.

1.4 **Non-resident shareholders** – natural and legal persons, will communicate to the participants/custodian banks, until 25 May 2022, the fiscal identification number valid in Romania.

## 2. The possibility to benefit from more favourable tax provisions

2.1 In order to establish the appropriate tax treatment for 2021 dividends for shareholders which are investment funds without legal personality who are entitled to receive dividends for the year 2021, Electrica requests the submission of the following documents regarding these shareholders until 25 May 2022 at Electrica SA address, 9 Grigore Alexandrescu str., District 1, Bucharest, postal code 010621, in the attention of the Financial Department:

(a) declaration on own responsibility signed by the legal representative / person authorized to represent the investment fund, which declares the lack of the legal personality of the fund, the identification data of the fund (sole identification / registration code), as evidenced by the Registry of Shareholders of Electrica SA held by the Central Depository, the correct name of the investment fund, the authorization decision, the registration

Financiare, numarul si data notificarii Autoritatii de Supraveghere Financiara si valabilitatea acesteia, precum si orice alte documente si informatii pe care le considera necesare;

- (b) copie dupa documentul relevant din care sa rezulte calitatea persoanei care semneaza declaratia de reprezentant legal / de persoana autorizata sa reprezinte fondul;
- (c) copie dupa atestatul eliberat de Autoritatea de Supraveghere Financiara.

Electrica nu este responsabila de neaplicarea tratamentului fiscal mai favorabil menționat mai sus, in lipsa prezentarii in termenul mentionat a documentatiei si / sau a clarificarilor solicitate. In situatia in care nu vor fi transmise documentele mentionate mai sus, Electrica SA va retine impozitul pe dividende din dividendul brut in cota standard in vigoare prevazuta de Codul Fiscal.

2.2 Actionarii nerezidenti reprezentanti printr-un Participant care doresc aplicarea prevederilor mai favorabile ale unei conventii de evitare a dublei impuneri incheiate intre Romania si tara lor de rezidenta, trebuie sa depuna certificatul de rezidenta fiscala valabil la Data Platii / emis in 2022, in termen de valabilitate, in original sau copie legalizata, apostilat/supralegalizat, daca este cazul, insotit/a de traducere autorizata in limba romana, precum si de detalii de contact pentru eventuale clarificari asupra certificatelor de rezidenta fiscala:

- (a) pana la data de 25 mai 2022 (data la care sa fie receptionate), in cazul in care nu au optat pentru plata amanata a dividendelor, la adresa Electrica SA, Str. Grigore Alexandrescu nr. 9 Sector 1, Bucuresti, cod postal 010621, in atentia Directiei Financiare. Electrica nu este responsabila de neaplicarea tratamentului fiscal mai favorabil menționat mai sus, in lipsa prezentarii in termenul mentionat a documentatiei si / sau a clarificarilor solicitate;
- (b) pana cel tarziu la data de 2 decembrie 2022 (data la care sa fie receptionate), in cazul in care au optat pentru plata amanata a dividendelor, la adresa Electrica SA, Str. Grigore Alexandrescu nr. 9 Sector 1, Bucuresti,

number in the Register of Financial Instruments and Investments, the number and date of the notification of the Financial Supervisory Authority and its validity, as well as any other documents and information they consider necessary;

- (b) a copy of the relevant document stating the quality of the person signing the declaration of legal representative / person authorized to represent the fund;
- (c) copy of the certificate issued by the Financial Supervisory Authority.

Electrica is not responsible if the more favourable fiscal treatment mentioned above is not applied in case the documentation and / or clarifications requested have not been submitted within the said deadline. In the event that the documents mentioned above will not be transmitted, Electrica SA will withhold the dividend tax from the gross dividend at the standard rate in force stipulated by the Fiscal Code.

2.2 Non-resident shareholders represented by a Participant who wish the application of more favourable tax provisions of a double taxation avoidance convention concluded between Romania and their country of residence, must submit tax residency certificate valid on the Payment Date / issued in 2022, within validity, in original or certified copy, apostilled/ super legalized, if necessary, accompanied by its authorized Romanian translation, as well as by contact details, for any clarifications on tax residency certificates:

- (a) until 25 May 2022 (date to be received) if they have not opted for deferred payment of dividends, at Electrica SA, 9 Grigore Alexandrescu Str., district 1, Bucharest, postal code 010621, to the attention of the Financial Division. Electrica is not responsible for non-application of more favourable tax treatment mentioned above, in lack of submission within the specified term of the requested documentation and / or clarifications;
- (b) no later than 2 December 2022 (date to be received) if they have opted for deferred payment of dividends, at Electrica SA, 9 Grigore Alexandrescu Str., district 1, Bucharest, postal code

cod postal 010621, in atentia Directiei Financiare.

Participantii vor mentiona in adresa de inaintare a documentelor fiscale mentionate mai sus faptul ca acestea se refera la actionari ai Electrica si la dividende aferente anului financiar 2021, cu indicarea listei actionarilor pentru care se depun documentele fiscale, lista care sa cuprinda: denumirea completa a actionarului (pentru cazurile unde denumirea din Registrul Actionarilor este diferita de cea mentionata in documentele fiscale, se vor prezenta in rubrica „Alte observatii” motivele/explicatiile acestor diferente), codul de identificare a actionarului in conformitate cu codul de identificare transmis Depozitarului Central (NIN), numar de actiuni detinute la Data de Inregistrare (25 mai 2022), alte observatii (inclusiv indicarea actionarilor care reprezinta fonduri de pensii nerezidente astfel cum sunt ele definite in legislatia statului membru al Uniunii Europene sau in unul dintre statele AELS).

2.3 In cazul actionarilor nerezidenti reprezentati printr-un Participant, Electrica va retine impozitul pe dividende din dividendul brut in cota standard in vigoare prevazuta de Codul Fiscal Roman daca:

- (a) nu au optat pentru plata amanata si nu au transmis certificatul de rezidenta fiscala (inclusiv documentele prevazute la pct. 1.2. din Anexa 1, punctul A, referitoare la fondurile de pensii nerezidente) si eventualele clarificari solicitate, pana la data de 25 mai 2022 (data la care sa fie receptionate);
- (b) au optat pentru plata amanata, dar nu au transmis cel tarziu pana la data de 2 decembrie 2022 (data la care sa fie receptionate), certificatul de rezidenta fiscala (inclusiv documentele prevazute la pct. 1.2. din Anexa 1, punctul A, referitoare la fondurile de pensii nerezidente) si eventualele clarificari solicitate.

2.4 Detinatorii de certificate de depozit nerezidenti care doresc aplicarea prevederilor mai favorabile ale unei conventii de evitare a dublei impuneri incheiate intre Romania si tara lor de rezidenta, trebuie sa se asigure ca Electrica

010621, to the attention of the Financial Division.

