

MDX



Invitation to Annual Ordinary General Meeting of the Shareholders

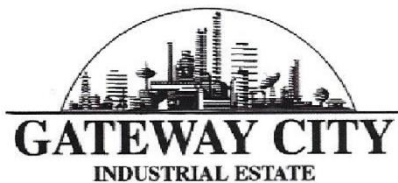
For the Year 2024 via The Electronic Media Platform (E-AGM)

MDX Public Company Limited



MDX Public Company Limited

**Invitation to Annual Ordinary General Meeting
of the Shareholders for the Year 2024
via The Electronic Media Platform (E-AGM)**



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MDX Public Company Limited
Invitation to Annual Ordinary General Meeting
of the Shareholders for the Year 2024 via The Electronic Media Platform (E-AGM)

Ref. No. 01/10/24

March 21, 2024

Subject : Invitation to Annual Ordinary General Meeting of the Shareholders for the year 2024 via the Electronic Media Platform (E-AGM)

Attention : Shareholders of MDX Public Company Limited

Attachments : 1) Copy of the Minutes of Annual Ordinary General Meeting of the Shareholders for the Year 2023 (to consider Agenda # 1)
2) 2023 Annual Report (Form 56-1 One Report) and Financial Statements for the accounting period ended December 31, 2023 (to consider Agenda 2, 3 and 4)
3) Details of Retiring Directors that are proposed to be re-elected and definition of Independent Directors (to consider Agenda 5)
4) Details of Directors' Remuneration (to consider Agenda 6)
5) Details of the Company's Auditors (to consider Agenda 7)
6) Proxy Form B
7) Directors' Information for consideration regarding shareholders' proxy
8) Documents or Evidences showing an identity of the shareholder or a representative of the shareholder (proxy) entitled to attend the meeting
9) Company's Articles of Association relating to the Ordinary General Meeting of the Shareholders
10) Guidelines for Attending the Annual Ordinary General Meeting of the Shareholders via The Electronic Media Platform (E-AGM) and Proxy

As the Board of Directors of the Company has resolved to convene the Annual Ordinary General Meeting of the Shareholders for the year 2024 on Tuesday, April 23, 2024 at 10:00 a.m. solely via the Electronic Media Platform (E-AGM) without arranging the conference room for the shareholders;

in accordance with the rules stipulated in the law relating to electronic conferencing ; at the Company's Headquarters, No. 199, Floor 12A, Ratchadaphisek Road, Khlongtoei Subdistrict, Khlongtoei District, Bangkok 10110. The agenda of businesses to be transacted at the meeting as followings;

Agenda 1 To Consider and Approve the Minutes of the Annual Ordinary General Meeting of the Shareholders for the Year 2023 Held on April 25, 2023

Proposal objectives : To request the Meeting to approve the said Minutes of the Meeting.
Directors' opinion : The Board recommends that the said Minutes of the Meeting should be approved as proposed. (Attachment # 1)

Agenda 2 To Consider and Acknowledge the Directors' Report Regarding Operating Results of the Company for the year 2023 and Corporate Governance Policy

Proposal objectives : For the Meeting to consider and acknowledge the said report.
Directors' opinion : The Board recommends that the Meeting should acknowledge the said report. (Attachment # 2)

Agenda 3 To Consider and Approve the Financial Statements for the Accounting Period Ended December 31, 2023

Proposal objectives : For the Meeting to consider and approve the said Financial Statements.
Directors' opinion : The Meeting should consider and approve the said financial statements which were reviewed by Board of Directors and audited by Auditors, as details appeared in the 2023 Annual Report (Form 56-1 One Report), which was sent to shareholders along with this Invitation. (Attachment # 2)

Agenda 4 To Consider and Approve the Dividend Omission and Non-Allocation of the Net Profit for the 2023 Operating Results

Proposal objectives : For the Meeting to approve the dividend omission and non-allocation of the net profit for legal reserves for the 2023 operating results.
Directors' opinion : Even though the company's operating results for the year 2023, the company has experienced profitable operations. But there is still the accumulated loss. Thus; the company is unable to pay dividends to Shareholders. The Meeting then asked for approval non-allocation of net profit 5% as legal reserve and omission of dividend payment

for the Company's operating results for the accounting period ending December 31, 2023.

Agenda 5 To Consider and Approve the Re-election of the Directors to Replace Those Who Are Retired by Rotation

Proposal objectives : For the Meeting to consider the re-election of the directors to replace those who retire from office by rotation, according to the Company's Articles of Association.

Directors' opinion : The Company's Articles of Association Article 17 stipulates that at every Annual Ordinary General Meeting of Shareholders, one-third of the total number of directors of the Company shall retire from the position consider from the director with the longest time being in position. For this time, there will be three directors to retire, namely Mr. Pracha Hetrakul Mr. Sawad Puipunthavong and Mrs. Poonsub Autsawanapakart. The Board has cautiously and considered, in order to propose the Meeting to consider the re-election of the directors retiring by rotation two directors i.e. Mr. Pracha Hetrakul and Mrs. Poonsub Autsawanapakart and approve the appointment of new directors, namely Mr. Nikhom Wanichwattanaramluek , as the Independent Director and Audit Committee and Mr. Krithiran Rawiphatakkaraya, as the Director and Executive Director.

As the Board of opinion that the directors who have passed the consideration according to the process set by the Company and have qualifications according to relevant regulations and suitable for the company's business operations with high educational background and extended experiences have performed his duty efficiently. (Information of the directors and the definitions of independent director as detailed in Attachment # 3, page 22-26 and no shareholders nominate directors.)

Agenda 6 To Consider and Approve the Directors' Remuneration for the Year 2024

Proposal objectives : For the Meeting to approve of the directors' remuneration in accordance with the Public Limited Companies Act B.E. 2535 and the Company's Articles of Association, Article 15 .

Directors' opinion : The Board considered this matter thoroughly to ensure appropriation and informs the Meeting that the directors' remuneration for the year 2024 should be paid exceeding THB 14 million as; the same rules, rationale and amount from the previous year and also to allow the Board to be able to appropriately define other remunerations.
(Details of directors' remuneration as per Attachment # 4)

Agenda 7 To Consider and Approve the Appointment of Auditors and Fixing of Audit Fee for the Year 2024

Proposal objectives : For the Meeting to approve the appointment of auditors of the Company and fixing of audit fees for the year 2024.

Directors' opinion : The Board of Directors concurred with the recommendation proposed by the Audit Committee that the Meeting is recommended to approve the appointment of
Ms. Susan Iamwanitcha, CPA. No. 4306 or
Ms. Wanraya Puttasatien, CPA. No. 4387 or
Mr. suchart Panitcharoen, CPA. No. 4475 or
Ms. Chuenta Chommoen, CPPA. No. 7570 or
Ms. Waraporn Intaraprasit, CPA.No. 7881 or
Ms. Wandee Iamwanitcha, CPA. No. 8210 or
Mr. Kiattisak Wanithanon, CPA. No. 9922 or
Ms. Amornrat Chuathongborisut, CPA. No. 10998 or
Ms. Chonticha Lertwilai, CPA. No. 12258
of S P Audit Company Limited to be the Company's auditor for the accounting period of the year 2024 as the aforementioned auditors, the S P Audit Company Limited has no relation and no conflict of interests with the company, its subsidiaries, its directors, its major shareholders or any relating parties to the aforesaid person and determine the audit fees at THB 1,690,000.- for the year 2024.
(Details of the auditors as per Attachment # 5)

Agenda 8 To Consider the Other Businesses (if any)

The Shareholders entitled to attend the meeting and cast vote in the meeting shall be those listed in Shareholder's Register of the Stock Exchange of Thailand as of March 18, 2024
(Record Date).

If the shareholders intend to attend the E-AGM, the shareholders or their proxies shall notify their request by e-mailing the Company with the identification documents as details in Invitation Letter within 18 April 2024 to the **E-mail : secretarycompany.mdx@gmail.com**. Once the Company has verified the name of the shareholders, who has rights to attend 2024 Annual Ordinary General Meeting of the Shareholders, consistence with specified names (Record Date) on March 18, 2024, the Company will send Username and Password for accessing the AGM via electronic media platform (E-AGM) to the shareholder's email address provided to the Company.

If the shareholders are inconvenient to attend the E-AGM, the shareholders can appoint the independent director or the executive director of the company to attend the E-AGM on their behalf. In this respect, the shareholders are able to use the provided Proxy Form, which was attached in Invitation Letter to the Annual Ordinary General Meeting of Shareholders for the year 2024. The Proxy Form (The Attachment # 6) also can be downloaded from <http://www.mdx.co.th>. The details and guidelines for attending the AGM via electronic media platform (E-AGM) are specified in Attachment # 10. In this connection, the program for conducting the AGM via electronic media platform (E-AGM) is provided by Conovance Company Limited, which is the system service provider for the E-AGM, certified by Electronic Transactions Development Agency Ministry of Digital Economy and Society.

Please kindly be informed accordingly.

