

SPFA Amendment and Scheme of Arrangement update

28 February 2019

A meeting of SPFA Lenders as scheme creditors took place in London on 26 February 2019 to vote to approve the English law scheme of arrangement proposed by Agrokor d.d. (the “Scheme”). The Scheme is designed to implement certain amendments to the super-priority term facilities agreement dated 8 June 2017 (the “SPFA”) and novate the SPFA to the new Group, as contemplated in the Settlement Plan approved by creditors on 4 July 2018.

The background to the Scheme and the process generally is outlined in further detail in a press release made by Agrokor d.d. on 6 February 2019 entitled “SPFA Amendment and Scheme of Arrangement Update 6 February 2019”, which can be accessed [here](#).

99.99% (by value) and 97.92% (by number) of Scheme creditors present in person or by proxy at the Scheme meeting voted in favour of the Scheme. The statutory majority required to approve the Scheme is a majority in number, representing at least 75% in value, of the Scheme creditors who are either voting in person or by proxy at the Scheme meeting. As such, the Scheme was successfully approved by the requisite Scheme creditors at the Scheme meeting on 26 February 2019.

A hearing took place on Thursday 28 February 2019 in London whereby Justice Fancourt of the High Court of England & Wales granted an order approving the Scheme. The Scheme will become effective imminently.