news release

1 April 2010

APPEAL COURT UPHOLDS HIGH COURT RULING IN RESPECT OF CASE OF THEMBEKILE MANKAYI

AngloGold Ashanti has taken note of the ruling by the Supreme Court of Appeal yesterday upholding the 2008 decision of the Johannesburg High Court that Mr Thembekile Mankayi may not make a claim for damages against the company in respect of occupational lung disease he allegedly sustained during his employment at AngloGold Ashanti’s then Vaal Reefs mine in the 1990s.

The finding confirms that employees who qualify for benefits in respect of the Occupational Diseases in Mines and Works Act (ODMWA) may not, in addition, lodge civil claims against their employers in respect of their relevant conditions.

We believe that the social contract implied by the Occupational Diseases in Mines and Works Act (ODMWA) and similar statutory compensations systems – where employees afflicted by occupational injuries and illnesses receive a pre-determined compensation without having to suffer the expense and inconvenience of prosecuting legal actions, and in return waive the right to civil claims – is a just one, offering as it does easier access for employees and greater certainty for employers.

As we said at the time of the original judgment, however, we acknowledge that this case highlights a number of occupational health challenges faced across the mining industry including by AngloGold Ashanti. These are challenges we have been working to address for some time, and remain committed to pursuing. They include:

- Working to improve the management of dust underground so as to eliminate future incidences of occupational lung disease.
- Working, through the Chamber of Mines and with the Department of Health and the NUM, on a project to improve the access of former mineworkers suffering from occupational lung disease to health care and to the benefits provided for by the Occupational Diseases in Mines and Works Act (ODMWA) and to improve the operation of the statutory compensation fund.
- Working actively in tripartite forums on the rationalisation and possible integration of ODMWA and the Compensation for Occupational Injuries and Diseases Act (Coida), seeking to achieve this in a manner that eliminates anomalies in the application of the two acts, but does so in a manner that does not threaten the viability of the industry and the jobs of the people employed in it.

We would like to express our sympathy to Mr Mankayi in respect of his ill health, and wish him well.
Certain statements made in this communication, including, without limitation, those concerning AngloGold Ashanti’s strategy to reduce its gold hedging position including the extent and effects of the reduction, the economic outlook for the gold mining industry, expectations regarding gold prices, production, cash costs and other operating results, growth prospects and outlook of AngloGold Ashanti’s operations, individually or in the aggregate, including the completion and commencement of commercial operations of certain of AngloGold Ashanti’s exploration and production projects, the completion of announced mergers and acquisitions transactions, AngloGold Ashanti’s liquidity and capital resources, and expenditure and the outcome and consequences of any pending litigation proceedings, contain certain forward-looking statements regarding AngloGold Ashanti’s operations, economic performance and financial condition. Although AngloGold Ashanti believes that the expectations reflected in such forward-looking statements are reasonable, no assurance can be given that such expectations will prove to have been correct. Accordingly, results could differ materially from those set out in the forward-looking statements as a result of, among other factors, changes in economic and market conditions, success of business and operating initiatives, changes in the regulatory environment and other government actions, fluctuations in gold prices and exchange rates, and business and operational risk management. For a discussion of such factors, refer to AngloGold Ashanti’s annual report for the year ended 31 December 2009, which was distributed to shareholders on 30 March 2010. The company’s annual report on Form 20-F, will be filed with the Securities and Exchange Commission in the United States no later than June 30, 2010. AngloGold Ashanti undertakes no obligation to update publicly or release any revisions to these forward-looking statements to reflect events or circumstances after today’s date or to reflect the occurrence of unanticipated events. All subsequent written or oral forward-looking statements attributable to AngloGold Ashanti or any person acting on its behalf are qualified by the cautionary statements herein. AngloGold Ashanti posts information that is important to investors on the main page of its website at www.anglogoldashanti.com and under the “Investors” tab on the main page. This information is updated regularly. Investors should visit this website to obtain important information about AngloGold Ashanti.