Sincerely Yours,

by The Directors' resolution



(Mr. Pijayaphong Na Bangxang)

President



Remark : For more information please contact ;

- Executive and Legal Office (Company secretary)

Tel. 0 2302 2355-8 Fax. 0 2302 2400

E-mail: secretarycompany.mdx@gmail.com

- The problem using the E-AGM system. Contact the system operator : [Conovance Co., Ltd.](#)

Call 082-979-4978

E-AGM implementation program can be downloaded from the website:

<https://www.conovance.com/download.php>

Manuals and operating videos can be downloaded at the website: <https://www.conovance.com/support.php>

Attachment # 1**(Document for consideration agenda 1)**

**Annual Ordinary General Meeting Report 2023 via the Electronic Meeting Platform
of
MDX Public Company Limited**

Date/Time : Tuesday 25th April 2023 at 10.00 a.m.**Venue** : Headquarters, 12A Floor, No. 199 Ratchadapisak Road,
Khlongtoei, Khlongtoei, Bangkok 10110**Attendance** :**1. Seven Board of Directors**

| | |
|------------------------------|--|
| Mr. Pracha Hetrakul | Chairman of the Director and Chairman of the Executive Board |
| Mr. Pijayaphong Na Bangxang | President and Executive Director |
| Mr. Precha Sekhararidhi | Director and Executive Director |
| Mr. Kamolsak Phantusane | Independent Director and Chairman of the Audit Committee |
| Mr. Sawasd Puipunthavong | Independent Director and Audit Committee |
| Ms. Chantrakarn Srisawadi | Independent Director and Audit Committee |
| Mrs. Poonsup Autsawanapakart | Director |

2. Three Advisors of the Board of Directors and Executive Board

| | |
|--------------------------|------------------------------------|
| Mr. Sukri Kaocharem | Chairman of the Director's Advisor |
| Dr. Subin Pinkayan | Director's Honorary Advisor |
| Mrs. Songsri Kalyanamitr | Executive Director's Advisor |

3. Five Executives and Executive's Advisor

| | |
|---------------------------|---|
| Ms. Jiraprapa Sangchan | Vice President (Finance) |
| Mr. Somkiat Kitsuwannakul | Vice President (Engineering) |
| Ms. Rossukon Buaphan | Vice President (Accounting) |
| Mr. Wirat Junnual | Vice President (Executive and Legal Department) and Company's Secretary |
| Mrs. Sujeepapa Singtokul | Senior Advisor (Marketing & Sale) |

Attachment # 1 (next)**4. An Auditor (CWWP Co., Ltd.)**

Ms. Chonticha Lertwilai

Auditor

5. Three Representatives from GMS Power Public Company Limited

Mr. David L Michaels

Executive Director

M.L. Pannawadee Varawan

Executive Vice President (Finance)

Mr. Tawatchai Buddhimanoth

Executive Vice President

Documents Sent before the Meeting:

1. Invitation to the Annual Ordinary General Meeting 2023 of MDX Public Company Limited.
2. The Annual Ordinary General Meeting Report 2022 of MDX Public Company Limited (to consider Agenda 1).
3. Annual Report 2022 (Form 56-1 One Report) of MDX Public Company Limited (to consider Agenda 2, 3 and 4).
4. Details of 3 Directors Retiring by Rotation (to consider Agenda 5).
5. Details of Director's Remuneration (to consider Agenda 6).
6. Details of Company's Auditor (to consider Agenda 7).
7. Definition of Independent Director.
8. Proxy Form and counterfoil.
9. Documents or evidence showing an identity of a shareholder or a representative of the shareholder.
10. Articles of Association of MDX Public Company Limited (Regarding Shareholders' Meeting and Voting).
11. Guidelines for Attending Annual Ordinary General Meeting Via Electronic Media Platform (E-AGM) and proxy.

Minutes Recorder : Mr. Wirat Junnual Company's Secretary**Meeting Commencement**

Mr. Pracha Hetrakul, the Chairman of the Director officiated as the Chairman of the Meeting (the Chairman) greeted toward the shareholders and opened the Annual Ordinary General Meeting 2023 via the electronic meeting platform at 10.00 a.m. (the Meeting). There were 18 shareholders, representing 33,104,955 shares and 26 proxies, representing 214,089,939 shares attending the Meeting. There were 44 attendees with totally 247,194,894 shares in aggregate 51.9761% of the total number of shares sold (475,593,142 shares). There must be at least 25 shareholders and proxies attending the meeting or not less than half of the total number of shareholders and must hold shares in aggregate not less than one-third of the total number of shares sold, or not less than 158,531,047 shares in which constitutes a complete quorum as per the Company's Articles of Association.

Attachment # 1 (next)

Before considering the first Agenda, the Chairman additionally informed the Meeting as follows:

- The system provider for the Annual Ordinary General Meeting 2023 via the electronic meeting platform (E-AGM) is conducted and controlled by Conovance Company Limited certified by Electronic Transactions Development Agency (ETDA) under the Ministry of Digital Economy and Society in accordance with security standards regulated in the Ministry of Digital Economy and Society Notification re: Standards of Maintaining Security of EMERGENCY DECREE ON ELECTRONIC MEETINGS, B.E. 2563 (2020) and relevant laws. The Company, hereby, provided Username and Password to the shareholders and their proxies, who requested to participate the E-AGM and sent their identification documents prior to the date of the E-AGM.

Then, the Chairman introduced 7 Board of Directors and stated as follows:

- There were 7 directors, attending the Meeting, accounting for one hundred percent (100%) as follows:
 1. There were 4 directors in the live meeting broadcast room.
 - Mr. Pracha Hetrakul
 - Mr. Pijayaphong Na Bangxang
 - Mr. Precha Sekhararidhi and
 - Mr. Kamolsak Phantusane
 2. There were 3 directors, attending the Meeting via the electronic meeting platform.
 - Mr. Sawasd Puipunthavong
 - Ms. Chantrakarn Srisawadi and
 - Mrs. Poonsup Autsawanapakart
- Ms. Chonticha Lertwilai is Auditor from CWWP Company Limited.
- Mr. Pracha Hetrakul is the Chairman of the Director and the Chairman of the Executive Board.
- Mr. Kamolsak Phantusane is the Chairman of the Audit Committee.
- The Company will not appoint any subcommittee. Therefore, the Company does not have the other Chairman of subcommittee.
- According to the Company's Articles of Association, the association of vote on each agenda is that the shareholders and proxies are able to vote equally to the number of held and/or appointed shares by counting one share equal to one vote.
- Voting in each agenda will be done openly.
- The shareholder and proxies have to vote either Approve, Disapprove or Abstain and the vote is not able to be divided into parts, except custodian's vote.
- In each Agenda, the Company will open for voting and summarizing the results as follows:
 -

Attachment # 1 (next)

** In case of “Approve” in such agenda, the shareholders shall not cast the vote or shall cast the vote “Approve” in such agenda because the system will automatically count the votes as an Approve in the summation.

** In case of “Disapprove” or “Abstain” in such agenda, the shareholders shall cast the vote in accordance with the elective choices in such agenda and the vote shall be automatically counted as votes of that shareholders in the summation. For shareholders who appoint the Company's directors or independent directors to be their proxies, voting will be processed, according to purpose of the shareholders.

- The considered resolution of agenda 6, Director's remuneration, must be approved by not less than two-third vote of the shareholders attended the Meeting in accordance with Public Limited Companies Act, B.E. 2535 (1992) in Section 90 and the Company's Articles of Association in Article 15.
- The resolution or 'Approved' in other Agendas must be approved by the majority vote of the shareholders who attended the Meeting and were eligible to vote.
- The Company will provide the shareholders an opportunity to ask related questions or give opinions appropriately before voting in each agenda through the system with pictures and sounds by pressing the raised hand button on the right side of the screen during the opening for questioning. Then, the shareholders who wish to ask questions turn on the camera and microphone on the computer. When, the controller has sent the microphone signal to the shareholder's computer, the shareholders shall introduce their name, surname and status (shareholder or proxy). Therefore, the Company can take it into account for taking accurate minutes of the Meeting.
- If the shareholders are unable to ask questions or give opinions through the system, the shareholders can also submit questions or comments through Chat forums by typing a message, questions or comments in the text box at the bottom right corner of the screen, then press ENTER. The shareholder's message will appear on the forum.

The Meeting has resolved as follows:

**Agenda 1 To Consider and Approve the Annual Ordinary General Meeting of the shareholders
for the Year 2022 Held on April 26, 2022**

The Chairman requested the Meeting to consider a copy of the Annual Ordinary General Meeting Report 2022 dated 26th April 2022 which was sent to the shareholders along with the Meeting Invitation Letter.

The Chairman proposed to the Meeting for consideration.

Attachment # 1 (next)

The Meeting has considered and unanimously approved of the Annual Ordinary General Meeting Report 2022 dated 26th April 2022 in aggregate 100% of the shareholders who attended the Meeting and were eligible to vote. As follows:

- ***Approved by 247,194,894 votes in aggregate 100.0000 of the shareholders who attended the Meeting and were eligible to vote.***
- ***Disapproved by 0 votes in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.***
- ***Abstained by 0 votes in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.***
- ***Voided ballot 0 ballot in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.***

Agenda 2 To Consider and Acknowledge the Directors' Report regarding Operating Results of Company for the Year 2022

The Chairman assigned Mr. Pijayaphong Na Bangxang, a president, to announce conclusion of the Company's operating results for the year 2022 to the Meeting.

