

FINANCIAL SUPERVISORY COMMISSION

Current Report No 162/2009/K

Date: 16.10.2009

Issuer's shortened name: KOPEX SA

Subject: Acquisition of second tranche registered bonds issued by Katowicki Holding Węglowy S.A. in Katowice

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

Management Board of KOPEX SA with registered seat in Katowice informs that on 16 October 2009, has acquired 165 Series 5 Bonds issued by Katowicki Holding Węglowy with registered seat in Katowice (the Issuer) of cumulative par value 16.500.000 PLN and cumulative issue price 15.931.987,50. PLN. The bonds in question were issued on the base of Bonds Issue Programme on the ground the agreement with BRE Bank S.A. dated 13 July 2009. The bonds redemption will follow as non-cash rendition in the form of coal supplies until 16.04.2009.

Including first and second tranche „KOPEX“ S.A. has acquired 285 bonds of Katowicki Holding Węglowy S.A. in Katowice valued 27.724.519,50 PLN (twenty-seven millions seven hundred twenty-four thousands, five hundred nineteen 50/100 PLN) of par value 28.500.000 PLN (twenty-eight millions, five hundred thousands). The purchase of bonds in question has been financed with means from overdraft facility. „KOPEX“ S.A. informed about acquisition of first tranche bonds in a current report No 161/2009 DATED 15.10.2009.

