

# FORM TR-1 BE

## PART I

### 1) Status of the notification

Final

### 2) Issuer

Name NYRSTAR  
Identification number 0888-728-945

### 3) Reason for the notification

An acquisition or disposal of voting securities or voting rights

### 4) Notification by

A parent undertaking or a controlling person

### 5) Persons subject to the notification requirement

Name (& legal form for legal persons)	Address (for legal persons)
Glencore Holding AG, a Swiss company	Baarer mattstrasse 3, 6340 Baar, Switzerland

### 6) Persons that dispose of, ... voting rights (Only to be filled in if art. 7 of the Law applies)

Name (& legal form for legal persons)	Address (for legal persons)

Please continue entering the information in part II concerning the persons referred to in points 5 and 6

Click

### 7) Date on which the threshold is crossed

03.02.2009 (DD/MM/YYYY)

### 8) Threshold that is crossed (in %)

7.5

**If the holding has fallen below the lowest threshold, you have the option of not filling in point 10**

### 9) Denominator

100'000'000

**Please enter the denominator before filling in the data**

10) Notified details

A) Voting rights	Previous notification	After the transaction			
		# of voting rights		% of voting rights	
Holders of voting rights		Linked to securities	<u>Not linked to the securities</u>	Linked to securities	<u>Not linked to the securities</u>
Glencore Investments B.V.	0	7'791'622	0	7.79%	0.00%
Glencore Holding AG	0	0	0	0.00%	0.00%
subtotal	0	0	0	0.00%	0.00%
<b>TOTAL</b>		<b>7'791'622</b>	<b>0</b>	<b>7.79%</b>	<b>0.00%</b>

**Start with "groups" of holders. Calculate subtotals and then finish with the persons who are "alone".**  
**The totals and the subtotals will be updated once you have clicked on <CALCULATE>**

B) Equivalent financial instruments	After the transaction				
Holders of equivalent financial instruments	Type of financial instrument	Expiration date	Exercise period or date	# of voting rights that may be acquired if the instrument is exercised	% of voting rights
				0	0.00%
<b>TOTAL</b>		(in relation to all expiration dates)		<b>0</b>	<b>0.00%</b>

**The totals will be updated once you have clicked on <CALCULATE>**

TOTAL (Voting rights & Equivalent financial instruments)	# of voting rights	% of voting rights
<b>CALCULATE</b>	<b>7'791'622</b>	<b>7.79%</b>

11) Chain of controlled undertakings through which the holding is effectively held, if applicable

Please describe, or join a diagram in attachment

Glencore Investments B.V is directly controlled by Finges Investment B.V. (a Dutch company). Finges Investment B.V. is in turn directly controlled by Glencore International AG (a Swiss company). Glencore international AG is directly controlled by Glencore Holding AG (a Swiss company). Glencore Holding AG is the ultimate controlling shareholder of Glencore Investments B.V.

12) In case of proxy voting for only one GM

Holder

will cease to hold / will hold again

voting rights as of

13) Additional information

A) Convertible bonds and rights to subscribe to voting securities not yet issued					
Holder	Type of financial instrument	Expiration date (DD/MM/YYYY)	Exercise/Conversion period or date	Number	# of voting rights that may be acquired if the instrument is exercised/converted

B) Shares without voting rights	
Holder	Number

C) Remarks

Done at Baar / Switzerland

On 9.02.2009 (DD/MM/YYYY)

Name & capacity Glencore Holding AG, represented by A. Hubmann  
Director

Signature

Signature