The Participants will mention in the address accompanying the tax documents submission mentioned above that they relate to shareholders of Electrica and to the dividends for the financial year 2021, indicating the list of shareholders for whom tax documents are submitted. This list must comprise: full name of shareholder (for cases where the name from the Shareholders' Register is different from the one mentioned in the tax documents, reasons / explanations for these differences will be submitted in the column "Other observations"), the shareholder identification code in accordance with the identification code sent to Depozitarul Central (NIN), number of shares held on the Registration Date (25 May 2022), other observations (including the indication of shareholders representing non-resident pension funds as defined in European Union Member State legislation or in one of the EFTA States).

2.3 In case of non-resident shareholders represented by a Participant, Electrica will withhold dividend tax from gross dividend in the standard rate in force provided by the Romanian Fiscal Code if:

- (a) they have not opted for deferred payment and have not submitted tax residency certificate (including documents specified in section 1.2. of Annex 1, item A, on non-resident pension funds) and any clarifications required, until 25 May 2022 (date to be received);
- (b) they have opted for deferred payment but have not submitted no later than on 2 December 2022 (date to be received), the certificate of tax residency (including documents mentioned in item. 1.2. of Annex 1, item A, for non-resident pension funds) and any clarifications requested.

2.4 Non-resident deposit certificates holders, who wish the application of more favourable provisions of a double taxation avoidance convention concluded between Romania and

primește, certificatul de rezidență fiscală valabil la Data Plătii / emis în 2022, în termen de valabilitate, în original sau copie legalizată, apostilat/supralegalizat, dacă este cazul, însoțit/a de traducere autorizată în limba română, precum și detalii de contact pentru eventuale clarificări asupra certificatelor de rezidență fiscală:

- (a) astfel încât Electrica să recepționeze certificatul cel târziu la data de 25 mai 2022, în cazul în care nu au optat pentru plata amânata a dividendelor, la adresa Electrica SA, Str. Grigore Alexandrescu nr. 9, Sector 1, București, cod postal 010621, în atenția Direcției Financiare. Electrica nu este responsabilă de neaplicarea tratamentului fiscal mai favorabil menționat mai sus, în lipsa prezentării în termenul menționat a documentației și / sau a clarificărilor solicitate;
- (b) astfel încât Electrica să recepționeze certificatul cel târziu la data de 2 decembrie 2022, în cazul în care au optat pentru plata amânata a dividendelor, la adresa Electrica SA, Str. Grigore Alexandrescu nr. 9, Sector 1, București, cod postal 010621, în atenția Direcției Financiare.

Electrica va efectua plata dividendelor către detinatorii de certificate de depozit cu rată de impozit reținută în mod corespunzător conform convențiilor de evitare a dublei impuneri, în măsura în care primește documentația fiscală relevantă conform prevederilor de mai sus, precum și lista detinatorilor de certificate de depozit înregistrați la Data de Înregistrare, întocmită de depozitarul certificatelor de depozit, din care să rezulte corespondența între documentele fiscale transmise către Electrica și identitatea detinatorilor de certificate de depozit înregistrați în această calitate la Data de Înregistrare.

Adresa de înaintare a documentelor fiscale menționate mai sus trebuie să menționeze faptul că acestea se referă la detinatorii de certificate de depozit având la bază acțiuni suport emise de Electrica și la dividende aferente anului financiar 2021, cu indicarea listei detinatorilor de certificate de depozit pentru care se depun documentele fiscale, lista care să cuprindă: denumirea completă a detinatorului de certificate de depozit, număr de certificate de

their country of residence, must ensure that Electrica gets the tax residence certificate valid on the Payment Date / issued in 2022 within its validity, in original or certified copy, apostilled / super legalized, if necessary, accompanied by its Romanian authorized translation, as well as by contact details, for any clarifications on tax residency certificates:

- (a) so that Electrica receives the certificate no later than 25 May 2022, if they have not opted for deferred payment of dividends, at Electrica SA, 9 Grigore Alexandrescu Str., District 1, Bucharest, postal code 010621, to the attention of the Financial Division. Electrica is not responsible for not applying the more favourable tax treatment mentioned above, in lack of submission the requested documentation and/or clarifications within the term specified of;
- (b) so that Electrica receives the certificate no later than 2 December 2022, if they have opted for deferred payment of dividends, at Electrica SA, Str. Grigore Alexandrescu. 9 district 1, Bucharest, postal code 010621, to the attention of the Financial Division.

Electrica will pay dividends to holders of deposit certificates with tax rate properly withheld according to double taxation avoidance conventions, to the extent that Electrica receives the relevant tax documentation as specified above, as well as the list of registered holders of deposit certificates on Registration Date, compiled by the depositary of deposit certificates, proving the correlation between tax documents sent to Electrica and identity of deposit certificates holders registered as such on the Registration Date.

The submission address of tax documents mentioned above must mention that they refer to holders of deposit certificates issued based on Electrica shares and to dividends for the financial year 2021, and must provide a list of deposit certificates holders for whom tax documentation is submitted. The list must include: full name of deposit certificates holder, number of deposit certificates held on Registration Date (3

depozit detinute la Data de Inregistrare (25 mai 2022), alte observatii care sa permita corelarea intre documentele fiscale si identitatea detinatorului de certificate de depozit.

2.5 In cazul detinatorilor de certificate de depozit avand la baza actiuni suport emise de Electrica nerezidenti, Electrica va retine impozitul pe dividende din dividendul brut in cota standard in vigoare prevazuta de Codul Fiscal Roman daca:

(a) nu au optat pentru plata amanata si nu au transmis certificatul de rezidenta fiscala (inclusiv documentele prevazute la pct. 1.2. din Anexa 1, punctul A, referitoare la fondurile de pensii nerezidente) si eventualele clarificari solicitate, astfel incat acesta sa fie receptionat de Electrica cel tarziu la data de 25 mai 2022;

(b) au optat pentru plata amanata, dar nu au transmis certificatul de rezidenta fiscala (inclusiv documentele prevazute la pct. 1.2. din Anexa 1, punctul A, referitoare la fondurile de pensii nerezidente) si eventualele clarificari solicitate astfel incat acesta sa fie receptionat de Electrica in data de 2 decembrie 2022.

