Prepared on: 11.03.2016

Subject:
Second notice on the planned company merger

Legal basis:
Article 56 section 1 item 2 of the Offering Act – current and interim disclosures.

Report contents:
The Management Board of BEST S.A., with its registered office in Gdynia (later referred to as the Issuer), according to Article 504 § 1 and § 2 item 2 of the Commercial Companies Code (later referred to as the CCC), notifies the shareholders for the second time about the planned merger with its subsidiaries: Actinium Inwestycje spółka z ograniczoną odpowiedzialnością, Gamex Inwestycje spółka z ograniczoną odpowiedzialnością and Gamex spółka z ograniczoną odpowiedzialnością (later referred to as the Acquired Companies). The companies will be merged according to Article 492 § 1 item 1 of the CCC, i.e. by transferring all assets of the Acquired Companies to the Issuer, without increasing the Issuer’s share capital.

The details on the merger are presented in the merger plan, which was published as an annex to the Issuer’s Current Report No. 9/2016 of 26 January 2016. The merger plan is available on the Issuer’s website (www.best.com.pl) and on the Acquired Companies’ websites (www.gamex.best.com.pl, www.gamexinwestycje.best.com.pl and www.actiniuminwestycje.best.com.pl) and will be available until the end of the Issuer’s general meeting on the merger, to be held on 25 March 2016, 10:00, in Gdynia, ul. Łużycka 8a, and until the end of the general meetings of the Acquired Companies, which are also to be held on 25 March 2016. A statutory auditor’s opinion, prepared based on Article 503 § 1 CCC, was published in Current Report No. 17/2016 of 23 February 2016.

In addition, the Management Board would like to announce that the Issuer’s and the Acquired Companies’ shareholders have a right to peruse the documents referred to in Article 505 § 1 CCC, i.e.:
1. merger plan with the annexes referred to in Article 499 § 2 CCC,
2. financial statements and management reports of the Issuer and of the Acquired Companies for the last three financial years as well as the opinions and reports of statutory auditors (if such opinions or reports were prepared), and if a merging company has operated for less than three years, that company’s statements and reports for the whole operating period,
3. management reports of the Issuer and of the Acquired Companies for merger purposes, as stipulated by Article 501 CCC,
4. an auditor’s opinion, as referred to in Article 503 § 1 CCC.

The above documents are available at the Issuer’s premises in Gdynia, ul. Morska 59, until 18.03.2016, and from 21.03.2016 at ul. Łużycka 8a, beginning on the publication date of this report, to the adoption date of a resolution on the merger, and can be accessed on working days (except Saturdays) from 09:00 to 15:00.
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<th>Date</th>
<th>Name</th>
<th>Position/function</th>
<th>Signature</th>
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<tbody>
<tr>
<td>2016-03-11</td>
<td>Marek Kucner</td>
<td>Vice President of the Management Board</td>
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<tr>
<td>2016-03-11</td>
<td>Barbara Rudziks</td>
<td>Member of the Management Board</td>
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