

HARMONY GOLD MINING CO LTD

Form 6-K

September 09, 2009

UNITED STATES

SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

**Form 6-K**

REPORT OF FOREIGN PRIVATE ISSUER PURSUANT TO

RULE 13a-16 OR 15d-16 UNDER THE SECURITIES

EXCHANGE ACT OF 1934

For 9 September 2009

**Harmony Gold Mining Company**

**Limited**

Randfontein Office Park

Corner Main Reef Road and Ward Avenue

Randfontein, 1759

South Africa

(Address of principal executive offices)

(Indicate by check mark whether the registrant files or will file annual reports under cover of Form 20-F or Form 40-F.)

Form 20-F  Form 40-F

(Indicate by check mark whether the registrant by furnishing the information contained in this form is also thereby furnishing the information to the Commission pursuant to Rule 12g3-2(b) under the Securities Exchange Act of 1934.)

Yes  No

## **HARMONY PROCEEDS WITH PAMODZI FREE STATE ACQUISITION**

### **Liquidators, National Union of Mineworkers, Solidarity and The Industrial Development Corporation in support**

**Johannesburg, Wednesday, 9 September 2009.** On 28 August 2009, Harmony Gold Mining Company Limited (Harmony) suspended its negotiations with the provisional liquidators of Pamodzi Gold Free State (Proprietary) Limited (in provisional liquidation) (Pamodzi Gold Free State) in respect of its acquisition of the assets of Pamodzi Gold Free State in order to allow all stakeholders an opportunity to assess the proposed recapitalisation of the Pamodzi Gold group of companies and the likelihood of it succeeding.

Harmony announced today that it had recommenced discussions with the provisional liquidators of Pamodzi Gold Free State and that all of the acquisition agreements have now been signed.

This follows further consideration by Harmony, the provisional liquidators of Pamodzi Gold Free State, The Industrial Development Corporation, as a major secured creditor, the National Union of Mineworkers and Solidarity of the proposed recapitalisation of the Pamodzi Gold group of companies. These parties have confirmed that they support Harmony's acquisition and are of the view that it is the most suitable option available to stakeholders generally.

Harmony CEO Graham Briggs said: "We are of the view that Harmony has offered a fair price and that, when implemented, Harmony's acquisition of the assets of Pamodzi Gold Free State will provide a sustainable, long-term future for the relevant stakeholders in the Free State. We have acted in good faith throughout the negotiation process."

Ends.

**SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.

Dated:

September 9, 2009

Harmony Gold Mining Company Limited

By:

/s/ Frank Abbott

Name: Frank Abbott

Title: Interim Financial Director