2.6 Actionarii nerezidenti care nu au cont deschis la Participant care doresc aplicarea prevederilor mai favorabile ale conventiei de evitare a dublei impuneri incheiate intre Romania si tara lor de rezidenta trebuie sa prezinte, pana la 25 mai 2022 (data la care trebuie sa fie receptionat de Electrica), certificatul de rezidenta fiscala valabil la Data Platii / emis in 2022, in termen de valabilitate, in original sau copie legalizata, apostilat / supralegalizat, daca este cazul, insotit/a de traducere autorizata in limba romana, precum si detalii de contact pentru eventuale clarificari asupra certificatelor de rezidenta fiscala (in cazul fondurilor de pensii nerezidente se vor depune si documentele prevazute la pct. 1.2. din Anexa 1, punctul A, referitoare la fondurile de pensii nerezidente). Daca documentele mentionate anterior si eventualele clarificari solicitate nu sunt transmise impreuna cu cererea de plata a dividendelor prin virament bancar inainte de plata dividendelor, Electrica va retine impozitul pe dividende din dividendul brut in cota standard prevazuta de Codul Fiscal Roman in vigoare.

2.7 Actionarii nerezidenti care solicita aplicarea unei conventii de evitare a dublei impuneri incheiate intre Romania si tara lor de rezidenta

May 2022), other observations enabling the correlation between tax documents and identity of the deposit certificates holder.

2.5 In the case of non-resident deposit certificates holders based on support shares issued by Electrica, Electrica will withhold dividend tax from the gross dividend in the standard rate in force provided by the Romanian Fiscal Code if:

(a) they have not opted for deferred payment and have not submitted tax residency certificate (including documents specified in section 1.2. of Annex 1, item A on non-resident pension funds) and any clarifications required, so that it is received by Electrica no later than 25 May 2022;

(b) they opted for deferred payment but have not submitted tax residency certificate (including documents specified in section 1.2. of Annex 1, item A on non-resident pension funds) and any clarifications requested so that it is received by Electrica no later than 2 December 2022.

2.6 Non-resident shareholders who do not have accounts opened with a Participant, who wish the application of more favourable provisions of double taxation avoidance convention, concluded between Romania and their country of residence, must submit until 25 May 2022 (the date on which must be received by Electrica) the tax residence certificate valid on the Payment Date / issued in 2022, valid, in original or certified copy, apostilled / super legalized, if necessary, accompanied by its Romanian certified translation, and by contact details for any clarification on tax residency certificates (in case of non-resident pension funds, the documents referred to in section 1.2. of Annex 1, item A on non-resident pension funds will also be submitted). If the aforementioned documents and any requested clarifications have not been submitted together with the request for payment of dividends by bank transfer before the payment of dividends, Electrica will withhold dividend tax from the gross dividend in the standard rate provided by the Romanian Fiscal Code in force.

2.7 Non-resident shareholders who request the application of double taxation avoidance convention, concluded between Romania and



vor specifica acest lucru in cererea de plata. De asemenea, actionarii nerezidenti care reprezinta fonduri de pensii, astfel cum sunt ele definite in legislatia statului membru al Uniunii Europene sau in unul dintre statele AELS, vor specifica acest aspect in cererea de plata.

\* \*

In situatia in care documentele suport mentionate in Anexa 1 sunt emise intr-o alta limba decat limba romana, acestea trebuie insotite de traducerea legalizata in limba romana, iar daca sunt emise de o autoritate straina acestea trebuie sa fie apostilate sau supralegalizate, dupa caz.

Titularul contului bancar in care se solicita transferul dividendelor poate fi doar actionarul. Plata dividendelor cuvenite actionarilor Electrica pentru exercitiul financiar 2021 este supusa prevederilor generale in materia prescriptiei, fiind prescrisa incepand cu data de 17 iunie 2025, respectiv in termen de 3 ani de la data de 17 iunie 2022.

BRD si Depozitarul Central, dupa caz, isi rezerva dreptul de a solicita actionarului / imputernicitului acestuia documente suplimentare in urma analizei cererilor de plata a dividendelor Electrica.

Informatii suplimentare privind procedura de plata a dividendelor pot fi solicitate:

- la BRD la adresa de email [titluri@brd.ro](mailto:titluri@brd.ro) sau la urmatoarele numere de telefon +40721.273.310 , +40 722.539.829 sau +40722.642.649.
- la Depozitarul Central la adresa de email [dividende@depozitarulcentral.ro](mailto:dividende@depozitarulcentral.ro).
- pentru alte tipuri de intrebari referitoare la dividende sau actiuni Electrica, va rugam sa accesati site-ul societatii [www.electrica.ro](http://www.electrica.ro), sectiunea *Investitori > Actiuni si Actionari > Dividende*, sau sa contactati departamentul de relatii cu investitorii din cadrul Electrica la adresa de email [ir@electrica.ro](mailto:ir@electrica.ro).

De asemenea, Electrica va publica o lista de raspunsuri la intrebari frecvente referitoare la plata dividendelor pe site-ul [www.electrica.ro](http://www.electrica.ro), la sectiunea *Investitori > Actiuni si Actionari > Dividende*, la urmatoarea adresa: <http://www.electrica.ro/investitori/actiuni-si-actionari/dividende/>.

their country of residence, will specify this in the request for payment. Also, non-resident shareholders representing pension funds, as defined in European Union Member State legislation or in one of the EFTA States, will specify this in the request for payment.

\* \*

If the supporting documents listed in Annex 1 are issued in a language other than Romanian, they must be accompanied by a legalized translation into Romanian and, if issued by a foreign authority, they must be authenticated by apostille or super legalized, as appropriate.

The holder of the bank account to which the dividends transfer is requested may only be the shareholder's account. Payment of dividends due to Electrica shareholders for the financial year 2021 is subjected to the general provisions in the matter of statute of limitation, the statute of limitation starting on 17 June 2025, respectively within 3 years from 17 June 2022. BRD and Depozitarul Central, as applicable, reserve the right to require the shareholder / its representative additional documents, after analysing Electrica's dividend payment applications.

Additional information on the procedure for dividends payment may be requested:

- at BRD, at e-mail address [titluri@brd.ro](mailto:titluri@brd.ro) or at the following phone numbers: +40721.273.310 , +40 722.539.829 sau +40722.642.649.
- at Depozitarul Central, at e-mail address [dividende@depozitarulcentral.ro](mailto:dividende@depozitarulcentral.ro).
- for other questions regarding Electrica's dividends or shares, please visit the company website [www.electrica.ro](http://www.electrica.ro), *Investors > Shares and Shareholders > Dividends* section, or contact Electrica's Investor Relations department at email address [ir@electrica.ro](mailto:ir@electrica.ro).

Also, Electrica will publish a list of answers to frequently asked questions regarding the dividend payment on website [www.electrica.ro](http://www.electrica.ro), under *Investors > Shares and Shareholders > Dividends* section, at the following address: [http://www.electrica.ro/en/investors/shares-and-shareholders/dividende\\_en/](http://www.electrica.ro/en/investors/shares-and-shareholders/dividende_en/).

