

Notes to the condensed consolidated financial report

(Continued)

Miferso

Kumba has initiated arbitration proceedings against La Societe Des Mines De Fer Du Senegal Oriental (Miferso) and the Republic of Senegal under the Rules of Arbitration of the International Chamber of Commerce. This matter has been enrolled for hearing in the third quarter of 2009. These proceedings are confidential in nature.

Sishen Supply Agreement

Kumba and ArcelorMittal have agreed to an arbitration process to resolve key differences of interpretation of the Sishen Supply Agreement. Arbitration proceedings were initiated in 2007 by Kumba. This matter has been enrolled for hearing during the first half of 2009. These proceedings are confidential in nature.

Post-balance sheet date events

The directors are not aware of any material matter or circumstance arising since the end of the year and up to the date of this report, not otherwise dealt with in this report.

Corporate governance

The group subscribes to the Code of Good Corporate Practices and Conduct as contained in the King II Report on corporate governance and the board has satisfied itself that Kumba has complied throughout the year under review in all material aspects with the code.

Independent audit opinion

The auditors, Deloitte & Touche have issued their unmodified audit opinion on the condensed consolidated financial report for the year ended 31 December 2008. A copy of their unmodified audit opinion is available for inspection at the company's registered office.

On behalf of the board

PL Zim
Chairman

CI Griffith
Chief Executive Officer

13 February 2009
Pretoria

Notice of final cash dividend

At its board meeting on 13 February 2009 the directors declared a final cash dividend of R13,00 per share on the ordinary shares from profits accrued during the year ended 31 December 2008. The salient dates are as follows:

- Last day for trading to qualify and participate in the final dividend (and change of address or dividend instructions) Friday, 6 March 2009
- Trading ex dividend commences Monday, 9 March 2009
- Record date Friday, 13 March 2009
- Dividend payment date Monday, 16 March 2009

Share certificates may not be dematerialised or rematerialised between Monday, 9 March 2009 and Friday, 13 March 2009, both days inclusive.

By order of the board

VF Malie
Company secretary

13 February 2009
Pretoria