

AVIVA

Aviva Powszechne Towarzystwo Emerytalne Aviva BZ WBK SA ul. Domaniewska 44 02-672 Warszawa.
infolinia 801 888 444 +48 22 557 44 44 tel. +48 22 557 40 50 www.aviva.pl

Warsaw, 4 April 2012

Management Board

of Lubelski Węgiel BOGDANKA S.A.

Bogdanka

21-013 Puchaczów

In the exercise of our right as a shareholder, as set forth in Article 401.1 of the Commercial Companies Code of 15 September 2000, the open-end pension fund Aviva Otwarty Fundusz Emerytalny Aviva BZ WBK entered to the register of pension funds maintained by the Regional Court in Warsaw, VII Civil and Registration Division, under No. RFe 1, the shareholder of Lubelski Węgiel Bogdanka S.A. (the "Company"), representing at least one-twentieth of the Company's share capital, represented by Aviva Powszechne Towarzystwo Emerytalne Aviva BZ WBK S.A. (the "Management Company"), with registered office at ul. Domaniewska 44, Warsaw, entered to the National Court Register maintained by the District Court for the Capital City of Warsaw, Commercial Court XII Commercial Division of the National Court Register under No. KRS 0000005940, hereby requests that the following item:

"Adopting a resolution on amending the Company's Articles of Association"

be introduced to the agenda of the Company's Annual General Shareholders Meeting to be held on 27 April 2012, in the Company's offices.

We also request that the above item follow item 5 "Electing the Ballot Counting Committee of the General Shareholders Meeting".

Enclosures:

- draft resolution regarding the proposed item of the agenda,
- Deposit certificate confirming that Aviva OFE Aviva BZ WBK holds more than one-twentieth of the Company's share capital,
- Excerpt from the National Court Register of Aviva PTE Aviva BZ WBK S.A.,
- Excerpt from the register of pension funds,
- Notarised signatures of persons authorised to represent Aviva PTE Aviva BZ WBK S.A.

Substantiation:

The purpose of the proposed amendments is to specify, to a greater detail, the powers of the Supervisory Board, in accordance with Article 384.1 of the Commercial Companies Code, as well as the rules governing the cooperation of the Supervisory and Management Boards, based on annual business plans and long-term strategic plans.

The amendments regarding internal audit result from the recommendations contained in a handbook: "Audit Committee – First Steps. Guide for practitioners" (2011), which was

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Marcin Żółtek
Member of the Management Board
Head of Investments
Aviva
Powszechne Towarzystwo Emerytalne
Aviva BZ WBK S.A.

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Paweł Klimkowski
Member of the Management Board
Share Portfolio Manager
Aviva
Powszechne Towarzystwo Emerytalne
Aviva BZ WBK S.A.