

.....  
(first name and surname)

.....  
PESEL

**R E P R E S E N T A T I O N**  
**of a candidate for an independent Member of the ENERGA SA Supervisory Board.**

I hereby represent that I satisfy the independence criteria prescribed for an independent supervisory board member within the meaning of 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 (2005/162/EC), in consideration of additional requirements arising out of Best Practices of Warsaw Stock Exchange Listed Companies.

- 1) I am not a shareholder holding over 5% of votes at the Shareholder Meeting of ENERGA SA,
- 2) I have no ties<sup>1</sup> with a shareholder holding over 5% of votes at the Shareholder Meeting of ENERGA SA,
- 3) I am not and I was not, at any time during the last 3 years, employed by ENERGA SA or its subsidiaries,
- 4) I do not and I did not, at any time during the last 5 years, discharge the function of a Management Board Member or other management function for ENERGA SA or its subsidiaries, regardless of the legal form of employment,
- 5) I am not and I was not, at any time during the last 3 years, an auditor or employee of an entity providing audit services to ENERGA SA or its subsidiaries,
- 6) I have received no compensation or any financial benefits from ENERGA SA or its subsidiaries, except for the typical benefits provided to a consumer who has concluded an agreement with standard terms with ENERGA SA or its subsidiary,
- 7) I am not and I was not, at any time during the last 3 years, a spouse, common-law spouse, relative or in-law of an ENERGA SA Management Board member or a person holding a management position in ENERGA SA,
- 8) I am not a Management Board member in another company in which an ENERGA SA Management Board is a member of the Supervisory Board,
- 9) I have no significant business ties with ENERGA SA or its subsidiaries, which could affect my independence.

I also represent that:

- 1) pursuant to Article 18 of the Commercial Company Code, I am fully capable of taking legal actions and I have not been convicted in a final judgment for offenses under Chapters XXXIII-XXXVII of the Criminal Code or under Articles 585, 587, 590, and 591 of the Commercial Company Code,
- 2) I am not listed in the Register of Insolvent Debtors pursuant to Article 55 the National Court Register Act.
- 3) I agree for the processing of my personal data in connection with my candidacy and the possible appointment to the Supervisory Board of ENERGA SA,
- 4) I give my consent to run for the position of a Member of the ENERGA SA Supervisory Board.

.....  
(signature of the person making the representation)

<sup>1</sup> concerns financial, family, and other relationships which may affect the position of the Supervisory Board member on issues decided by the Supervisory Board.