

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current Report No 150/2009

Date: 26 August 2009

Issuer's shortened name: KOPEX SA

Subject: Domestic agreement of the Issuer's 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 today the Issuer has been aware of receiving on 26 August 2009 an agreement by Zabrzeńskie Zakłady Mechniczne S.A. with registered seat in Zabrze (the Issuer's subsidiary) and Kompania Węglowa S.A. with registered seat in Katowice.

Zabrzeńskie Zakłady Mechniczne S.A. – Lessor- and Kompania Węglowa S.A. Centrum Wydobywcze Wschód- Lessee- are Parties to the agreement in question dated 29 July 2009.

Subject of the agreement is lease of the KSW-360 NZ Longwall shearer for KW S.A. Oddział KWK Piast (The Piast Mine), to complete coal excavation from longwall No.435.

Maximum value of the agreement amounts up to PLN 131,068.00 plus 22% VAT.

Term of the agreement is 31 days.

Stipulated penalties: Each of the Parties is obliged to pay the other Party stipulated penalties amounting to 10% of net agreement value if the Party renounces the agreement due to the reasons caused by the other Party.

Irrespective of the stipulated penalties, the Parties may claim on the basis of the Civil Code. Detailed conditions of the agreement stick to the conditions commonly applied in the agreements of this kind.

A criterion of recognizing an agreement as a significant one is its transgression of a 10% bound of the Issuer's equity capital and fulfillment of the criteria set forth in Par.2, Cl.1.44 and Par.2 Cl.2 of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information (...).

In the past 12 months the Issuer subsidiaries have signed with this customer and its subsidiaries agreements amounting altogether to PLN 237,159 thou, including this one.

The Issuer informed about the last agreement signed with this customer in the current report RB 149/2009 dated 14 August 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 08 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: Par.5 Cl.1.3. in connection with Par.2 Cl.2 and Par.9 of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information conveyed by issuers of securities and

conditions of recognizing as equivalent information requested by legal regulations of a country that is not a member country (*Dz.U. z 2009, Nr. 33 poz.259*).