\* \*

## **Nota de informare privind prelucrarea datelor cu caracter personal in scopul platii dividendelor**

Va informam ca Societatea Energetica Electrica SA prelucreaza datele cu caracter personal ale actionarilor in conformitate cu Regulamentul 679/2016 (GDPR) si legislatia nationala in vigoare.

Astfel in scopul platii dividendelor si a impozitului pe veniturile din dividende, precum si pentru eliberarea dovezilor/adeverintelor de plata a dividendelor si a impozitului pe veniturile din dividende, Societatea Energetica Electrica SA prelucreaza urmatoarele date cu caracter personal ale actionarilor, persoane fizice si, dupa caz, ale persoanelor fizice - reprezentanti ai actionarilor: datele cu caracter personal din Registrul actionarilor Societatii Energetice Electrica S.A. (Registrul actionarilor), respectiv: nume, prenume, cod numeric personal (CNP- cetateni romani) sau un cod unic de identificare echivalent (cetateni straini); seria si numarul actului de identitate (carte de identitate/pasaport/alt document echivalent), numar de identificare fiscala, adresa, numar actiuni, valoarea dividendului cuvenit fiecarui actionar (bruta / neta) si valoarea impozitului pe veniturile de dividende datorat de fiecare actionar, datele cu caracter personal din certificatele de rezidenta fiscala.

Datele cu caracter personal mentionate mai sus sunt obtinute de la Depozitarul Central sub forma unui extras din Registrul actionarilor sau din certificatele de rezidenta fiscala, de la participantii la sistemul Depozitarului Central S.A., in temeiul contractelor incheiate cu actionarii, pentru datele cu caracter personal prevazute in documentele transmise pentru evitarea dublei impuneri.

In vederea efectuarii platilor, datele cu caracter personal ale actionarilor sunt transmise catre:

- Angajati din cadrul Societatii Energetice Electrica S.A., care au ca sarcina de serviciu plata dividendelor,
- Depozitarul Central S.A.,
- Agentul de plata BRD - Groupe Societe Generale,
- Agentul fiscal pentru plata dividendelor
- Agentia Nationala de Administrare Fiscala.

Societatea Energetica Electrica SA nu transfera si nu intentioneaza sa transfere datele cu caracter personal catre alte companii, organizatii sau persoane din state terte sau catre organizatii internationale.

Datele personale vor fi arhivate potrivit legislatiei aplicabile.

\* \*

## **Information note on processing the personal data for the purpose of paying dividends**

We inform you that Societatea Energetica Electrica SA processes shareholders' personal data in accordance with Regulation 679/2016 (GDPR) and the national legislation in force.

Thus, for the purpose of paying dividends and dividend income tax, as well as for issuing evidence / certificates of payment of dividends and dividend income tax, Societatea Energetica Electrica SA processes the following personal data of shareholders, individuals and, if the case, of individuals who are shareholders' representatives: personal data from the Shareholders Register of Societatea Energetice Electrica S.A. (Shareholders Register), respectively: name, surname, personal numerical code (PIN - Romanian citizens) or an equivalent unique identification code (foreign citizens); series and number of the identity document (identity card / passport / other equivalent document), fiscal identification number, address, number of shares, value of the dividend due to each shareholder (gross / net) and the value of the dividend tax due by each shareholder, the personal data from the fiscal residence certificates.

The personal data mentioned above are obtained from Depozitarul Central in the form of an extract from the Shareholders Register or from the certificates of fiscal residence, from the participants in Depozitarul Central SA's system, based on the agreements concluded with shareholders, for the personal data provided in the documents submitted to avoid double taxation

In order to make payments, shareholders' personal data is transmitted to:

- Employees of Societatea Energetice Electrica S.A., whose task is to pay dividends,
- Depozitarul Central S.A.,
- The paying agent BRD - Groupe Societe Generale,
- The fiscal agent for the payment of dividends
- The National Agency of Fiscal Administration.

Societatea Energetica Electrica SA does not transfer or intend to transfer the personal data to other companies, organizations or individuals in third countries or to international organizations.

The personal data will be archived according to the applicable legislation.

Va puteti exercita oricând drepturile prevazute la art. 15-19 si 21 din Regulamentul 679/2016RGPD, prin transmiterea unei solicitari scrise la adresa str. Grigore Alexandrescu nr 9, sector 1, Bucuresti, sau prin e-mail la adresa [office@electrica.ro](mailto:office@electrica.ro).

Aveti de asemenea dreptul de a depune o plangere la ANSPDCP.

Pentru informatii suplimentare privind protectia datelor cu caracter personal prelucrate de Electrica, va rugam sa consultati nota de informare generala de pe website-ul companiei: <https://www.electrica.ro/wp-content/uploads/2018/05/nota-informare-gdpr.pdf>.

You can exercise at any time the rights provided in art. 15-19 and 21 of Regulation 679 / 2016 RGPD, by sending a written request to 9 Grigore Alexandrescu Street, sector 1, Bucharest, or by e-mail to [office@electrica.ro](mailto:office@electrica.ro).

You also have the right to file a complaint with the ANSPDCP.

For additional information regarding the protection of personal data processed by Electrica, please consult the general information note on the company's website: <https://www.electrica.ro/wp-content/uploads/2018/05/nota-informare-gdpr-en.pdf>.

Georgeta Corina Popescu  
Director General / Chief Executive Officer

Stefan Alexandru Frangulea  
Director Financiar / Chief Financial Officer

Alina Camelia Mustatea  
p. Director Departament Trezorerie / f. Head of Treasury

**Anexe la prezentul comunicat:**

**ANEXA 1 – DOCUMENTE SUPTOR PENTRU PLATA DIVIDENDELOR**

*ANEXA 1, PUNCTULA: Documente suport pentru plata dividendelor prin virament bancar in contul comunicat Depozitarului Central*

*ANEXA 1, PUNCTUL B: Documente suport pentru plata dividendelor in numerar/ prin virament bancar, pentru plati instructate BRD*

*ANEXA 1, PUNCTUL C: ALTE PREVEDERI*

**ANEXA 2: FORMULARE**

*ANEXA 2, PUNCTUL A: Formular colectare cod IBAN*

*ANEXA 2, PUNCTUL B: Cerere de plata prin virament bancar a dividendelor nete distribuite de Societatea Energetică Electrica SA - Persoane fizice*

*ANEXA 2, PUNCTUL C: Cerere de plata prin virament bancar a dividendelor nete distribuite de Societatea Energetică Electrica SA - Persoane juridice / alte entitati*