Mr. Pijayaphong Na Bangxang, a president, announced the Company's operating results for the year 2022 to the Meeting as follows:

I) Implementation of the Rehabilitation Plan

In the second quarter of the year 2022, the Company has completely repaid the debt approximately of Bath 300,000,000.- to listed creditors, according to the rehabilitation plan. Currently, the Company has completely repaid the debt approximately of Bath 1,890,000,000.- as defined in the rehabilitation plan.

II) The Company's Operating result for the year 2022

The Company had total operating profits from 3 main businesses as follows:

1. Real estate business in Gateway City Industrial Estate, which is to sell lands in such industrial estate.
2. Production and distribution business of electric power of GMS Power Public Company Limited (subsidiaries of the Company).
3. Consulting, management, utility services business and others, which is to provide services of utilities and facilities in Gateway City Industrial Estate.

According to Company's financial statement of the year 2022, the Company had as operating profits of Bath 0.16 per share and Bath 7.70 per share for the book value.

Attachment # 1 (next)II) Business Implementation Strategie

In addition to the main business of the Company as mentioned in the topic above, the Company has continually implemented to increase business potential for earning more profits in the future as follows:

1. Electricity generation from solar energy floating solar type (Floating Solar) size 20 MW
 - The installation of floating solar in the reservoir of Gateway City Industrial Estate is under the process of feasibility study.
 - The construction is expected to be completed in 2025.
2. Cultivation of economic crops as follows:
 - Cultivation of eucalyptus.
 - Cultivation of cannabis or hemp.

The Company has operated the business under the Stock Exchange of Thailand's policy, which is a good corporate governance and sustainable development by conducting and operating more green business in concrete way, in order to reduce the emission of carbon and greenhouse gases (Carbon footprint) as shown in the section of vision, mission and corporate values "Committed to development, transparency, fairness, willingness to serve".

The detail of information above was shown in Annual Report 2022 (Form 56-1 One Report), which was sent in advance to the shareholders along with the letter of invitation.

Mr. Chayawat Karawawattana, a shareholder, raised the following questions:

- 1) Asking for the plans of GMS Power Public Company Limited in this year and asking that "Is there any new and/or developed plans that might be conducted?"
- 2) Asking about the progress of the projects in Gateway City Industrial Estate that will be jointly developed with MDX Assets Company Limited.

M.L. Pannawadee Varawan, responded to the question 1) that, in 2022, GMS Power Public Company Limited ("GMS") has continually operated 2 projects as follows:

(I.) Theun-Hinboun Hydroelectric Power Plant Project

Hydroelectric power plant project is operated in People's Democratic Republic of Laos by Theun-Hinboun Power Company Limited (THPC), in which GMS is holding THPC's shares. This operation is to generate electricity from the dam in Laos and sell to Electricity Generating Authority of Thailand (EGAT). In 2022, the Company was able to gain the revenue from selling the electricity approximately of US Dollar 74,000,000.-, which was likely to be decreased compared to the previous year (2021). This is because the less rainfall around the dam, causing the decreasing of the amount of water in the dam. Thus, the electricity generation is reducing, according to such amount of water.

Attachment # 1 (next)**(II.) Bang Bo Combined Cycle Power Plant Project**

Combined cycle power plant project is operated by Eastern Power and Electric Company Limited, Located in Khlong Dan, Bang Bo, Samut Prakan in 2022 gained revenue approximately of Baht 303,000,000.-. However, the concession contracts between Eastern Power and Electric Company Limited and Electricity Generating Authority of Thailand was expired in March 2023.

➤ New Project

Regarding to the investment in new projects, GMS and MDX has considered to jointly invest in the production of the electricity from solar energy (solar cell). GMS has expected to sign in MOU or PPA (the agreement of renewable energy trading) in the future because GMS has been in the energy business filed.

The President responded to the question 2) that regarding to the project of Gateway City Industrial Estate that will be jointly developed with MDX Asset Company Limited (“ASSET”), this project is to develop and sell 3,000 rai of the land of ASSET and MDX located outside the industrial estate. There is following implementation for this project.

(I.) Approximately 540 rai of the land with the commercial potentials.

The Company has negotiated and coordinated with various authorities to require the permissions. Currently, the Company has required Subdistrict Administrative Organization (SAO) of Hua Samrong for permission to construct crushed rock road, in order to enter into all of said land connecting to Provincial Waterworks Authority and Provincial Electricity Authority. This construction will be benefit for utility system service in such area of the land. Thus, the set selling price is likely to be higher than the neighboring plots of land because of the establishment of various utility system. There are many people who are interested already and the Company will inform the progress of selling of the said land accordingly.

The Chairman proposed to the Meeting for consideration.

The Meeting considered and acknowledged of the Board of Directors’ operating results for the year 2022 without voting.

Agenda 3 To Consider and Approve of the Financial Statements for the Accounting Period Ended December 31, 2022

The Chairman requested the Meeting to consider Auditor’s Reports and Financial Statements ended December 31, 2022, certified by the Company’s auditor, including approved by the Company’s Board of Directors and Board of Audit Committee. The reports were sent to shareholders in advance with

Attachment # 1 (next)

the Company's Annual Report 2022. The Chairman requested the Meeting to approve the Company's Financial Statements ended December 31, 2022.

The Chairman proposed to the Meeting for consideration.

The Meeting considered and approved the Financial Statements ended December 31, 2022 by the majority vote of the shareholders who attended the Meeting and were eligible to vote. As follows:

- **Approved by 246,460,594 votes in aggregate 99.7030 of the shareholders who attended the Meeting and were eligible to vote.**
- **Disapproved by 734,300 votes in aggregate 00.2971 of the shareholders who attended the Meeting and were eligible to vote.**
- **Abstained by 0 votes in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.**
- **Voided ballot 0 ballot in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.**

Agenda 4 To Consider and Approve the Dividend Omission and Non-Allocation of the Net Profit for 2022 Operating Results.

The Chairman announced to the Meeting that according to the company's financial statements ending December 31, 2022, the company's operating results are profitable. But the Company still has accumulated loss that the Company is unable to distribute to the reserve fund as provided in the law, thus the Company is unable to pay dividend, according to Article 115 in the Public Company Limited Act, B.E. 2535 (1992) and Article 48 in the Company's Articles of Association. In this regard, the Board of Directors proposed to the Meeting to approve such non-allocation for reserve fund and omit the dividend payment to shareholders for the Company's Operation Results Accounting Period 2022.

The Chairman proposed to the Meeting for consideration.

The Meeting has unanimously approved of the non-allocation for reserves fund and omits the dividend payment to shareholders for the Company's Operation Results Accounting Period 2022 in aggregate 100% of the shareholders who attended the Meeting and were eligible to vote. As follows:

- **Approved by 247,194,894 votes in aggregate 100.0000 of the shareholders who attended the Meeting and were eligible to vote.**
- **Disapproved by 0 votes in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.**
- **Abstained by 0 votes in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.**
- **Voided ballot 0 ballot in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.**

Attachment # 1 (next)**Agenda 5 To Consider and Approve the Re-election of the Directors to Replace of Those Who Are Retired by Rotation.**

The Chairman proclaimed that according to Article 71 in the Public Limited Companies Act B.E. 2535 and Article 17 of the Company's Articles of Association, in every Annual Ordinary General Meeting one-third of the directors or the closest number to one-third of directors shall vacate, and the directors who have held office for longest shall vacate. Thus, there are 3 directors i.e. Mr. Precha Sekhararidhi, Mr. Pijayaphong Na Bangxang and Mr. Kamolsak Phantusane who shall vacate in this Meeting. The directors who vacate from the office under this law and rules may be re-elected provide that his qualification are complying with the requirements as indicated in Article 68 of the Public Limited Companies Act B.E. 2535 and Regulations of The Stock Exchange of Thailand. The detail of these three directors and the definition and detail of Independent Director were sent to the shareholders together with the Meeting Invitation Letter. The consideration is to elect 3 directors instead of 3 vacated directors, who are entitles to be elected back to their position. Due to the business conduction, these 3 had deliberate their qualifications, wisdoms, talents and experiences as valuable for the Company and they have performed their duty efficiently. Also, the operating will be able to continue smoothly. The Board of Directors has proposed to elect Mr. Precha Sekhararidhi, Mr. Pijayaphong Na Bangxang and Mr. Kamolsak Phantusane back to their position as Company's directors for another term. The detail of these three directors and the definition of Independent Director were sent to the shareholders together with the Meeting Invitation Letter.

The Chairman proposed to the Meeting for consideration.

