

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 130/2011

Date: 13 September 2011

Issuer's shortened name: KOPEX SA

Subject: **Significant agreement of the Issuer's subsidiary**

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

Contents of the report:

The Management Board of KOPEX SA with its registered seat in Katowice (the Issuer) informs that today has been aware of receiving on 13 September 2011 by WAMAG SA with its registered seat in Wałbrzych (the Issuer's subsidiary) an agreement signed with Jastrzębska Spółka Węglowa SA based in Jastrzębie Zdrój.

The Parties of the consortium agreement dated 25 August 2011 are: WAMAG SA based in Wałbrzych (Leader) and Poland Investment 7 Sp. z o.o. based in Wałbrzych (Consortium Participant) - Contractor and Jastrzębska Spółka Węglowa SA, Jas-Mos Coal Mine – Orderer.

Subject of the agreement is „Supply and development of 4 vibrating screens for preliminary classification and 4 vibratory feeders for Zakład Przeróbczy Jas-Mos Coal Mine”.

Value of the agreement: PLN 1,465,000.00 + VAT

Term of the agreement: till 23.12.2011

Stipulated penalties: The Orderer may charge the Contractor stipulated penalties amounting to 0.1% of the total net value of the agreement for each day of delay in relation to a fixed deadline for completion of the agreement. The Orderer may charge the Contractor stipulated penalties amounting to 0.1% of the total net value of the agreement for each day of delay in relation to a fixed term for removing defects in the subject of the agreement. The Contractor is obliged to pay the Orderer stipulated penalties amounting to 10% of the total net value of the agreement in case of renouncing the agreement due to the reasons caused by the Contractor. The payment of the above mentioned penalties does not relieve the Contractor from the execution of the subject of the agreement. The payment of the penalties does not exclude the possible mutual compensation claims. In case of one-month delay in the execution of the subject of the agreement, the Orderer retain the right the renounce the agreement due to the reasons caused by the Contractor.

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 1,343,572 thou PLN, in compliance with data included in the published report for half-year of 2011) 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 287,352 thou PLN (including this one). The Issuer informed about the last agreement with this customer in the current report RB 113/2011 dated 22.08.2011. 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 66/2011 dated 31.05.2011 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*).