

Vale clarifies on settlement proposal

Rio de Janeiro, April 29, 2024 – Vale S.A. (“Vale”) clarifies about news article published by the Brazilian newspaper O Globo (the “Article”) mentioning a proposal for the settlement related to the failure of the Fundão Dam, in Mariana, Minas Gerais, Brazil.

As disclosed in Vale’s 1Q24 Financial Statements, Samarco, BHP Brasil and Vale (“the Companies”) have been engaged in a mediation led by the Brazilian Federal Court of Appeals of the Sixth Region (“TRF6”), with the Brazilian State and Federal Governments and other public entities (“the Parties”). The Parties seek a definitive settlement of obligations under the Framework Agreement, the Federal Public Prosecution Office Claim, and other claims by government entities relating to the Samarco dam failure.

As part of the settlement negotiations, Samarco Mineração S.A. (“Samarco”), Vale and BHP Billiton Brasil Ltda. (“BHP”), have submitted a non-binding, indicative settlement proposal to the TRF (“Proposal”), consisting of a legal document that defines Samarco’s payment and performance obligations, includes amounts already invested on remediation and compensation, future performance obligations and cash payments over a period of time. All amounts and payments are associated with specific terms and conditions set forth in the legal document, which is an inseparable part of the Proposal. The proposal is intended to provide a mutually beneficial resolution for all parties, especially for the impacted people, communities, and environment, while creating definitiveness and legal certainty for the Companies. The proposed agreement will establish efforts for a definitive reparation of the damages, providing social pacification.

The amounts, terms and conditions of the Proposal are confidential by imposition of Law 13.149/2015 (Rules of Mediation), Code of Civil Procedure of 2015 and Resolution 125/2010 of the National Council of Justice (“CNJ”). However, considering the leak of confidential information by the above-referenced Article, Vale, in compliance with the sole paragraph of Article 6 of CVM Resolution 44, confirms that the financial value of the Proposal, considering past and future obligations, totals R\$127 billion, including R\$37 billion in amounts already invested on remediation and compensation to date, a R\$72 billion cash payment payable over a period of time to the Federal Government, the States of Minas Gerais and Espírito Santo and the municipalities, and R\$18 billion in obligations to be performed. The settlement proposal amounts are on a 100% basis which includes a 50% contribution from each of BHP Brasil and Vale as secondary obligors if Samarco cannot fund as the primary obligor.

The reparation is a priority for Samarco, Vale and BHP and, as of March 2024, around R\$ 37 billion has been spent on remediation and compensation, including approximately R\$ 17 billion paid to over 430,000 people. In addition, approximately 85% of the resettlement cases for the communities impacted by the Samarco dam failure have been completed. The Companies and authorities remain committed to advancing negotiations and approving a definitive agreement, acting in compliance with governance processes and applicable legislation. Vale will inform the market in case a definitive settlement is approved by all Parties.

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This press release may include statements that present Vale’s expectations about future events or results. All statements, when based upon expectations about the future, involve various risks and uncertainties. Vale cannot guarantee that such statements will prove correct. These risks and uncertainties include factors related to the following: (a) the countries where we operate, especially Brazil and Canada; (b) the global economy; (c) the capital markets; (d) the mining and metals prices and their dependence on global industrial production, which is cyclical by nature; and (e) global competition in the markets in which Vale operates. To obtain further information on factors that may lead to results different from those forecast by Vale, please consult the reports Vale files with the U.S. Securities and Exchange Commission (SEC), the Brazilian Comissão de Valores Mobiliários (CVM) and in particular the factors discussed under “Forward-Looking Statements” and “Risk Factors” in Vale’s annual report on Form 20-F.