The Meeting has considered and approved 3 the Company's directors as mentioned above to be the Company's directors for another term as the Chairman proposal by the majority vote of the shareholders who attended the Meeting and were eligible to vote. As follows :

1) Mr. Precha Sekhararidhi

- ***Approved by 246,306,794 votes in aggregate 99.6407 of the shareholders who attended the Meeting and were eligible to vote.***
- ***Disapproved by 865,600 votes in aggregate 00.3502 of the shareholders who attended the Meeting and were eligible to vote.***
- ***Abstained by 22,500 votes in aggregate 00.0091 of the shareholders who attended the Meeting and were eligible to vote.***
- ***Voided ballot 0 ballot in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.***

Attachment # 1 (next)**2) Mr. Pijayaphong Na Bangxang**

- *Approved by 246,324,294 votes in aggregate 99.6478 of the shareholders who attended the Meeting and were eligible to vote.*

Attachment # 1 (next)

- *Disapproved by 865,600 votes in aggregate 00.3502 of the shareholders who attended the Meeting and were eligible to vote.*
- *Abstained by 5,000 votes in aggregate 00.0251 of the shareholders who attended the Meeting and were eligible to vote.*
- *Voided ballot 0 ballot in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.*

3) Mr. Kamolsak Phantusane

- *Approved by 246,329,194 votes in aggregate 99.6498 of the shareholders who attended the Meeting and were eligible to vote.*
- *Disapproved by 865,700 votes in aggregate 00.3502 of the shareholders who attended the Meeting and were eligible to vote.*
- *Abstained by 0 votes in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.*
- *Voided ballot 0 ballot in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.*

Therefore, there are 7 Company's directors as follows:

- 1) Mr. Pracha Hetrakul
- 2) Mr. Pijayaphong Na Bangxang
- 3) Mr. Precha Sekhararidhi
- 4) Mr. Kamolsak Phantusane
- 5) Mr. Sawasd Puipunthavong
- 6) Ms. Chantrakarn Srisawadi
- 7) Mrs. Poonsup Autawanapakart

Agenda 6 To Consider and Approve the Directors' Remuneration for the Year 2023

The Chairman proclaimed that according to the Article 90 of the Public Limited Companies Act B.E. 2535 (1992) and Article 15 in the Company's Articles of Association, the payment of remuneration shall be in accordance with the resolution of the Meeting of shareholders based on a vote of not less than two-thirds of the total number of votes of the shareholders attending the Meeting. The Board of Directors has considered and purposed the Meeting to consider and approve of the annual director's

Attachment # 1 (next)

remuneration 2023 not exceeding Bath 14,000,000.- (the same as in 2022). This amount contains of pension, salary and bonus for those executive directors. Also, to empower the board of directors to grant other benefits for directors as deem appropriated with regard to the responsibility, the growth of the Company, the economic status and the Company's operating results. The detail was sent to the shareholders together with the Meeting Invitation Letter as attachment 4.

The Chairman proposed to the Meeting for consideration.

The Meeting has approved the annual directors' remuneration for the year 2023 not exceeding 14 million baht per annum and empower the board of directors to grant other benefits for directors as deem appropriated, by a vote not less than two-thirds of the total number of votes of the shareholders attending the Meeting. (The Company's director, who are also shareholders voted for Abstained in this agenda.) As follows:

- ***Approved by 234,536,494 votes in aggregate 94.8792 of the shareholders who attended the Meeting.***
- ***Disapproved by 0 votes in aggregate 00.0000 of the shareholders who attended the Meeting.***
- ***Abstained by 12,658,400 votes in aggregate 05.1208 of the shareholders who attended the Meeting.***
- ***Voided ballot 0 ballot in aggregate 00.0000 of the shareholders who attended the Meeting.***

Agenda 7 To Consider and Approve the Appointment of Auditors and Fixing of Auditor Fee for the Year 2023

The Chairman proclaimed that in an Annual Ordinary General Meeting, the Meeting must consider and appoint the Company's auditor. In 2023, the Board of Audit Committee purpose and the Board of Directors has approved and purposed the Meeting to consider and approved the Company's auditor from CWWP Co., Ltd. as follows:

- Ms. Wanya Puttasatian, a certified public accountant no. 4387 or
- Ms. Waraporn Indharaprasit, a certified public accountant no. 7881 or
- Ms. Chonticha Lertwilai, a certified public accountant no. 12258 or
- Ms. Waraporn Phanphakdeenupong, a certified public accountant no. 12261

to be the Company's auditor for the year 2023. In this regard, the listed auditors and CWWP Co., Ltd. have no special relationship and/or interest with Company, subsidiaries, executives, major shareholders or any persons who is related to them. Therefore, the Company purposed the Meeting to consider and approve auditor fee for the year 2023 at Bath -1,690,000- increased Bath -100,000- (one hundred thousand baht only) from the year 2022. The detail of the auditors were sent to the shareholders together with the Meeting Invitation Letter in attachment # 5.

Attachment # 1 (next)

The Chairman proposed to the Meeting for consideration.

The Meeting has considered and unanimously approved the appointment of one of the aforesaid auditors to be the Company's Auditor 2023 and determining of Auditor Fees 2023 at Baht - 1,690,000- (Baht One Million Six Hundred Ninety Thousand) in aggregate 100% of the shareholders who attended the Meeting and were eligible to vote. As follows:

- ***Approved by 247,314,894 votes in aggregate 100.0000 of the shareholders who attended the Meeting and were eligible to vote.***
- ***Disapproved by 0 votes in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.***
- ***Abstained by 0 votes in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.***
- ***Voided ballot 0 ballot in aggregate 00.0000 of the shareholders who attended the Meeting and were eligible to vote.***

Agenda 8 Other Businesses

The Chairman proclaimed that this agenda 8 does not specially indicate the matter to be considered. According to laws, if shareholders would like to consider other matters than those listed in the Invitation, the shareholders holding shares amounting to not less than one-third of the total number of shares sold may request the Meeting to consider matters other than those indicated in the Invitation. Also, in this agenda, the Meeting shall permit shareholders to raise any question of their interest.

Mr. Chokechai Kanchanakul, a shareholder inquired about elimination of the accumulated losses.

The President responded to the questions that the Company has experienced the accumulated losses approximately of Baht 2,100,000,000.-, according to separate financial statements in the year 2022. This can be seen that such accumulated losses has been decreased from the last 10 years, which had the accumulated losses approximately of Baht 4,200,000,000.-. It can be seen that the accumulated losses have been decreased for a large number. Regarding to the elimination of the accumulated losses, the Company has to consider the proper term and methods. Moreover, the Company's directors has considered the proper methods and brought to the discussion of the Board of Directors, but the conclusion has not yet reached.

In order to maintain best interest of the shareholders, if the Company has proper and obvious conclusion, the Company will inform the shareholder accordingly.

Mr. Chokechai Kanchanakul, a shareholder inquired about the expiration of the concession contract of the power plant project operated by Eastern Power and Electric Company Limited in the year 2023. Asking that "what are the next plans?"

Attachment # 1 (next)

M.L. Pannawadee Varawan, responded to this question that according to the expiration of the concession contract of the power plant project in March 2023, which has a 20 years term between Eastern Power and Electric Company Limited and EGAT, the Company has tried to discuss to the Energy Regulatory Commission of Thailand and EGAT to renew the concession contract of the power plant project, but there is no response from the relevant authorities. The concession contract, therefore, expires in March 2023. However, the co-investment of such project, which are Japanese and Taiwanese companies have been acknowledged this expiration and has jointly reached agreements and gained the benefits for the last 20 years. It can be said that the purposes of co-investment in this concession contract have been completely reached. Currently, the Company has not yet come up with any plans. However, this registered name is likely to be retained for the future possibility to use in other power plant projects.

No other more matters and questions have been raised. The Chairman thanks to all shareholders for attending the Meeting and closes the Meeting.

Closed the Meeting at 10.58 a.m.



A handwritten signature in blue ink, appearing to read "Pracha Hetrakul".

.....
(Mr. Pracha Hetrakul)

Chairman of the Meeting


We hereby certified righteousness and effectiveness of this report.

Two handwritten signatures in blue ink. The first signature is "P. Na Bangxang" and the second is "Poonsup".

.....
(Mr. Pijayaphong Na Bangxang) (Mrs. Poonsup Autawanapakart)

Directors of MDX Public Company Limited.

Attachment # 3**Information of the Director who retired by rotation and present to the shareholders to re-elect him back to his position for another term**

| | | |
|--|---|---|
| Name-Surname | : Mr. Precha Hetrakul |  |
| Age | : 82 years old | |
| Position | : Chairman of the Director Chairman of Executive Board | |
| Shareholding (%) | : 2.641 | |
| Family Relationship with the Executive | : None | |
| Education | : B.S., Mechanical Eng., Batter Sea College of Advance Technology, England. | |
| Training for role and skill of the Director | : Director Accreditation Program (DAP) In 2007 | |
| Experience | : 1973 – Present Chairman of the Director of Si Phraya Printing Company Limited | |
| Legal dispute | : None | |
| Criminal history | : None | |
| Criminal history in last 10 years | : None | |
| Interests in the Company's Meeting agenda | : The re-election of the directors on agenda 5 The remuneration of the Committee on agenda 6 | |

Prohibited Qualifications

1. No criminal history on offences against property committed by act dishonestly.
2. No history of committing transactions which may conflict with the company's interests in last year period

Meeting attendance in last year period

- Attending Annual Ordinary General Meeting of shareholders for the year 2023, 1 time from total of 1 time.
- Attending Board of Directors Meeting for the year 2023, 5 times from total of 5 times.

