

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current Report No 121/2009

Date: 29 June 2009

Issuer's shortened name: KOPEX SA

Subject: Annex to a credit agreement

Legal basis: Law on Offer; Art.56, Par.5–information actualization

Report contents:

Management Board of KOPEX S.A. with registered seat in Katowice (the Issuer) advises as follows: on 29 June 2009 was signed Annex No 2 to the agreement on integrated credit limit dated 24 June 2009 and KOPEX S.A., KOPEX- Przedsiębiorstwo Budowy Szybów S.A. with registered seat in Bytom (the Issuer subsidiary), Zabrzeńskie Zakłady Mechaniczne S.A. with registered seat in Zabrze (the Issuer subsidiary), Fabryka Maszyn i Urządzeń TAGOR S.A. with registered seat in Tarnowskie Góry (the Issuer subsidiary)- Debtors- and ING Bank Śląski S.A. with registered seat in Katowice – Creditor- are Parties to the agreement in question.

By the terms of the signed Annex No 2 availability term of the credit limit was prolonged until 31 March 2010 (in accordance with Annex No 1 dated 27 March 2009 the term had been previously prolonged until 30 June 2009) and the maximum value of the revolving credit line amounting to PLN 162,100 thou remained unchanged. Besides, by the terms of Annex No 2 the Parties agreed an additional credit repayment warranty as deposit mortgage on KOPEX- Przedsiębiorstwo Budowy Szybów S.A. real estates in Bytom, together with debt cession due KOPEX S.A. by virtue of selling electrical energy. The other conditions of the agreement remain unchanged.

The Annex includes stipulations on subsequent issuing tender and other warranties by the Bank. The Issuer informed on the agreement on integrated credit limit in the current report RB 71/2008 published on 25 June 2008 and in the current report No 72/2009 dated 27 March 2008.