

(Translation from the Polish language)

## **FINANCIAL SUPERVISORY COMMISSION**

### **Current report No 11/2012**

Date: 16 January 2012

Issuer's shortened name: KOPEX SA

Subject: **Choice of an entity authorized to audit financial statements**

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

#### **Contents of the report:**

The Management Board of KOPEX SA with its registered seat in Katowice (the Issuer) informs the public that the Supervisory Board chose an entity authorized to review half-year unit financial statement of Kopex SA and half-year consolidated financial statement of Kopex Capital Group as well as to audit annual unit financial statement of Kopex SA and annual consolidated financial statement of Kopex Capital Group for the fiscal year 2012.

- 1) data about an entity authorized to audit financial statements:
  - a) company name, registered seat and address:  
PricewaterhouseCoopers Sp. z o.o., Al. Armii ludowej 14, 00-638 Warsaw (hereafter: PWC)
  - b) basis of authorization:  
PWC is entered on the list of entities authorized to audit financial statements by the National Chamber of Auditors under the number 144.
- 2) date of choice: 16 January
- 3) The Issuer has not patronised PWC in the past.
- 4) The choice of an entity authorized to audit financial statement was made by the Issuer's Supervisory Board in accordance with applicable regulations and professional standards under Par. 33 Cl. 1 of the Kopex SA Statutes of Association and under Par. 5 Item 5 of the By-Laws of the Supervisory board of Kopex SA concerning the choice of an entity authorized to audit unit and consolidated financial statements of the Company according to Art. 66 Par. 4 of the Accounting Act dated 29 September 2009 and according to Act on Auditors and Their Self-Governing Bodies, Entities Authorized to Audit Financial Statements and public Supervision dated 7 May 2009.
- 5) The Management Board of the Issuer has been empowered to sign an agreement with the chosen by the Supervisory Board entity. The agreement shall be concluded for a period necessary to complete the review and audit financial statements for the year 2012, with the possibility of extension for a further period, up to 5 years, however under the condition that the Supervisory Board will annually adopt the resolution on the choice of PWC till 31 December of the year preceding the year audited (in accordance with the provisions of the By-Laws of the Supervisory Board).
- 6) By the resolution adopted the Supervisory Board of Kopex SA recommends to a competent authorities of the companies comprising Kopex Capital Group the choice of PWC with its registered seat in Warsaw as an entity authorized to review the half-year financial statements and to audit the annual financial statements.

Legal basis for publishing: Cl.5 Par.1 Item 19 in relation with Cl.25 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*).