Attachment # 3 (next)**Information of the Director who retired by rotation and present to the shareholders to re-elect him back to his position for another term**

Name-Surname : Mrs. Poonsup Autsawanapakart
Age : 69 years old
Position : Director, The Authorized Director of the company.
Shareholding (%) : 0.01
Family Relationship with the Executive : None
Education : Bachelor of Arts, Suan Sunandha Rajabhat University



Training for role and skill of the Director : - Director Accreditation Program (DAP) In 2011
 - Director Certification Program (DCP) In 2011
Experience : - 1990-Present Director of MDX PCL. & MDX Solar A Co.,Ltd.
 - Vice President (Administration) of MDX PCL.
 - 1976-1989 Personnel of Summit Computer Co.,Ltd.
Legal dispute : None
Criminal history : None
Criminal history in last 10 years : None
Interests in the Company's Meeting agenda : The re-election of the directors on agenda 5
 The remuneration of the Committee on agenda 6

Prohibited Qualifications

1. No criminal history on offences against property committed by act dishonestly.
2. No history of committing transactions which may conflict with the company's interests in last year period

Meeting attendance in last year period

- Attending Annual Ordinary General Meeting of shareholders for the year 2023, 1 time from total of 1 time.
- Attending Board of Directors Meeting for the year 2023, 5 times from total of 5 times.

Attachment # 3 (next)**Information of person nominated to be The Company's director**

| | |
|--|---|
| Name-Surname | : Mr. Nikhom Wanichawattanaramluek |
| Age | : 65 years old |
| Position | : - |
| Shareholding (%) | : 0 |
| Family Relationship with the Executive | : None |
| Education | : Bachelor of Laws Ramkhamhaeng University |
| Training for role and skill of the Director | : - Consultant and lawyer the Executive of the AFS Foundation - Consultant and lawyer for SCG Cementhai Public Company Limited and its subsidiaries. |
| Experience | : - Consultant and lawyer to Srithai Superware Public Company Limited. - Consultant and lawyer to Toshiba Thailand Co., Ltd. and 4 other affiliated companies. - Owner of Wanitchawatanamluek Law Office - Working as a lawyer at Marut-Rujira Bunnag Law Office since 1990. |
| Legal dispute | : None |
| Criminal history | : None |
| Criminal history in last 10 years | : None |
| Interests in the Company's Meeting agenda | : - |

Prohibited Qualifications

1. No criminal history on offences against property committed by act dishonestly.
2. No history of committing transactions which may conflict with the company's interests in last year period

Meeting attendance in last year period

- Attending Annual Ordinary General Meeting of shareholders for the year 2023, - time from total of - time.
- Attending Board of Directors Meeting for the year 2023, - times from total of - times.

Attachment # 3 (next)**Information of person nominated to be The Company's director**

| | |
|--|--|
| Name-Surname | : MR. Krithiran Rawiphatakaraya |
| Age | : 58 years old |
| Position | : - |
| Shareholding (%) | : 0 |
| Family Relationship with the Executive | : None |
| Education | : Master of Science National Institute of Development Administration. |
| Training for role and skill of the Director | : - Director Accreditation Program (DAP) In 2011 - Director Certification Program (DCP) In 2011 |
| Experience | : - 1989-1993 Project Engineer, Nakomluang Cement Public Company Limited. - 1993 - present Deputy Managing Director (Operations) MDX Public Company Limited |
| .Legal dispute | : None |
| Criminal history | : None |
| Criminal history in last 10 years | : None |
| Interests in the Company's Meeting agenda | : The re-election of the directors on agenda 5 The remuneration of the Committee on agenda 6 |

Prohibited Qualifications

1. No criminal history on offences against property committed by act dishonestly.
2. No history of committing transactions which may conflict with the company's interests in last year period

Meeting attendance in last year period

- Attending Annual Ordinary General Meeting of shareholders for the year 2023, 1 time from total of 1 time.
- Attending Board of Directors Meeting for the year 2023, 5 times from total of 5 times.

Attachment 3 (next)**Definition of Independent Director**

The company has specified the definition of Independent Director based on the requirement of The Stock Exchange of Thailand that the Independent Director is the director who is not manage the company or subsidiary, free from Board of Directors and the Major Shareholder and not associate with any company that may cause in negative way to the company and / or to the shareholders.

1. *Important qualification of the Independent Director included*

- Holding shares not exceeding 1% of the total of shares that eligible to vote of the company, major company, subsidiary, associate company or juristic person that may have a conflict. By count included shareholding of the person concerned with those Independent Director.

- Never been Board of Directors that participate in the management of employees, workers, salary consultant or those who has power to control the company, subsidiary, associate company, subsidiary at the same sequence or juristic person that may have a conflict.

- Not a person who has blood relations or registration under laws such a parents, spouse, brotherhood and child included spouses of executive, the major shareholder, person who has power to control or have been proposed to be a manager or those who has power to control the company or subsidiary.

- Never have business relations with the company, major company, subsidiary, associate company or juristic person that may interrupt the independent of judgement and never been the Major Shareholder, the Non-Independent Director or Manager of company which has a business relations with the company, major company, subsidiary, associate company or juristic person that may have a conflict.

- Never been any professional service provider including legal advisor or financial advisor who get paid more than two million baht per year from the company, major company, subsidiary, associate company or juristic person that may have a conflict. In case that the professional service provider is a juristic person, it shall include being the Major Shareholder, the Non-Independent Director, Manager or the Managing Partner of the professional service provider.

- Not the committee who has been appointed to be representative of the Director, the Major Shareholder or the Shareholder who involved to the Major Shareholder of the company.

- There is nothing else that may interrupt the independent of judgement of The Independent Director.

2. *The selection of The Independent Director*

Board of Executive will select a person who suit to be the Independent Director by the verification that based on the agencies involved, then present to the Board of Directors for approve.

After the approval, then present to the Shareholders' meeting.

Attachment # 4

(Document for consideration agenda 6)

Details of Directors' Remuneration

The company currently does not appoint the Nomination Committee. However, the Annual Directors' remuneration 2024 has been considered carefully from the Audit Committee and the Board of Directors. For the purpose of the company, the rules in considering the remuneration should according to duties and responsibilities as assigned, performance of directors business, profit of the company and economic situation, that it is the same rules as was in the year 2023.

Such the remuneration include of pension of Directors, salary, bonus for Directors who are Executives and the Committees' remuneration.

Details of Annual Directors' remuneration 2023 as follows :

- (1) Pension of Chairman of Director
 - Total amount THB 140,000.00 per year.
- (2) Pension of Directors
 - There are 7 persons amount THB 120,000.00 per person per year.
- (3) The Audit Committee's remuneration 3 persons
 - The Chairman of the Audit Committee amount THB 80,000.00 per year.
 - There are 2 persons total amount THB 60,000.00 per person per year.
- (4) Salary and Bonus of Executive Directors
 - There are 3 persons total amount THB 7,158,450.00 per year.
- (5) Other Remuneration
 - Provident Fund total amount THB 205,968.00
 - the Remuneration of Non Executive Directors THB 500,000.00

Board of Directors agreed that the Shareholders' Meeting should consider and approve the Annual Directors' remuneration 2024 not exceeding THB -14,000,000- The same rules and amount as was in the year 2023. In case the Board of Directors have to specify the Subcommittees' remuneration, If Audit Committee and Board of Directors consider and approve an additional appointment, specify any interest to the Directors or specify the Directors' remuneration, all of those should not exceeding THB -14,000,000- according to the conclusion of the shareholders' meeting.

Attachment # 5**(Document for consideration agenda 7)****Information of Auditors of the Company**

1. The name of Auditors that ask for the approval and jurisdiction accounting office In order to Public Limited Company Act B.E. 2535 which specify that The Ordinary General Meeting of Shareholders have to appoint Auditors and specify the audit fees every year from the presentation of Board of Directors by the presentation of Audit Committee, agreed that the shareholders' meeting should approve to appoint Auditors from S P Audit Co., Ltd. be Annual Auditors 2024 according to the following list :

1. Ms. Susan Iamwanitcha, CPA. No. 4306 or
2. Ms. Wanraya Puttasatien, CPA. No. 4387 or
3. Mr. suchart Panitcharoen, CPA. No. 4475 or
4. Ms. Chuenta Chommoen, CPPA. No. 7570 or
5. Ms. Waraporn Intaraprasit, CPA.No. 7881 or
6. Ms. Wandee Iamwanitcha, CPA. No. 8210 or
7. Mr. Kiattisak Wanithanon, CPA. No. 9922 or
8. Ms. Amornrat Chuathongborisut, CPA. No. 10998 or
9. Ms. Chonticha Lertwilai, CPA. No. 12258

However Auditors as recommended, S P Audit Co., Ltd. have no relation and no conflict of interests with the company, its subsidiaries, its directors, its major shareholders, or any relating parties to the aforesaid persons.

3. Period of being Auditors of the company

- Ms. Susan Iamwanitcha, auditor of S P Audit Co., Ltd. is presented for approval to be auditor of the company for the first year.
- Ms. Wanraya Puttasatien, auditor of S P Audit Co., Ltd. is presented for approval to be auditor of the company since 2017.
- Mr. suchart Panitcharoen, auditor of S P Audit Co., Ltd. is presented for approval to be auditor of the company for the first year.
- Ms. Chuenta Chommoen, auditor of S P Audit Co., Ltd. is presented for approval to be auditor of the company for the first year.
- Ms. Waraporn Intaraprasit, auditor of S P Audit Co.,Ltd. is presented for approval to be auditor of company since 2015.
- Ms. Wandee Iamwanitcha, auditor of S P Audit Co., Ltd. is presented for approval to be auditor of the company for the first year.