**Annexes to this announcement:**

**ANNEX 1: SUPPORT DOCUMENTS FOR DIVIDENDS PAYMENT**

*ANNEX 1, ITEM A: Support documents for dividends payment by bank transfer in the account communicated to the Depozitarul Central*

*ANNEX 1, ITEM B: Support documents for dividends payment in cash/by bank transfer, instructed to BRD*

*ANNEX 1, ITEM C: OTHER PROVISIONS*

**ANNEX 2: FORMS**

*ANNEX 2, ITEM A: IBAN collection form*

*ANNEX 2, ITEM B: Payment request by bank transfer form of the net dividends distributed by Societatea Energetică Electrica SA - Individuals*

*ANNEX 2, ITEM C: Payment request by bank transfer form of the net dividends distributed by Societatea Energetică Electrica SA - Legal persons / other entities*

**ANEXA 1 – DOCUMENTE SUPTOR  
PENTRU PLATA DIVIDENDELOR**

**ANNEX 1: SUPPORT DOCUMENTS FOR  
DIVIDENDS PAYMENT**

**ANEXA 1, PUNCTUL A**

**ANNEX 1, ITEM A**

**(A) Documente suport pentru plata dividendelor prin virament bancar in contul comunicat Depozitarului Central**

**(A) Support documents for dividends payment by bank transfer in the account communicated to Depozitarul Central**

1.1 Actionarii persoane fizice, personal sau prin reprezentant legal sau conventional, vor prezenta Depozitarului Central formularul de colectare cod IBAN, in care se vor preciza banca si contul (cod IBAN) deschis pe numele actionarului (modelul este atasat prezentului comunicat ca Anexa 2, Punctul A, fiind disponibil si pe site-ul Depozitarului Central - <https://www.roclear.ro/Detinatori/DetinatoriDistribuireDividende> si al Electrica - <https://www.electrica.ro/investitori/actiuni-si-actionari/dividende/>), insotit de:

1.1. Shareholders who are individuals, in person or by legal or conventional representative, will submit to Depozitarul Central the IBAN collection form, which specifies the bank and the account (IBAN code) opened in the name of shareholder (form is attached to this announcement as Annex 2, Item A, being also available on the website of the Depozitarul Central - <https://www.roclear.ro/Detinatori/DetinatoriDistribuireDividende> and on Electrica's website [https://www.electrica.ro/en/investors/shares-and-shareholders/dividende\\_en/](https://www.electrica.ro/en/investors/shares-and-shareholders/dividende_en/)), accompanied by:

- (a) copia actului de identitate valabil in care sa fie lizibil codul numeric personal, certificata de titular „conform cu originalul”;
- (b) extras de cont sau un document eliberat de banca (semnat si stampilat) prin care se confirma existenta contului pe numele actionarului, cu precizarea codului IBAN, in original;
- (c) copia documentelor care atesta calitatea semnatarului cererii de reprezentant legal sau conventional, daca este cazul; certificata de titular „conform cu originalul”;
- (d) copia dovezii platii tarif colectare cod IBAN (in cazul in care documentele sunt transmise catre Depozitarul Central inainte de Data Platii). Tariful de inregistrare a codului IBAN utilizat pentru efectuarea platilor prin virament bancar pentru actionari persoane fizice este de 5 Lei si se percepe pe solicitare.

- (a) copy of a valid ID, with legible personal identification code, and the holder must certify "according to the original";
- (b) bank statement or a document issued by the bank (signed and stamped), confirming the existence of the account on behalf of the shareholder, mentioning the IBAN code, in original;
- (c) copy of documents proving the capacity of the application signatory, as legal or conventional representative, if necessary; the holder must certify "according to the original";
- (d) copy of payment proof for the IBAN collection fee (if the documents are submitted to Depozitarul Central before the Payment Date). The registration fee of the IBAN used for making payments by bank transfer for individual shareholders is RON 5 and perceived per request.

1.2 Actionarii persoane juridice, prin reprezentant legal sau conventional, vor prezenta Depozitarului Central formularul de colectare cod IBAN in care se precizeaza banca si contul (cod IBAN) deschis pe numele actionarului (modelul este atasat prezentului comunicat ca Anexa 2, punctul A, fiind disponibil si pe site-ul Depozitarului Central <https://www.roclear.ro/Detinatori/DetinatoriDistribuireDividende> si al Electrica

1.2. Shareholders who are legal persons, by legal or conventional representative, will submit to the Depozitarul Central the IBAN collection form in which the bank and the account (IBAN code) opened in the name of shareholder are mentioned (form is attached to this announcement as Annex 2, Item A, available on the website of Depozitarul Central <https://www.roclear.ro/Detinatori/DetinatoriDistribuireDividende> and also on Electrica website

<https://www.electrica.ro/investitori/actiuni-si-actionari/dividende/>), insotit de:

- (a) copie a certificatului de inmatriculare; certificata de titular „conform cu originalul”;
- (b) copie dupa documentul care atesta calitatea de reprezentant legal al societatii (certificat constatator emis de registrul comertului / entitatea echivalenta pentru entitatile de nationalitate straina); certificata de titular „conform cu originalul”;
- (c) copia documentelor care atesta calitatea de reprezentant conventional a semnatarului cererii, daca este cazul; certificata de titular „conform cu originalul”;
- (d) extras de cont sau un document eliberat de banca (semnat si stampilat) prin care se confirma existenta contului pe numele titularului - persoana juridica, cu precizarea codului IBAN, in original;
- (e) in cazul fondurilor de pensii, (i) copie act de identitate al reprezentantului legal al societatii de administrare a fondului, in termen de valabilitate - carte/buletin de identitate cu CNP pentru cetatenii romani sau pasaport cu numar de identificare pentru cetatenii straini; (ii) copie certificat constatator al societatii de administrare a fondului/ alt document echivalent, nu mai vechi de 3 luni de zile, care sa mentioneze reprezentantul legal al societatii de administrare a fondului; (iii) copie certificat inregistrare/ alt document echivalent pentru societatea de administrare a fondului; (iv) copie decizie a autoritatii de reglementare care sa ateste autorizarea societatii de administrare a fondului si a fondului de pensii; (v) in cazul fondurilor de pensii nerezidente - certificat de rezidenta fiscala, in original sau in copie legalizata, apostilat/supralegalizat, daca este cazul, insotit de traducerea autorizata in limba romana, (vi) o declaratie pe proprie raspundere a reprezentantului legal al societatii de administrare a fondului care sa ateste ca autorizarea societatii de administrare a fondului si a fondului de pensii este valabila la data efectuarii platii, daca reprezinta fonduri de pensii astfel cum

[https://www.electrica.ro/en/investors/shares-and-shareholders/dividende\\_en/](https://www.electrica.ro/en/investors/shares-and-shareholders/dividende_en/)), accompanied by:

