

FINANCIAL SUPERVISORY COMMISSION

Current report No 172 / 2009

Date : 05.11.2009

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.1.1 – Law on offer – confidential 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 learnt that Katowicki Holding Węglowy S.A. chose the offer of the Consortium of the following companies as the best one: Przedsiębiorstwo PRINŻBUD – 5 Sp z o.o. with a registered seat in Katowice – the Leader and KOPEX – Przedsiębiorstwo Budowy Szybów S.A. with a registered seat in Bytom (the Issuer subsidiary). The offer was submitted in a public order procedure Nr ZP/532/2009 and concerning “Elaboration of technical designs in a civil, mining, electrical and mechanical branches for modernization of shaft hoisting installation in a Western compartment of “Piotr” shaft in KHW S.A. KWK Mysłowice – Wesoła.

Net value of the agreement amounts to : 74.899.040,00 PLN

The term of the agreement will be 36 months from the date of signing. The agreement is expected to be signed till 12 November 2009, the Issuer will inform about it in a separate current report.

Being successful in this public order procedure means obtaining another considerable order for the Issuer subsidiary KOPEX – Przedsiębiorstwo Budowy Szybów S.A. with a registered seat in Bytom. The information about the granted order for execution of a shaft and two sided shaft inlet 1 BZIE in JSW S.A. KWK Zofiówka , was published by the Issuer in the current reports: RB Nr 125/2009 dated 03 July 2009 and RB Nr 136/2009 dated 30 July 2009.

Altogether, the backlog in mining service sector of KOPX Group societies amounts to 360 mln PLN.