

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current Report No 151/2009

Date: 27 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 27 August 2009 an agreement by Zabrzeńskie Zakłady Mechniczne S.A. with registered seat in Zabrze (the Issuer's subsidiary) and Jastrzębska Spółka Węglowa S.A. with registered seat in Jastrzębie Zdrój.

1) Zabrzeńskie Zakłady Mechniczne S.A. – Contractor- and Jastrzębska Spółka Węglowa S.A. KWK Pniówek (The Pniówek Mine)- Orderer- are Parties to the agreement in question dated 08 July 2009. Subject of the agreement are maintenance services for machinery and equipment manufactured by ZZM S.A. for JSW S.A.KWK Pniówek.

Value of the agreement amounts to PLN 600,000.00 plus 22% VAT.

Term of the agreement is until 30 August 2009.

Stipulated penalties: The Contractor will pay the Orderer stipulated penalties amounting to 10% of net agreement value if the Orderer renounces the agreement due to the reasons caused by the Contractor.

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2) Zabrzeńskie Zakłady Mechniczne S.A. – Contractor- and Jastrzębska Spółka Węglowa - Orderer- are Parties to the agreement in question dated 08 July 2009.

Subject of the agreement is rendering maintenance services and supply of spare parts, subassemblies and assemblies for longwall shearers manufactured by ZZM S.A. for JSW S.A. mines.

Value of the agreement amounts to PLN 19,626,669.00 plus 22% VAT.

Term of the agreement is 24 months from signing the agreement.

Stipulated penalties: The Contractor will pay the Orderer stipulated penalties amounting to 10% of net agreement value if the Orderer renounces the agreement due to the reasons caused by the Contractor.

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 240,774.00 thou, including this one.

The Issuer informed about the last agreement signed with this customer in the current report RB 148/2009 dated 13 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 136/2009 dated 30 July 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*).

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