

FINANCIAL SUPERVISORY COMMISSION

Current report No 89 / 2009

Date : 06.05.2009

Issuer's shortened name : KOPEX S.A.

Subject:

Domestic agreements of the Issuer's subsidiary.

Legal basis :

Law on Offer , Art. 56, Par 1 point 2 – current and cyclic information.

Contents of the report:

The Management of Board of KOPEX S.A. with a registered seat in Katowice (the Issuer) informs that today The Issuer has been aware of receiving on 6 May 2009 by WAMAG S.A. (the Issuer subsidiary) with a registered seat in Zabrze two agreements signed with Kompania Węglowa S.A. with a registered seat in Katowice.

The parties of the first agreement dated 3 April 2009 are WAMAG S.A. – the Seller and Kompania Węglowa S.A. KWK Halemba Wirek Division – the Buyer.

Value of the agreement : total sum of orders amounting to 614.000,00 PLN net.

Term of the agreement : till 31 December 2009.

Subject of the agreement is supply of a skip / cage to KWK Halemba – Wirek Division.

The parties of the second agreement dated 3 April 2009 are WAMAG S.A. – the Seller and Kompania Węglowa S.A. KWK Bielszowice Division – the Buyer.

Value of the agreement : total sum of orders amounting to 736.000,00 PLN net.

Term of the agreement : till 31 December 2009

Subject of the agreement is supply of four - level cages in number of 2 pcs. to KW S.A. – KWK Bielszowice Division.

Stipulated penalties in the both agreements:

1. The Seller is obliged to pay the Buyer stipulated penalties

- a) amounting to 10% of gross value of an unexecuted part of agreement if the Buyer renounces the agreement due to the circumstances imputable to the Seller.

b) amounting to 10% of gross value of the merchandise described each time in an unexecuted order , if the Buyer renounces the order due to the circumstances imputable to the Seller.

2. The Buyer is obliged to pay the Seller stipulated penalties amounting to 10% of gross value of the merchandise described each time in an unrealized order, if the Seller renounces the order due to the circumstances imputable to the Buyer.

The criterion of recognizing the agreements as significant ones is exceeding by it of 10% of bounds pertaining to the Issuer's equity capital and fulfillment of the criteria set forth in Par.2 Cl.1.44 and Par.2 Cl.2 of Regulation of the Minister of Finance dated 19 February 2009 on current and periodic information transmitted by issuers of shares and conditions of recognizing as equivalent the information required by legal regulations of a country which is not a member country.

In the past 12 months the Issuer subsidiaries signed with this customer and its subsidiaries agreements amounting altogether to 217.124 thousand PLN (including these ones). The Issuer informed about the last agreement with this customer in the current report RB 88/2009 dated 6 May 2009. 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 3/2009 dated 8 January 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 transmitted by issuers of shares and conditions of recognizing as equivalent the information required by legal regulations of a country which is not a member country.