Attachment # 5

- Mr. Kiattisak Wanithanon, auditor of S P Audit Co., Ltd. is presented for approval to be auditor of the company for the first year.
- Ms. Amornrat Chuathongborisut, auditor of S P Audit Co., Ltd. is presented for approval to be auditor of the company for the first year.
- Ms. Cholticha Lertwilai, auditor of S P Audit Co., Ltd. is presented for approval to be auditor of company since 2020.

3. Identified that Auditors as present are under the same jurisdiction as Auditor of subsidiaries / associate company

Auditors as presented this time are under the same jurisdiction as Auditor of subsidiaries / associate company.

4. Auditors' remuneration

(A) the remuneration of the auditor to be approved;

The Board of Directors proposed that the Annual Ordinary General Meeting of Shareholders shall be the overseer to consider and approve the audit fees of the Company for the year 2023 at the amount of Baht 1,690,000.00 . The same amount as the previous year.

(B) Information to be compared of the auditor's remuneration

The remuneration of the auditor for the year 2023 is as follow:

- The audit fees at the amount of Baht 1,690,000.-
- Other service charges (travelling expense, overtime, etc.) at the amount of Baht 140,775.33

5. Opinion of the Audit Committee on the appointment of the auditor and fix audit fees

The Audit Committee has selected the auditors as details in Clause 1., and the audit fees as details in Clause 4. (A), and recommended the Board of Directors to propose to the Annual Ordinary General Meeting of Shareholders, for approval the auditors of the Company and the fixing audit fees for the year 2024.

Attachment # 6

Attachment of the Department of Business Development

subject : form of proxy (no.5) B.E. 2550

[Thai Duty Stamp Bath 20.-]

PROXY (Form B.)

Written at

Date.....Month.....Year.....

(1) I/We,Nationality.....

Residing at NoRoad.....Tambol/Sub district

Amphur/DistrictProvince.....Postal Code.....

(2) Being a shareholder of MDX Public Company Limited, holding the total amount of.....shares, and have the right to vote equal to votes as follows:

Ordinary shareshares, and have the right to vote equal tovotes

Preference shareshares, and have the right to vote equal tovotes

(3) Hereby appoint

(1).....Age.....years

Residing at No.....Road.....Tambol/Sub - district.....

Amphur/District.....Province.....Postal Code.....or

(2).....Age.....years

Residing at No.....Road.....Tambol/Sub - district.....

(3).....Age.....years

Residing at No.....Road.....Tambol/Sub - district.....

Or Mr. Kamolsak Phantusane, Chairman of the Audit Committee and Independent Director, age 88 years, residing at No.4/501, Moo 4, Sereethai 57 Road, Klongkum, Beungkum, Bangkok 10240Or Mr. Pijayaphong Na Bangxang Director and President, age 66 years, residing at No.94 moo 9 Tambol Bangxang, Amphur Amphawa, Samutsongkram Province, 75110

(4) Anyone of the above-mentioned person (s) as my/our proxy to attend and vote on my/our behalf at the Annual Ordinary General Meeting of the Shareholders for the year 2024 via the Electronic Media Platform (E-AGM) to be held on April 23, 2024 at 10.00 a.m.

 Agenda 1 To Consider and Approve the Minutes of the Annual Ordinary General Meeting of the Shareholders for the Year 2023 Held on April 25, 2023 (A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects. (B) The proxy may consider the matters and vote on my/our behalf as follows: Approve Against Abstain **Agenda 2 To Consider and Acknowledge the Directors' Report Regarding****Operating Results of the Company for the year 2023 and Corporate Governance Policy** Acknowledge

Attachment # 6 (next)

Agenda 3 To Consider and Approve the Financial Statements for the Accounting Period Ended December 31, 2023

(A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects.

(B) The proxy may consider the matters and vote on my/our behalf as follows:

Approve Against Abstain

Agenda 4 To Consider and Approve the Dividend Omission and Non-Allocation of the Net Profit for the 2023 Operating Results

(A) The proxy may consider the matters and vote on my/our behalf as the proxy deem appropriate in all respects.

(B) The proxy may consider the matters and vote on my/our behalf as follows:

Approve Against Abstain

Agenda 5 To Consider and Approve the Re-election of the Directors to Replace Those Who Are Retired by Rotation

(A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects.

(B) The proxy may consider the matters and vote on my/our behalf as follows:

Vote for all the nominated candidates as a whole

Approve Against Abstain

Vote for an individual nominee

Name : Mr. Pracha Hetrakul,

Approve Against Abstain

Name : Mrs. Poonsub Autawanapakart,

Approve Against Abstain

Name : Mr. Nikhom Wanichawattanaramluek,

Approve Against Abstain

Name : Mr. Krithiran Rawiphatakaraya,

Approve Against Abstain

Agenda 6 To Consider and Approve the Directors' Remuneration for the Year 2024

(A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects.

(B) The proxy may consider the matters and vote on my/our behalf as follows:

Approve Against Abstain

Agenda 7 To Consider and Approve the Appointment of Auditors and Fixing of Audit Fee for the Year 2024

(A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects.

(B) The proxy may consider the matters and vote on my/our behalf as follows:

Approve Against Abstain

Attachment # 6 (next)

Agenda 8 To Consider the Other Business (if any)

(A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects.

(B) The proxy may consider the matters and vote on my/our behalf as follows:

- Approve Against Abstain

(5) Voting of proxy in any agenda that is not as specified in this proxy shall be considered as invalid and shall not be counted as my/our voting as a shareholder.

(6) If I/we do not specify or clearly specify my/our intention to vote in any agenda considered in the meeting other than those specified above, or if there is any change or amendment to any fact, the proxy shall be authorize to consider the matters and vote my/our behalf as the proxy deems appropriate.

Any act(s) undertaken by the proxy at such meeting shall be deemed as my/our own act(s) in every respects except in case the proxy did not vote as I/We have specified herein.

Signature.....Grantor
(.....)
Signature.....Proxy
(.....)
Signature.....Proxy
(.....)
Signature.....Proxy
(.....)

Remark :

1. A shareholder shall appoint only one proxy to attend and vote at the Meeting. A shareholder may not split shares and appoint more than one proxy in order to split votes.
2. In agenda regarding the re- election of new Directors, the ballot can be either for all the nominated candidates as a whole or for an individual nominee.
3. In case there is any further agenda apart from specified above brought into consideration in the Meeting, the proxy may use the Attachment # 6 Proxy (Form B).

Attachment # 6 (next)

The Counterfoil of Proxy (Form B).

Grant of proxy as a shareholder of MDX Public Company Limited.

In the Annual Ordinary General Meeting of the Shareholders for the year 2024 via the Electronic Media Platform (E-AGM) to be held on April 23, 2024 at 10:00 a.m.

- Agenda Item: Subject:
- (A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects.
- (B) The proxy may consider the matters and vote on my/our behalf as follows:
 - Approve Against Abstain
- Agenda Item: Subject:
- (A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects.
- (B) The proxy may consider the matters and vote on my/our behalf as follows:
 - Approve Against Abstain
- Agenda Item: Subject:
- (A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects.
- (B) The proxy may consider the matters and vote on my/our behalf as follows:
 - Approve Against Abstain
- Agenda Item: Subject:
- (A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects.
- (B) The proxy may consider the matters and vote on my/our behalf as follows:
 - Approve Against Abstain

Attachment # 6 (next)

Agenda Item: Subject:

(A) The proxy may consider the matters and vote on my/our behalf as the proxy deems appropriate in all respects.

(B) The proxy may consider the matters and vote on my/our behalf as follows:

Approve Against Abstain

Agenda Item: Subject:

Name

Approve Against Abstain

Name

Approve Against Abstain

Name

Approve Against Abstain

Name

Approve Against Abstain

Name

Approve Against Abstain

Name


Approve Against Abstain

Name

Approve Against Abstain

Attachment # 7

Information of the Director to be nominated as proxy

| | | | |
|--|---|--|---|
| Name-Surname | : | Mr. Kamolsak Phantusane |  |
| Age | : | 88 years old | |
| Position | : | Director, Independent Director, Chairman of the Audit Committee | |
| Shareholding (%) | : | 0 | |
| Family Relationship with the Executive | : | None | |
| Education | : | - Bachelor of Commerce, Thammasat University - Bachelor of Accountancy, Thammasat University - Bachelor of Laws, Thammasat University | |
| Training for role and skill of the Director | : | Director Accreditation Program (DAP) In 2007 Director Accreditation Program (DAP) In 2007 | |
| Experience | : | - 2006-Present Independent Director and The Chairman of the Audit Committee, MDX Public Company Limited - 1998-2006 Independent Auditor - 1992-1997 Area Revenue officer of Yala Province Area Revenue officer of Songkhla Province Area Revenue officer of Bangkok area 6 | |
| Legal dispute | : | None | |
| Criminal history | : | None | |
| Criminal history in last 10 years | : | None | |
| Interests in the Company's Meeting agenda | : | The re-election of the directors on agenda 5 The Remuneration of the Committee on agenda 6 | |

Prohibited Qualifications

1. No criminal history on offences against property committed by act dishonestly.
2. No history of committing transactions which may conflict with the company's interests in last year period

Meeting attendance in last year period

- Attending Annual Ordinary General Meeting of shareholders for the year 2023, 1 time from total of 1 time.
- Attending Board of Directors Meeting for the year 2023, 5 times from total of 5 times.

