

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 101/2010

Date: 10 November 2010

Issuer's shortened name: KOPEX S.A.

Subject: **Domestic agreement of the Issuer's subsidiary.**

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

Contents of the report:

The Management Board of KOPEX SA with a registered seat in Katowice (the Issuer) informs that today has been aware of receiving on 10 November 2010 by Zabrzeńskie Zakłady Mechaniczne SA with a registered seat in Zabrze (the Issuer's subsidiary) an agreement signed with Kompania Węglowa SA with a registered seat in Katowice.

The Parties of the agreement dated 19 October 2010 are Zabrzeńskie Zakłady Mechaniczne SA – the Contractor and Kompania Węglowa SA Pokój Coal Mine – the Orderer.

The subject of the agreement is supply of maintenance services of longwall shearer manufactured by ZZM SA for Kompania Węglowa SA Pokój Coal Mine.

Value of the agreement: PLN 160,000.00 + 22% VAT

Term of the agreement: till 31.12.2010

Stipulated penalties:

The Contractor is obliged to pay the Orderer stipulated penalties amounting to 10% of the net value of the order in case of renouncing the service determined in the order by the Contractor due to the reasons caused by the Contractor. The Orderer is obliged to pay the Contractor stipulated penalties amounting to 10% of the net order value in case of renouncing the order by the Orderer due to the reasons caused by the Orderer. If the damage caused by failure or negligence in performance of the agreement exceeds the amount of stipulated penalties, the Orderer, regardless of the stipulated penalties, retain the right to claim additional compensation on the general basis of the Civil Code.

The criterion of recognising an agreement as a significant one is exceeding by it of 10% of bounds pertaining to the Issuer's equity capital (the Issuer's equity capital amounts to 1,334,388 thou PLN, in compliance with data included in the published semi-annual report for 2010) and fulfillment of the criteria set forth in Par.2 Cl.1 Item 44) and Par.2 Cl.2 of Regulation of the Minister of Finance dated 19 February 2009 on current and periodic information (...). In the past 12 months the Issuer's subsidiaries signed with this customer and its subsidiaries agreements amounting altogether to 153.753 thou PLN (including this one). The Issuer informed about the last agreement with this customer in the current report RB 100/2010 dated 10.11.2010. 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 66/2010 dated 2.08.2010 that also includes information relating to the highest value agreement set forth in Cl.9 Items from 1) to 7) of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information (...).

Legal basis for publishing: Cl.5 Par.1 Item 3 in relation with Cl.2 Par.2 and Cl.9 of the Minister of Finance Regulation 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 that is not a member country (*Dz.U. z 2009, Nr 33 poz.259 ze zmianami*).