

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 20/2010

Date: 15 February 2010

Issuer's shortened name: KOPEX S.A.

Subject: **Agreement of consortium of Kopex Group subsidiaries**

Legal basis: Law on Offer, Art. 56, Par.1 Item 2– current and periodic information

Contents of the report:

Management Board of KOPEX S.A. with a registered seat in Katowice (the Issuer) informs that today has been aware of receiving on 15 February 2010 by Zabrzeńskie Zakłady Mechaniczne – Maszyny Górnicze Sp. z o.o. with a registered seat in Zabrze (the Issuer's subsidiary) an agreement signed with Kompania Węglowa S.A. with a registered seat in Katowice.

The parties of the agreement dated 28 January 2010 are: Consortium of the following firms: Zabrzeńskie Zakłady Mechaniczne – Maszyny Górnicze Sp. z o.o. (Consortium Proxy), Zabrzeńskie Zakłady Mechaniczne S.A. (Consortium Participant, the Issuer's subsidiary) - as the Lessor and Kompania Węglowa S.A. KWK „Bielszowice“ – as the Lessee.

The subject of the agreement is lease of a KSW-460NZ longwall shearer with an hydraulic feed system produced by Zabrzeńskie Zakłady Mechaniczne S.A. for the wall no 1 in the stratum 506 with full warranty maintenance services in the whole lease term.

Value of the agreement: PLN 3.272.750,00 + 22%VAT

Term of the agreement: 475 days

Stipulated penalties:

The parties are obligated to pay stipulated penalties amounting to 10% of the agreement gross value in case of renouncing the agreement due to the reason caused by one Party. 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 (the Issuer's equity capital, according to the interim report for third quarter 2009, amounts to PLN 1.162.158) 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 159.368 thou, including this one. The Issuer informed about the last agreement signed with this customer in the current report RB 18/2010 dated 9.02.2010. 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 90/2009 dated 11.05.2009 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 issuer 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*).