- (a) copy of the registration certificate - holder must certify "according to the original";
- (b) copy of the document certifying the capacity of the company's legal representative (certificate issued by the Trade Register / equivalent entity for entities of foreign nationality); holder must certify "according to the original";
- (c) copies of documents certifying the quality of the conventional representative of the application signatory, if necessary; holder must certify "according to the original";
- (d) bank statement or a document issued by the bank (signed and stamped) confirming the existence of the account on the holder's name - legal entity, specifying the IBAN, in original;
- (e) in the case of pension funds, (i) copy of the identity card of the fund management company's legal representative, valid card/ ID with PIN for Romanian citizens or passport with ID number for foreigners; (ii) copy of the fund management company's extract certificate / other equivalent document, not older than 3 months, stating the legal representative of the fund management company; (iii) copy of registration certificate / equivalent document for the fund management company; (iv) copy of the decision of the regulatory authority attesting authorization of the fund management company and of the pension fund; (v) in the case of non-resident pension funds - tax residency certificate, original or certified copy, apostilled / super legalized, if necessary, accompanied by its Romanian certified translation, (vi) an affidavit of legal representatives of the administration fund stating that the authorization of the fund management company and the pension fund is valid on the date of payment if the pension fund is as defined in European Union Member State legislation or in one of the EFTA States and, if available, information on the official website of the regulator in the home country where pension fund status can be verified;

sunt ele definite in legislatia statului membru al Uniunii Europene sau in unul dintre statele AELS, si daca sunt disponibile, informatii cu privire la site-ul oficial al autoritatii de reglementare din tara de origine unde poate fi verificat statutul de fond de pensii;

(f) copia dovezii platii tarif colectare cod IBAN (in cazul in care documentele sunt transmise catre Depozitarul Central inainte de data platii). Tariful de inregistrare a codului IBAN utilizat pentru efectuarea platilor prin virament bancar pentru actionar persoana juridica este de 10 Lei si se percepe pe solicitare.

- 1.3 Formularele de colectare cod IBAN se vor transmite prin posta la adresa: Depozitarul Central SA – Bucuresti, Bd. Carol I nr. 34 - 36, sector 2 sau vor fi depuse la sediul Depozitarului Central.
- 1.4 Depozitarul Central verifica documentatia transmisa de actionari potrivit celor mentionate la punctul 1.1, respectiv 1.2 de mai sus, iar in cazul in care documentatia nu este completa solicita completarea acesteia.
- 1.5 In cazul in care se doreste plata prin virament bancar in Data Platii, formularele de colectare cod IBAN trebuie receptionate de catre Depozitarul Central cu cel putin 4 zile anterior Datei Platii.
- 1.6 In cazul formularelor de colectare cod IBAN receptionate ulterior termenului prevazut la punctul 1.5 de mai sus, devin aplicabile prevederile sectiunii I. pct. 2.3 din prezentul comunicat. Depozitarul Central va lua in considerare formularele de colectare cod IBAN receptionate cel mai tarziu cu 3 zile anterior datei-limita de distribuire a dividendelor indicata in Formularul de comanda.

(f) a copy of proof of the IBAN collection fee payment (if the documents are submitted to Depozitarul Central). The registration fee of the IBAN used for making payments via bank transfer to the shareholder legal person is RON 10 for legal person shareholder and is perceived per request.

- 1.3. IBAN collection forms should be mailed to: Depozitarul Central SA - Bucharest, 34-36 Carol I Blvd, district 2, or they may be submitted directly at the HQ of Depozitarul Central.
- 1.4. Depozitarul Central verifies the documentation submitted by shareholders according to the provisions mentioned in paragraphs 1.1 and 1.2 above, and if the documentation is not complete, requests its completion.
- 1.5. If payment by bank transfer on the Payment Date is required, IBAN code collection forms must be received by Depozitarul Central at least 4 days prior to the Payment Date.
- 1.6. In case of IBAN code collection forms received after the deadline stipulated in section 1.5 above, the provisions of Section I. item 2.3 of this announcement become applicable. Depozitarul Central will take into consideration the IBAN code collection forms received at least 3 days prior to the dividends distribution deadline, indicated in the order form.

## ANEXA 1, PUNCTUL B

- (B) Documente suport pentru plata dividendelor in numerar / prin virament bancar, pentru plati instructate BRD**
- (1) Lista de documente necesare incasarii/virarii sumelor cuvenite actionarilor persoane fizice - plati procesate in numerar/virament la ghiseele BRD**
- 1.1 Actionar persoana fizica rezidenta:
- act de identitate avand in scris codul numeric personal (C.N.P.), in original; identificarea actionarului de catre BRD se va face pe baza informatiei regasite in campul rezervat CNP.
- 1.2 Actionar persoana fizica nerezidenta:
- pasaport a carui serie si numar trebuie sa corespunda cu cele cu care este inregistrat actionarul in evidentele Depozitarului Central, in original.
- 1.3 Reprezentant legal (in speta tutore / parinte) al actionarului persoana fizica avand varsta sub 14 ani:
- actul de identitate al tutorelui /parintelui (in original)
  - certificatul de nastere (in original) al actionarilor care trebuie sa aiba in scris C.N.P.-ul + 1 fotocopy certificata pentru conformitate cu originalul (fotocopia se retine de catre BRD);
  - actul juridic ce instituie tutela in cazul tutorelui care nu este unul dintre parinti + 1 fotocopy certificata pentru conformitate cu originalul (fotocopia se va retine de catre BRD).
- 1.4 In calitate de curator al actionarilor persoane fizice avand instituita curatela:
- actul de identitate al curatorului (in original)
  - actul de identitate (in original) al actionarului avand in scris codul numeric personal (C.N.P.) + 1 fotocopy certificata pentru conformitate cu originalul (fotocopia se va retine de catre BRD);
  - actul juridic ce instituie curatela (in original) + 1 fotocopy certificata pentru conformitate cu originalul (fotocopia se va retine de catre BRD).
- 1.5 In calitate de imputernicit al actionarilor persoane fizice:
- procura speciala autentificata la notariat (in original) care cuprinde imputernicirea de ridicare a dividendelor eliberata cu nu

