

## **NOTICE OF THE ANNUAL GENERAL MEETING OF PHOTON ENERGY N.V.**

with its registered address at Barbara Strozziilaan 201, 1083 HN Amsterdam, The Netherlands, registered with the Chamber of Commerce in Amsterdam under number 51447126 (the “Company”) to be held at the registered address of the Company at Barbara Strozziilaan 201, 1083 HN Amsterdam, The Netherlands, on **31 May, 2022, at 11:00 a.m. CET.**

### **Agenda of the Annual General Meeting (the “Meeting”):**

1. Opening and announcements; election of the chairman and secretary of the Meeting;
2. Consideration of the annual report 2021 and approval of the annual financial statements (stand-alone and consolidated) and allocation of the result;
3. Consideration of the Remuneration Report by the Supervisory Board (advisory vote), and adoption of the Remuneration Policy;
4. Granting discharge to the members of the Management Board of the Company;
5. Granting discharge to the members of the Supervisory Board of the Company;
6. Extension of the Supervisory Board to 3 (three) members and appointment of a new member of the Supervisory Board of the Company;
7. Appointment of the auditor for the financial year 2022;
8. Granting authorization to the Management Board to acquire shares in the share capital of the Company;
9. Granting authorization to the Management Board to issue shares of the Company;
10. Granting authorization to the Management Board to limit/exclude pre-emption rights of shareholders to the newly issued shares;
11. Closing.

All documentation concerning the Meeting including the agenda, annual report (including the Remuneration Report) with explanatory notes, as well as draft of the resolutions are available for inspection by shareholders at the Company’s registered address and on the website at: <https://www.photonenergy.com/en/investor-relations.html> since the date of this announcement until the date of the Meeting.

### **Record Date**

In accordance with the Articles of Association of the Company, the shareholders of the Company, entitled to attend and vote at the Meeting, are shareholders who obtain from their custodian bank, a brokerage house, an investment firm or other authorized entity operating their investment accounts on which the Company’s shares are registered, a depository certificate (“swiadectwo depozytowe”) evidencing their shareholding in the Company on **3 May, 2022** (the “**Record Date**”), irrespective of who the shareholders of the Company are at the time of the Meeting.

### **Attending the Meeting in person**

Persons/entities who are entitled and wish to attend and vote at the Meeting will be allowed to attend and vote only if they provide, at the latest during the registration for the Meeting, below documents:

- (i) identity document, such as passport of a shareholder in case of physical persons or an extract from the companies register in case of a legal entity and the passport of the authorised representatives of such entity;

- (ii) depository certificate issued by the shareholder's relevant broker, investment firm or a custodian bank, that on the Record Date he/she was included in the records of the bank or the broker as the holder of the Company's shares;
- (iii) proxy form (in case a shareholder prefers to attend through an authorized person) on the basis of which a shareholder can authorize a third party to act and cast a vote on behalf of a shareholder. A proxy form can be downloaded from the website of the Company: <https://www.photonenergy.com/en/investor-relations.html>;

All shareholders who intend to attend the Meeting in person or through an authorized person are kindly requested to inform the Company and send their depository certificates either to the Company's registered address or by email at [kd@photonenergy.com](mailto:kd@photonenergy.com), no later than on **25 May, 2022 at 17:00 CET** at the latest. Registration of admittance will take place on **31 May, 2022, from 9:30am to 11:00am CET**, i.e. before the commencement of the Meeting and it will not be possible to register and attend the Meeting after that time.

### **Voting prior to the Meeting through voting instructions**

The shareholders are given an opportunity to vote prior to the Meeting by sending voting instructions to the Company. Shareholders who wish to use this form of voting will have to provide the following by mail to the Company's registered office or via e-mail to [kd@photonenergy.com](mailto:kd@photonenergy.com) no later than on **25 May, 2022 at 17:00 CET** in order to qualify as a vote:

- (i) voting instructions, downloaded from <https://www.photonenergy.com/en/investor-relations.html>, dated after the Record Date and duly signed by the shareholder;
- (ii) depository certificate issued by the shareholder's relevant broker, investment firm or a custodian bank, that on the Record Date he/she was included in the records of the bank or the broker as the holder of the Company's shares;
- (iii) a copy of an identity document of the shareholder, such as a passport in case of physical persons or an extract from the companies register in case of a legal entity and the passport of the authorised representatives of such entity.

### **Questions**

Shareholders can ask questions with respect to the agenda of the Meeting by sending those questions in writing to the registered address of the Company or via e-mail to [kd@photonenergy.com](mailto:kd@photonenergy.com). Questions submitted at least 72 hours before the start of the Meeting shall be answered during Meeting and shall be published in the Meeting's minutes.

Management Board of Photon Energy N.V.

Georg Hotar      Michael Gartner  
 Director        Director