

FINANCIAL SUPERVISORY COMMISSION

Current Report No 13/2009

Date: 19 January 2009

Issuer's shortened name: KOPEX SA

Subject: Significant domestic agreements of the Issuer subsidiary

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

Report contents:

Management Board of KOPEX S.A. with registered seat in Katowice (the Issuer) advises that on 19 January 2009 the Issuer became aware of signing agreement between WAMAG S.A. with registered seat in Walbrzych (the Issuer subsidiary) and Kompania Weglowa S.A. with registered seat in Katowice Oddzial KWK Jankowice.

There are the following parties to the agreement: WAMAG S.A. with registered seat in Walbrzych (the Issuer subsidiary)- Contractor- and Kompania Weglowa S.A. Oddzial KWK Jankowice – Orderer.

Subject of the agreement is supply of a single deck pre-classifying screen. Net value of the agreement amounts to PLN 299 thou. Term of the agreement is until 28 April 2009.

Stipulated penalties:

To be paid for nonaccomplishment or improper accomplishment of the agreement:

1. The Supplier is obliged to pay the Customer the following stipulated penalties:

- a. amounting to 10% of gross value of the nonaccomplished part of the agreement if the Customer renounces the agreement due to the reasons caused by the Supplier
- b. amounting to 0.1% of gross agreement value in case of nonaccomplishment of the agreement on the day fixed.

1. The Customer is obliged to pay the Supplier stipulated penalties amounting to 10% of gross value of the nonaccomplished part of the agreement if the Supplier renounces the agreement due to the reasons caused by the Customer

Detailed conditions of the agreements stick to the conditions commonly applied in the agreements of this kind.

In the past 12 months the Issuer subsidiaries have signed with this customer and its subsidiaries agreements amounting altogether to PLN 213,324 thou, including this one.

The Issuer informed about the last agreement signed with this customer in the current report RB 9/2009 dated 14 January 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 on 8 January 2009.

Value of the Issuer's equity at the end of Q3 2008, amounting to PLN 1,191,715 thou was accepted as a criterion of a significant agreement.