

FINANCIAL SUPERVISORY COMMISSION

Current Report No 4/2009

Date: 9 January 2009

Issuer's shortened name: KOPEX SA

Subject: Information on acquisition of KOPEX SA own shares to resale them further.

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) in connection with current report RB 154/2008 dated 12 December 2008 and basing on the information received from ING Securities today hereby informs the public, that from 5 January 2009 until 8 January 2009 there were acquired altogether 17,355 own shares of KOPEX SA to resale them further, at nominal price of 1 PLN per share; the acquisition was executed in the framework of "Acquisition/ buy-back of KOPEX SA own shares programme" (Programme), in the part concerning acquisition of the own shares to resale them further, basing on the authority granted the Management Board of the Issuer, by the terms of resolution No 2 of the EGM of KOPEX SA dated 11 December 2008 and by the terms of the resolution of the Management Board of the Issuer dated 12 December 2008.

Average price of the shares acquired in the a.m. period of time amounts to PLN 11.50 per share.

The acquired shares make 0.025% of KOPEX SA share capital and entitle to 0.025% of total votes at the general meeting of KOPEX SA.

Own shares were acquired during trading sessions in the primary market of the *Gielda Papierow Wartościowych SA* (Warsaw Stock Exchange) in Warsaw through ING Securities SA brokerage house with registered seat in Warsaw, acting on the basis of the brokerage services agreement signed with ING Securities SA in connection with acquisition of KOPEX SA own shares programme, dated 12 December 2008.

From the Programme's commencement , i.e. 15 December 2008 until 8 January 2009 there were acquired altogether 55,690 own shares, at average price of PLN 10.75 per share.

The own shares that were acquired from the Programme's commencement until 22 December 2008 make 0.082% of KOPEX SA share capital and entitle to 0.082% of total votes at the general meeting of KOPEX SA.