

Michał Stopyra

## DECLARATION OF A CANDIDATE

I, the undersigned, consent to be a candidate and perform a function of a member of the Supervisory Board at Lubelski Węgiel Bogdanka S.A., with registered office in Bogdanka, 21-013 Puchaczów ("Company").

I hereby declare that I meet all criteria for Members of the Supervisory Board, including in particular:

- 1) there is no conflict of interests, with respect to my person, in holding a function of a member of the Company's the Supervisory Board; I would also like to state that I do not run any competitive activity outside the Company, with respect to the Company, and I do not perform any activities in companies running a competitive activity as a Member of a company's governing bodies or as a shareholder in a civil law partnership, a partnership, and I do not take part in operations of any other competing legal person as a member of its governing body;
- 2) in compliance with the requirements specified in Article 18 of the Polish Commercial Companies Code of 15 September 2000 (Dz. U. [*Journal of Laws*] of 2000 No. 94, item 1037, as amended), with respect to a candidate for a member of the Company's Supervisory Board, I enjoy full capacity for acts in law, and that I have not been charged in criminal proceedings conducted under the provisions of chapters XXXIII-XXXVII of the Polish Criminal Code and under Articles 585; 587; 590 and 591 of the Polish Commercial Companies Code, as well as I have never been convicted by a final court judgement for offences specified in the above mentioned provisions;
- 3) I am not entered to the Insolvent Debtors Record maintained under the Act on the National Court Register of 20 August 1997 (uniform text Dz. U. of 2007, No. 168, item 1186, as amended).
- 4) I meet the independence criteria for members of the Supervisory Board specified by the European Commission included in Annex II to the Commission Recommendation of 15 February 2005 on the role of non-executive or supervisory directors of listed companies and on the committees of the (supervisory) board (EU OJ L.05.52.51), as well as additional requirements specified in the Code of Best Practice for WSE Listed Companies, annexed to Resolution No. 17/1249/2010 of the WSE Management Board of 19 May 2010.
- 5) I do not perform any functions or hold positions specified in Articles 1 and 2 of the Act on conduct of business activities by persons performing public functions of 21 August 1997 (i.e. Dz. U. of 2006, No. 216, item 1584, as amended);
- 6) I hereby consent to processing and publishing of my personal data as defined by the Personal Data Protection Act of 29 August 1997 (uniform text Dz. U. of 2002, No. 101, item 926, as amended), as well as all the data included in the Curriculum Vitae presented to the Company, within the scope required in connection with running for the position of a member of the Company's Supervisory Board and being its member.

Warsaw, 6 November 2013

[*handwritten signature*]