

FINANCIAL SUPERVISORY COMMISSION

Current report No 127/ 2009

Date : 07.07.2009

Issuer's shortened name : KOPEX S.A.

Subject:

Domestic agreement of the Issuer's subsidiary.

Legal basis :

Law on Offer , Art. 56, Par 1 Cl.2 – current and cyclic information.

Contents of the report:

The Management of Board of KOPEX S.A. with a registered seat in Katowice (the Issuer) informs that today The Issuer has been aware of receiving on 7 July 2009 by Zabrzeńskie Zakłady Mechaniczne S.A. (the Issuer's subsidiary), the agreement signed with Kompania Węglowa S.A. with a registered seat in Katowice.

The parties of the agreement dated 25 June 2009 are: Zabrzeńskie Zakłady Mechaniczne S.A. – the Lesser and Kompania Węglowa S.A., KWK Bielszowice Division – the Lessee.

The subject of the agreement is lease of the shearer type KSW – 475 for KWK S.A. KWK Bielszowice Division, together with a full guarantee and service support during the whole period of lease for the needs of coal extraction from the face No 841a in the seam 405/2 wg until its termination.

Value of the agreement – 693.000,00 PLN + 22% VAT

Term of the agreement – 165 days

Stipulated penalties:

Each Party is obliged to pay the other Party stipulated penalties amounting to 10% of the agreement gross value if the Party renounces the agreement due to the reasons caused by this Party.

Detailed conditions of the above mentioned agreement do not differ from the conditions commonly applied in this kind of agreement.

The criterion of recognizing an agreement as a significant one is exceeding by it of 10% of bounds pertaining to the Issuer's equity capital and fulfillment of the criteria set forth in Par.2

Cl.1.44 and Par.2 Cl.2 of Regulation of the Minister of Finance dated 19 February 2009 on current and periodic information (...)

In the past 12 months the Issuer subsidiaries signed with this customer and its subsidiaries agreements amounting altogether to 239.888 thousand PLN (including this one). The Issuer informed about the last agreement with this customer in the current report RB 126/2009 dated 6 July 2009. The highest value agreement from among all the agreements signed in the past 12 months is the agreement the Issuer informed about in the current report RB 3/2009 dated 8 January 2009 that also contains information relating to the highest value agreement set forth in Par 9 Cl. 1-7 of Regulation by the Minister of Finance dated 19 February 2009 on current and periodic information (...)

Legal basis of transmission : Par 5 Cl.1.3 in relation with Par.2 Cl.2 and Par.9 of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information transmitted by issuers of shares and conditions of recognizing as equivalent the information required by legal regulations of a country which is not a member country (Off. J. dated 2009, No 33, pos. 259).