

hłącza, 24 April 2012

Lubelski Węgiel BOGDANKA S.A.
Bogdanka
21-013 Puchaczów

**DECLARATION OF A CANDIDATE
FOR THE POSITION OF THE MEMBER OF THE SUPERVISORY BOARD**

I, the undersigned, Marian Łupikasz, I consent to be a candidate and perform a function of a member of the Supervisory Board of Lubelski Węgiel Bogdanka S.A., registered office in Bogdanka, 21-013 Puchaczów, and I hereby declare that with respect to my person no circumstances occur that may exclude me as a member of the Supervisory Board of Lubelski Węgiel BOGDANKA S.A. with registered office in Bogdanka (the "**Company**").

I am an employee of Lubelski Węgiel Bogdanka S.A. and therefore I do not meet the independence criteria for members of the Supervisory Board specified in Article 34.5 of the Company's Articles of Association and in the Rules of the Company's Supervisory Board.

Moreover, I hereby declare that:

1. 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 (Dz. U. of 2006, No. 216, item 1584, as amended);

2. 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 do not run any competing activity with respect to the Company, and I do not perform any activities in companies running a competing activity as a member of a company's governing bodies or as a shareholder in a civil law partnership or a partnership, and I do not take part in operations of any other competing legal person as a member of its governing body;

3. In compliance with the requirements specified in Article 18 of the Polish Commercial Companies Code of 15 September 2000 (Dz. U. 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 I have never been convicted by a final court judgement for offences specified in the provisions of chapters XXXIII – XXXVII of the Polish Penal Code of 6 June 1997 (Dz. U of 1997, No. 88 item 553, as amended) and in Articles 585; 587; 590 and 591 of the Polish Commercial Companies Code.

4. 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).

Furthermore, 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 my 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.

Marian Łupikasza

(name, surname)

Łęczna, 24 April 2012

(place, date)

[handwritten signature]

(signature)