Attachment # 7 (next)

Information of the Director to be nominated as proxy

Name-Surname : Mr. Pijayaphong Na Bangxang
Age : 66 years old
Position : Director, President and Authorized Director of The Company
Shareholding (%) : 0.02
Family Relationship with the Executive : None
Education : Bachelor of Engineering (Electrical), Kasetsart University.



Training for role and skill of the Director : Director Accreditation Program (DAP) In 2009
Experience : - A Director of MDX Green Energy Co., Ltd.
 - A Director of MDX Solar A Co., Ltd.
 - A Director of MDX Solar B Co., Ltd.
 - A Director of MDX Solar C Co., Ltd.
 - 2012-Present Director and President, MDX PLC.
 - 2010-2012 Director and Executive Director, MDX Public Company Limited.
 - 2008-2009 Vice President (Gateway City Industrial Estate)
 - 2001-2007 Assistant of Vice President (Engineering), Gateway Development Co., Ltd.
 - 1997-2000 Manager of Gateway City Industrial Estate, Gateway, Development Co., Ltd.
 - 1980-1997 Electrical Engineer in hydro-power plant construction Department, Electricity Generating Authority of Thailand.
Legal dispute : None
Criminal history : None
Criminal history in last 10 years : None
Interests in the Company's Meeting agenda : On Agenda 6 : The Remuneration of the Committee

Prohibited Qualifications

1. No criminal history on offences against property committed by act dishonestly.
2. No history of committing transactions which may conflict with the company's interests in last year period

Meeting attendance in last year period

- Attending Annual Ordinary General Meeting of shareholders for the year 2023, 1 time from total of 1 time.
- Attending Board of Directors Meeting for the year 2023, 5 times from total of 5 times.

Attachment # 8**Documents or evidences showing identity of the shareholder or
a representative of the shareholder (Proxy) entitled to attend the meeting****1. Natural person***1.1 Thai nationality*

- (a) Identification card of the shareholder (copy of personal I.D. or identification card of government officer or identification card of state enterprise officer) ; or
- (b) in case of proxy, certified copy of identification card of the shareholder and identification card or passport (in case of a foreigner) of the proxy.

1.2 Non-Thai nationality

- (a) Passport of the shareholder or
- (b) In case of proxy, certified copy of passport of the shareholder and identification card or passport (in case of a foreigner) of the proxy.

2. Juristic person*2.1 Juristic person registered in Thailand*

- (a) The Copy of Corporate affidavit, issued not exceeding 60 days by Department of Business Development, Ministry of Commerce; and
- (b) Certified copy of identification card or passport (in case of a foreigner) of the authorized director(s) who sign(s) the proxy form together with identification card or passport (in case of a foreigner) of the proxy.

2.2 Juristic person registered outside of Thailand

- (a) The Copy of Corporate affidavit and
- (b) Certified copy of identification card or passport (in case of a foreigner) of the authorized director(s) who sign(s) the proxy form together with identification card or passport (in case of a foreigner) of the proxy.

A copy of the documents must be certified true copy. In case of any documents or evidences produced or executed outside of Thailand, such documents or evidences should be notarized by a notary public.

Shareholders or Representative of the shareholders (Proxies) shall register and submit documents or evidence for verification through **E-mail : secretarycompany.mdx@gmail.com within April 18, 2024**, as detailed in Attachment # 10, "Guidelines for Attending the Annual Ordinary General Meeting of the Shareholders via Electronic Media Platform (E-AGM) and Proxy"

**Articles of Association of
MDX Public Company Limited For Shareholders' Meeting**

14. Election of Directors shall be made by the shareholders' meeting with the following procedure and rules;

(a) Each shareholder shall have one vote for each share,

(b) Each shareholder shall exercise all votes applicable under (a) in appointing one or more person to be a director, but provided that any of the vote shall not be divisible,

(c) Person who has the most vote respectively shall be elected to be the Directors equivalent to the number of directors required; in case the following persons be elected have equivalent vote, the Chairman shall have a casting vote.

15. The Directors' remuneration and consideration shall be fixed by the shareholders' meeting.

16. The company's Directors are not required to be shareholders of the Company.

17. At every annual general meeting, one-third of Directors, or, if there number is not a multiple of three, then the number nearest to one-third must retire from office.

The Directors retiring on the first and second years following the registration of the Company, shall be drawn by lots. In every subsequent years, the Directors who has been longest in office shall retire.

A retiring Director is eligible to re-election.

32. The general shareholders' meeting of the Company shall be held in the area where the registered office of the company is located or at any adjacent provinces or any other places as prescribed by the Board of Directors.

33. The general shareholder's meeting shall be held at the least once in one year. This meeting shall be called "Ordinary General Meeting". The ordinary general meeting shall be held within 4 months from the end of accounting period of the company. Any other shareholder's meeting shall be called "Extraordinary Meeting".

The board of directors may summon an extraordinary meeting whenever they think fit. A shareholder or shareholders who are holding ten percent of the total shares sold request in writing to the board of directors for summoning and extraordinary shareholder's meeting. The requisition must clearly specify the object for which the meeting is required to be summoned in the writing. Thus, the board of directors shall held the meeting within 45 days from the date of receiving such request.

Attachment # 9 (next)

If the board of directors shall not held the meeting within the limited duration in 3rd paragraph, shareholders which are countable as the defined amount of shares are able to arrange the meeting within 45 days from the date of the end of limited duration in 3rd paragraph. In this case, the company shall be responded for necessary expenses and reasonable facilitated of the meeting.

In case of the meeting, which is held by the shareholders in 4th paragraph, the number of shareholders are unable to reach the quorum in Section 103 in Public Limited Companies Act, B.E. 2535 and Article 35, the shareholders shall be responded the expenses from the meeting for the company.

34. In summoning a shareholders' meeting, the Board of Directors shall prepare a notice of the meeting indicating the place, date, time, agenda and matters to be proposed to the meeting together with appropriate details by clearly specifying such matter is for acknowledgement, for approval, or for consideration, and sending them to the shareholders and the Registrar not less than 7 days prior to the meeting's date.

Such notice must also be published in a newspaper for 3 consecutive days with at least 3 days prior to the meeting date.

35. In a shareholders' meeting, there must be at least 25 shareholders or one-half of the total shareholders holdings not less than one-third of the total shares sold present in persons or by proxies (if any) attending the meeting in order to constitute a quorum.

If within an hour from the time fixed for the shareholders' meeting the quorum prescribed by the first paragraph is not constituted, the meeting, if summoning upon the requisition of shareholders, shall be dissolved. If such meeting is summoned and notices of the meeting shall be sent to the shareholders at least 7 days prior to the meeting's date. At such meeting no quorum shall be necessary.

36. In any shareholders' meeting, any shareholder is entitled to appoint a proxy to represent him at the meeting and have the right to vote.

The instrument appointing a proxy shall be in written, having a signature of the proxy in accordance with form prescribed by the Public Company's Registrar, and shall at least have the following particulars:

- a) The amount of shares held by such shareholder;
- b) The name of proxy;
- c) The meeting which the proxy is appointed to attend and vote

and such instrument appointing the proxy shall be submitted to the Chairman or the person authorized by the Chairman prior to the proxy attending the meeting

Attachment # 9 (next)

37. In the event the meeting has not finished the consideration of the agendas prescribed in the notice of the meeting or the consideration of matter raised by the shareholders holding not less than one-third of the total shares sold and it is necessary that the consideration be adjourned, the meeting shall fix place, date and time for the next meeting and the Board of Directors shall give a notice of the meeting indicating place, date, time and agenda to shareholders of not less than 7 days prior to the meeting's date. The said notice shall also be published in a newspaper with at least 3 days prior to the meeting's date.

38. The Chairman of the Board of Directors shall be a Chairman for the shareholders' meeting.

In the event the Chairman is not present or is unable to discharge his duties, Vice-chairman if any, shall serve as a Chairman. If there is no Vice-chairman or such Vice-chairman is unable to discharge his duties, the Shareholders present shall elect one of their members to be the Chairman.

39. In every shareholders' meeting, all shareholders have one vote for each share.

A Shareholder who has a special interest in a resolution cannot vote on such resolution, except for the election of Directors.

A resolution of any shareholders' meeting shall be passed by a majority vote of all the shareholders attending the meeting and having the right to vote, except in the following case, a resolution of not less than three-fourth of the votes of the shareholders attending the meeting and having the right to vote is required;

- a) Selling or transferring the Company's business whether in whole or in substantial part to other person;
- b) Purchasing or accepting the transfer of the business of other public or private company;
- c) Making, amending or terminating of any agreement concerning the lease, in whole or in substantial part, of the Company's business, assigning any person to manage the Company's business, or merging with other person for the purpose of profit and loss sharing.