## ANNEX 1, ITEM B

- (B) Support documents for dividends payment in cash / by bank transfer, instructed to BRD**
- (1) List of documents necessary to cash/transfer the amounts inured to the shareholders, individuals, payments processed in cash/bank transfer at BRD counters**
- 1.1 Resident shareholder, individual:
- identity card with PIN, in original; shareholder's identification by BRD is made based on information found in PIN field.
- 1.2 Non-resident shareholder, individual:
- passport, whose series and number must correspond to the shareholder's information registered within Depozitarul Central, in original
- 1.3 Legal representative (namely legal guardian/parent) of an individual shareholder under 14 years old:
- legal guardian's / parent's identity card, in original;
  - birth certificate (in original) of shareholders, with PIN + 1 photocopy certified for conformity with the original (photocopy will be retained by BRD);
  - legal document which proves the guardianship, for the guardian who is not one of the parents + 1 photocopy certified for conformity with the original (photocopy will be retained by BRD).
- 1.4 As curator of shareholders, individuals, with trusteeship:
- curator's identity card (in original);
  - shareholder's identity card, in original, with PIN + 1 photocopy certified for conformity with the original (photocopy will be retained by BRD);
  - legal document which proves the trusteeship + 1 photocopy certified for conformity with the original (photocopy will be retained by BRD).
- 1.5 As empowered of the shareholders, individuals:
- special notarized Power of Attorney (in original) that includes the empowerment to collect the dividends, issued no later than 3



mai mult de 3 ani anteriori datei in care se efectueaza plata, cu exceptia cazului in care imputernicirea are un termen de valabilitate mai mare de 3 ani si este valabila la data la care se efectueaza plata + 1 fotocopie certificata pentru conformitate cu originalul (fotocopia se va retine de catre BRD);

- actul de identitate al imputernicitului avand inscris codul numeric personal (C.N.P.), in original

**Nota 1:** In cazul coproprietarilor, platile se vor procesa sub conditia prezentarii la ghiseu a tuturor coproprietarilor, personal sau prin reprezentant legal si/sau conventional.

**Nota 2:** Documentele prezentate intr-o limba straina vor fi insotite de traducerea legalizata in limba romana iar daca sunt emise de o autoritate straina acestea trebuie sa fie apostilate sau supralegalizate, dupa caz.

**Nota 3: BRD va putea realiza plati in numerar in limita sumelor stabilite in legislatia aplicabila.**

**Nota 4: In cazul platilor prin virament bancar in alte banci decat BRD la documentele de mai sus se anexeaza si extras de cont certificat de banca unde se solicita transferul dividendelor sau document doveditor emis de banca din care sa reiasa titularul contului bancar. Titularul contului poate fi doar actionarul.** Formularele specifice reprezentand Cereri de plata prin virament bancar a dividendelor pe anul 2021, se gasesc pe site-ul <https://www.electrica.ro/investitori/actiuni-si-actionari/dividende/>

### 1.6 Situatii exceptionale

Nu se vor efectua plati de dividende nete la ghiseu in urmatoarele cazuri:

- catre actionarii al caror CNP din actele prezentate la ghiseu nu concorda cu cel inscris in evidentele BRD si primite de la Depozitarul Central. Acestia vor fi indrumati catre Depozitarul Central;
- catre mostenitorii actionarilor, in baza certificatelor de mostenitor. Acestia vor fi indrumati catre Depozitarul Central;
- in orice alta situatie exceptionala, caz in care actionarii nereprezentati de Participant vor fi indrumati catre Depozitarul Central.

years prior to the payment date, except for empowerments with a validity of more than 3 years, valid on the payment date + 1 photocopy certified for conformity with the original (photocopy will be retained by BRD);

- the empowered person's identity card, with PIN, in original.

**Note 1:** In case of co-owners, the payments will be processed under the condition of the presence at the counter of all the co-owners, in person or by legal and/or conventional representative.

**Note 2:** Documents submitted in a foreign language will be accompanied by an authenticated translation into Romanian and, if a foreign authority issued them, then they will be authenticated by apostille or super legalized, as applicable.

**Note 3: BRD will be able to perform cash payments in the limit of amounts established by the applicable legislations.**

**Note 4: In case of bank transfer payments to banks other than BRD, the above documents will have attached a bank statement certified by the bank where the dividends transfer is required or a document, issued by the bank, which confirms the bank account holder. The account's holder can be only the shareholder.** The specific forms representing Payment requests by bank transfer of the 2021 dividends may be found on the websites [https://www.electrica.ro/en/investors/shares-and-shareholders/dividende\\_en/](https://www.electrica.ro/en/investors/shares-and-shareholders/dividende_en/)

### 1.6 Exceptional situations

No net dividend payments will be made at the counter in the following cases:

- to the shareholders whose PIN of the documents submitted at the counter is inconsistent with the one mentioned in the BRD records and received from Depozitarul Central. They will be guided to Depozitarul Central;
- to the shareholder's heirs, based on heir certificates. They will be guided to Depozitarul Central;
- any other exceptional situation, in which case the shareholders not represented by the Participant will be guided to Depozitarul Central.

(2) **Lista de documente necesare incasarii/virarii sumelor cuvenite actionarilor persoane juridice - plati procesate in virament la ghiseele BRD**

- certificatul de inmatriculare / inregistrare al persoanei juridice / entitatii in Registrul Comertului / alt document echivalent care sa ateste inregistrarea persoanei juridice/entitatii la autoritatea competenta + 1 fotocopie care se va retine de catre BRD;
- act de identitate al reprezentantului legal sau, dupa caz, al mandatarului;
- certificatul constatator de la Registrul Comertului / document echivalent emis de autoritatea competenta nu mai vechi de 3 luni care sa mentioneze reprezentantul legal al societatii + 1 fotocopie care se va retine de catre BRD;
- procura notariala in original sau in copie legalizata (procura se va retine de catre BRD), daca este cazul.

Plata actionarilor persoane juridice se va efectua numai prin virament bancar.

**In cazul platilor prin virament bancar in alte banci decat BRD la documentele de mai sus se anexeaza si extras de cont certificat de banca unde se solicita transferul dividendelor sau document doveditor emis de banca din care sa reiasa titularul contului bancar. Titularul contului poate fi doar actionarul.**

(2) **List of documents necessary to cash/transfer sums to legal entities shareholders - payments processed by bank transfer at BRD counters**

- registration certificate / registration of the legal person / entity within the Trade Register / other equivalent document attesting registration of legal person / entity to the competent authority + 1 photocopy which will be retained by BRD;
- identity card of the legal representative or, if applicable, of the empowered representative;
- ascertain certificate from the Trade Register / equivalent document issued by the competent authority, not older than 3 months, mentioning the legal representative + 1 photocopy which will be retained by BRD;
- notarized power of attorney in original or certified copy (power of attorney will be retained by BRD), if applicable.

Payment to the shareholders, legal entities, will be made only by bank transfer.

