

FINANCIAL SUPERVISORY COMMISSION

Current Report No 18/2009

Date: 27 January 2009

Issuer's shortened name: KOPEX SA

Subject: Accomplishment of a significant agreement in the Chinese market

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) refers to the current report RB 137/2008 dated 14 November 2008 and informs the public that process of technical adjustments, initiated by the Chinese partner to the agreement (Shenhua- Ningxia Coal Group), is underway. Subject of the talks is adjustment of new technical parameters of the equipment composing working conditions and safety improvement system in the mines belonging to the Shenhua- Ningxia Coal Group; it will cause prolongation of the term of the agreement. When process of technical adjustments has been completed, new delivery times of equipment will be fixed.

Prolongation of the term of the agreement will be followed by prolongation of safeguarding currency deals (forwards) to adjust terms of banks accounting of this kind of deals to the expected dates of the contract outstanding amounts to be received by the banks. The Issuer is of the opinion that total agreement value amounting to USD 85,000 thou will remain unchanged; the Issuer informed about this contract value in the current report RB 63/2009 dated 16 June 2008.