

## **FINANCIAL SUPERVISORY COMMISSION**

### **Current report No 141 / 2009**

Date : 04.08.2009

Issuer's shortened name : KOPEX S.A.

Subject:

### **Annex to the credit agreement of the Issuer subsidiary**

Legal basis :

Law on Offer , Art. 56, Cl.5 – Law on offer – updating the information

### **Contents of the report:**

The Board of KOPEX S.A. with a registered seat in Katowice (the Issuer) informs as follows:

Today the Issuer has been aware of receiving on 31 July 2009 by KOPEX – Przedsiębiorstwo Budowy Szybów S.A. (the Issuer subsidiary), the Annex signed to the credit agreement dated 16 July 2007. The Parties of the a/m annex dated 20 July 2009 are: KOPEX – Przedsiębiorstwo Budowy Szybów S.A. with a registered seat in Bytom (the Issuer subsidiary) – the Executor and KGHM Polska Miedź S.A. with a registered seat in Lubin – Zakłady Górnicze Polkowice-Sieroszowice Division with a registered seat in Kaźmierzów – the Orderer.

By virtue of the a/m annex, the Parties have increased the agreement value from the amount of 135.000.000,00 PLN net to 142.500.000,00 PLN net. The remaining terms and conditions of the agreement are still unchanged.

The Issuer informed about the a/m agreement in the current reports RB 162/2007 dated 18 July 2007 and RB 80/2008 dated 01 July 2008.