**In case of payments by bank transfer in banks other than BRD, the above documents will also contain a certified bank statement, issued by the bank where the dividends transfer is requested, or supporting document issued by the bank, confirming the bank account holder. The account holder can be the shareholder only.**

## ANEXA 1, PUNCTUL C

### (C) Alte Prevederi

#### (1) Instrumente financiare detinute in coproprietate

In cazul instrumentelor financiare detinute in coproprietate de doi sau mai multi actionari, plata dividendelor se va realiza cu urmatoarele particularitati:

- 1.1 In cazul platilor prin virament bancar in contul actionarilor nereprezentati de Participant, Depozitarul Central va vira dividendele cuvenite coproprietarilor in contul indicat de Electrica sau, in cazul in care aceasta informatie nu a fost furnizata Depozitarului Central, in contul indicat de catre toti coproprietarii in baza solicitarii comune adresata Depozitarului Central.
- 1.2 In cazul platilor la ghiseele BRD, platile se vor face in numerar sau virament (in functie de solicitarea actionarilor coproprietari) cu conditia ca toti coproprietarii sa se prezinte la BRD, personal sau prin reprezentant legal si / sau conventional si sa prezinte documentele prevazute la sectiunea 1 din Anexa 1, punctul B.
- 1.3 In cazul platilor in conturile Participantilor, dividendele cuvenite coproprietarilor vor fi virate Participantului ai carui clienti sunt.
- 1.4 In situatia in care coproprietarii solicita atat inregistrarea de catre Depozitarul Central a transferului direct de proprietate asupra instrumentelor financiare ca efect al iesirii din indiviziune, in conformitate cu Regimul juridic aplicabil, cat si plata directa catre fiecare dintre coproprietari conform numarului de instrumente dobandite in proprietate exclusiva, Depozitarul Central va bloca plata dividendelor si va informa Electrica cu privire la inregistrarea respectivului transfer de proprietate si numarul de instrumente financiare dobandite in proprietate exclusiva de catre fiecare dintre coproprietari. Electrica va calcula valoarea dividendelor corespunzatoare fiecarui fost coproprietar si va transmite Depozitarului Central informatiile pentru plata dividendelor catre fiecare dintre acestia, plata urmand a se face conform prezentei proceduri, dupa ce datele corespunzatoare au fost comunicate BRD.

## ANNEX 1, ITEM C

### (C) Other Provisions

#### (1) Financial instruments held in co-ownership

In case of financial instruments held in co-ownership by two or more shareholders, the dividends payment will be made with the following features:

- 1.1. In case of bank transfer payments to the account of shareholders not represented by a Participant, Depozitarul Central will transfer the dividends owed to the co-owners to the account indicated by Electrica or, if this information has not been provided to Depozitarul Central, into the account indicated by all the co-owners, based on a joint request addressed to Depozitarul Central.
- 1.2. In case of cash payments at BRD counters, payments will be made in cash or bank transfer, (depending on the request of the co-owners shareholders), provided that all co-owners come to BRD in person or through legal and / or conventional representative, and submit the documents referred to in section 1 of Annex 1, item B.
- 1.3. In case of payments into the participants' accounts, the dividends owed to the co-owners will be paid to the Participant, whose clients these are.
- 1.4. In the event that the co-owners require registration to Depozitarul Central of direct transfer of financial instruments ownership, as a result of exiting the tenancy, in accordance to the applicable legal regime, as well as direct payment to each of the co-owners according to the number of instruments acquired in exclusive property, Depozitarul Central will block payment of dividends and will inform Electrica on that transfer of ownership registration and also on the number of financial instruments acquired in exclusive ownership by each co-owner. Electrica will calculate the dividend amount corresponding to each former co-owner and transmit the information to Depozitarul Central on each dividend payment, payment being made in accordance with this procedure, after the corresponding information was communicated to BRD.

## **(2) Actionari decedati**

- 2.1. In cazul in care in documentele cuprinzand datele necesare efectuării plății dividendelor către acționari sunt incluse persoane decedate, iar moștenitorii acestora solicită atât înregistrarea transferului direct de proprietate asupra instrumentelor financiare ca efect al succesiunii, în conformitate cu Regimul juridic aplicabil, cât și plata dividendelor convenite, Depozitarul Central va bloca plata dividendelor convenite acționarului decedat și va informa Electrica cu privire la înregistrarea transferului de proprietate, identitatea moștenitorului / moștenitorilor și numărul de instrumente financiare dobândite în proprietate de acesta/aceștia.
- 2.2. In situația în care urmare a efectuării transferului de proprietate ca efect al succesiunii instrumentele financiare sunt dobândite în coproprietate, devin aplicabile prevederile de la secțiunea 1 din Anexa 1, punctul C.
- 2.3. In situația în care urmare a efectuării transferului de proprietate moștenitorii dobândesc în proprietate exclusivă instrumentele financiare, Electrica va calcula valoarea dividendelor corespunzătoare fiecărui moștenitor și va transmite Depozitarului Central informațiile privind sumele convenite pentru plata dividendelor către fiecare dintre aceștia, plata care se va realiza de către Depozitarul Central conform prezentei proceduri, după ce datele corespunzătoare au fost comunicate BRD.

## **(3) Limitari**

Electrica nu va avea nicio răspundere în cazul în care plata de dividende nu va putea fi efectuată sau va fi efectuată cu întârziere din motive neimputabile Electrica, inclusiv, dar fără a se limita la, în cazul în care Electrica este notificată de instituirea unei opriți asupra sumelor de bani reprezentând dividendele acționarului relevant sau dacă acționarul nu poate primi în numerar suma integrală reprezentând dividende ca urmare a depășirii oricărei limite legale cu privire la plata în numerar.

## **(2) Deceased shareholders**

- 2.1. If the documents containing data required for payment of dividends to shareholders include deceased persons and their successors require registration of direct transfer of ownership of financial instruments, as a result of the succession, in accordance to the applicable legal regime, as well as the payment of inherited dividends, Depozitarul Central will block payment of dividends inherited to the deceased shareholder and will inform Electrica on registration of transfer of ownership, heir / heirs identity, number of financial instruments acquired in ownership by him / them.
- 2.2. If, as result of the property transfer succession, financial instruments are acquired in ownership, provisions of section 1 of Annex 1, item C become applicable.
- 2.3. If, as a result of property transfer, heirs acquire in exclusive property the financial instruments, Electrica will calculate the dividend corresponding to each heir and Depozitarul Central will transmit information on the dividend payment amounts for each of them, that payment will be done by Depozitarul Central, according to actual procedure, after the corresponding information was communicated to BRD.

## **(3) Limitations**

Electrica will have no liability if the payment of dividends will not be made or will be made late for reasons beyond Electrica, including, but not limited to, if Electrica is notified of establishment of sequestration on amounts representing relevant shareholder dividends or if the shareholder may not receive cash dividends representing the full amount as a result of exceeding any legal limits on cash payment.