

Harmony Gold Mining Company Limited  
Registration number 1950/038232/06  
Incorporated in the Republic of South Africa  
ISIN: ZAE000015228  
JSE share code: HAR  
("Harmony" or "the company")

## **Harmony settles dispute with FSCA relating to 2007 financial disclosure**

**Johannesburg. 5 October 2018:** Harmony Gold Mining Company Limited ("Harmony" and/or "the Company") is pleased to announce that it has reached a mutually acceptable settlement with the Financial Sector Conduct Authority ("FSCA") of South Africa (The Directorate of Market Abuse substituted in terms of Section 300(3) of the Financial Sector Regulation Act, 2017), which settlement has been confirmed by the Enforcement Committee of the FSCA, relating to a SENS Announcement published by the Company on 25 April 2007.

The April 2007 announcement related to the financial results for the quarter ending 31 March 2007. The published results, at that stage unknown to Harmony, were incorrect. The first indication that the results published on 25 April 2007 for the quarter ended March 2007 were erroneous, was end of July 2007. The Company immediately informed the shareholders and the necessary authorities and reviewed all financial reporting policies and systems to ensure that a similar error would not occur.

At the time, the Directorate of Market Abuse alleged that Harmony published misleading financial statements. Harmony cooperated with the FSB to ensure that expensive and protracted enforcement proceedings and possible litigation be avoided. Following various discussions between the FSB and Harmony over more than a decade, the Enforcement Committee of the FSCA confirmed the settlement reached by Harmony and the Directorate of Market Abuse and determined on 4 October 2018 that Harmony contravened section 76 of the Securities Services Act No.36 of 2004 by publishing misleading financial

statements and imposed an agreed administrative penalty of R30 million on Harmony.

Frank Abbott, financial director of Harmony, commented that: "The inaccuracy of the March 2007 quarterly financial results was a bona fide error, following the implementation of a new financial software system. This has been the only material weakness identified in our internal control over financial reporting that we have had in 68 years."

Ends.

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5 October 2018

Sponsor:  
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