40. The business to be transacted at the Ordinary General Meeting shall be as follows:

- 1) To consider the report of the Board of Directors regarding the Company's business in the previous year;
- 2) To consider and approve the financial statements ;
- 3) To consider the distribution of profit ;
- 4) To elect the Directors replacing those retired by rotation;
- 5) To appoint an auditor;
- 6) To consider any other business

Guidelines for Attending the Annual Ordinary General Meeting of the Shareholders**Via the Electronic Media Platform (E-AGM) and Proxy.****1. In case the shareholders attending the E-AGM by themselves. The shareholders shall practice as follows:**

- 1.1 The shareholders shall notify their request to attend the AGM via Electronic Media Platform (E-AGM) with completely attaching identification documents to confirm the attendance. Especially, please kindly specify e-mail and mobile phone number clearly, in order to be used for sending Username and Password for accessing the AGM via Electronic Media Platform (E-AGM). Please send this to the E-mail: secretarycompany.mdx@gmail.com within 18 April 2024.
- 1.2 The shareholders shall submit identification documents as follows:
 - (A). The shareholder is an ordinary person.
 - **Thai citizen shareholder:** A copy of ID card, driving license or government official ID card, certified as true copy.
 - **Foreign shareholder:** A copy of passport, certified as true copy.
 - (B). The shareholder is a juristic person.
 - Juristic person registered in Thailand.
 1. A copy of affidavit of the juristic person, issued no longer than 60 days and certified as true copy by the authorized directors on behalf of the juristic person with corporate seal (if any).
 2. A copy of ID card or passport (In case of foreigner) of authorized directors, attending the E-AGM, authorizing an empowered person or appointing a proxy to attend the meeting, certified as true copy.
 3. A copy of ID card or passport (In case of foreigner) of a proxy or an empowered person (In case that an authorized director is unable to attend the meeting), certified as true copy.

Attachment # 10 (next)

- Juristic person registered in oversea.
 1. The affidavit of the juristic person, which is issued by a government agency of such country. The affidavit of the juristic person needs to be notarized by Notary Public or a government agency, issued no longer than one year prior.
 2. A copy of ID card or passport (In case of foreigner) of authorized directors, attending the E-AGM, authorizing an empowered person or appoint a proxy to attend the meeting, certified as true copy.
 3. A copy of ID card or passport (In case of foreigner) of a proxy or an empowered person (In case that an authorized director is unable to attend the meeting), certified as true copy.
- 1.3 The shareholders shall notify their request to attend the AGM via Electronic Media Platform (E-AGM) with identification documents as details in 1.1 and 1.2 to the Company within **18 April 2024** by the solely E-mail: secretarycompany.mdx@gmail.com.
- 1.4 Once the Company receives the documents as per item 1.1 and 1.2 from the shareholders, the Company will proceed with inspecting documents for confirming the meeting attendance. Once the inspected is completed and corrected to the rights of the shareholders for attending the 2024 Annual General Ordinary Meeting of the Shareholders, accordance with the Company's Record Date on March 18, 2024, the Company will send Username and Password, together with Web Link for attending the E-AGM. **Please kindly refrain from giving the Username and Password provided for shareholder to another person.** This is because the Company's shareholders or proxies are solely entitled to attend the meeting. Whereas, giving the Username and Password provided to another person might be illegal under appreciable and related laws.

In case that the Username and Password are lost or you have not received it within **18 April 2024**, please immediately contact the Company at Office of Administration and Legal department (Company's Secretary) as follows:

Via telephone : 02-302-2356-8 or

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- 1.5 The Company will send you a link of manual use of the E-AGM system, together with Username and Password by email. Please read the manual thoroughly. The system will be opened 2 hours prior in advance, therefore the shareholder can register for attending the meeting. However, the live broadcast will begin at 10.00 am.
- 1.6 In respect of voting during the E-AGM, the Company will open for voting and summary votes for each agenda in the conclusion.
- In case of “Approve” in such agenda, the shareholders shall not cast the vote or the shareholders shall cast “Approve” in such agenda because the system will automatically count the votes as an Approve in the summation.
 - In case of “Disapprove” or “Abstain” in such agenda, the shareholders shall cast the vote in accordance with the elective choices in such agenda and the vote shall be automatically counted as votes of that shareholders in the summation.
- 1.7 If the shareholders encounter any technical problems in using the E-AGM meeting system before or during the meeting, please contact Conovance Company Limited, which is the system service provider before or during the meeting through the number 082-979-4978.

2. In case the shareholders appointing proxy to attend the AGM via Electronic Media Platform (E-AGM).

- 2.1 The shareholders shall submit the documents as details 1.1 and 1.2
- 2.2 The proxy form, correctly and completely filled in, signed by the grantor and the proxy
- 2.3 The proxy shall submit the identification documents as follows:
- (A) An individual shareholder to appoint a proxy.
 - 1. Thai citizen proxy: a copy of ID card, government officer card, driving license, certified as true copy by the grantor.
 - 2. Foreign proxy: a copy of passport, certified as true copy by the grantor.
 - (B) A juristic person as a shareholder to appoint a proxy.
 - Juristic person registered in Thailand.
 - 1. A copy of affidavit of the juristic person, issued no longer than 60 days and certified as true copy by the authorized directors on behalf of the juristic person with corporate seal (if any).

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2. A copy of ID card or passport (In case of foreigner) of authorized directors, attending the E-AGM, whose signatures appear in the letter of proxy or authorizing an empowered person to attend the meeting, certified as true copy.
3. A copy of ID card or passport (In case of foreigner) of an empowered person (In case that an authorized director of a proxy is unable to attend the meeting), certified as true copy.

- Juristic person registered in other countries.

1. The affidavit of the juristic person, issued by a government agency of such country. The affidavit of the juristic person needs to be notarized by Notary Public or a government agency, issued no longer than one year prior.

2. A copy of ID card or passport (In case of foreigner) of authorized directors, attending the E-AGM, whose signatures appear in the letter of proxy or authorizing an empowered person to attend the meeting, certified as true copy.

3. A copy of ID card or passport (In case of foreigner) of an empowered person (In case that an authorized director of a proxy is unable to attend the meeting), certified as true copy.

➤ In case of appointing the proxy, the shareholders can appoint the independent director of the Company or the Company Directors to attend the E-AGM on their behalf as attached details in the Attachment No.7 pages 30-34 of Invitation Letter to the Annual Ordinary General Meeting of Shareholders for the year 2024, notified on March 21, 2024.

2.4 The shareholders or proxies shall notify their request to attend the meeting, in order to receive Username and Password for registration the AGM via Electronic Media Platform (E-AGM) and also send the Proxy Form and identification documents of the shareholders or the proxies, accordance with 1.1, 1.2, 2.2 and 2.3 to the Company within **18 April 2024** through the

E-mail : secretarycompany.mdx@gmail.com.

3. The AGM via Electronic Media Platform (E-AGM) attendance

3.1 The company shall confirmed the right to attend the meeting by sending the Username and Password to the Shareholders and Proxies, then they can choose the channels to attend E-AGM through one of the following 2 channels :

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(a) attend the meeting through the program (Used through the program on the Windows operating system only)

➤ Shareholders can attend the meeting, vote, view the scores, and questions via microphone or text chat channel.

➤ **Recommendations for E-AGM attendance via program :**

■ Computer / Desktop / Notebook / Tablet with Windows operating system only (Windows operating system 7 / 8 /10 /11) Memory 4 GB or more

■ Internet speed 3.0 Mbps (Megabit)

■ The program can be downloaded at : <https://www.conovance.com/download.php>

■ Can download the installation and use manual of the program at :

<https://www.conovance.com/support.php>

(b) Join the meeting via Web Browser (available via Google Chrome on all platforms including iOS and Android)

➤ **Recommendations for attending the E-AGM meeting via Web Browser :**

■ Google Chrome (Web Browser) latest version or no more than 1 year on all platforms Windows, iOS and Android

■ Internet speed 3.0 Mbps (Megabit)

■ Can download and install Google Chrome on all platforms such as App Store (iOS) Play Store (Android).

■ User manual can be downloaded via Web Browser at : <https://www.conovance.com/download.php>

3.2 The shareholders or proxies can also download manual use and video of the E-AGM system from the website : <https://www.conovance.com/support.php> The system is supported for e-meeting and e-voting, according to attending the meeting themselves or appointing the proxy as your requests with the identified documents.

➤ of the Company or any relevant agenda to be considered in this E-AGM are as follows:

4.1 During the E-AGM meeting, the shareholders or proxies attending the Meeting can submit comments or questions via the E-AGM system.

4.2 The shareholders can submit comments or questions in advance to the Company prior to the dated of the Meeting via the following channel

- **E-mail:** secretarycompany.mdx@gmail.com.

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Remark : For more information please contact ;

- Executive and Legal Office (Company secretary)

Tel. 0 2302 2355-8 Fax. 0 2302 2400

E-mail: secretarycompany.mdx@gmail.com

- The problem using the E-AGM system. Contact the system operator : [Conovance Co., Ltd.](#)

Call 082-979-4978



E-AGM implementation program can be downloaded from the website:

<https://www.conovance.com/download.php>

Manuals and operating videos can be downloaded at the website:

<https://www.conovance.com/support.php>

