

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 145/2012

Date: 20 December 2012

Issuer's shortened name: KOPEX SA

Subject: **Significant agreement of the Issuer's subsidiary KOPEX – Przedsiębiorstwo Budowy Szybów SA with Kompania Węglowa SA**

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 that today has been aware of signing by KOPEX – Przedsiębiorstwo Budowy Szybów SA with its registered seat in Bytom (the Issuer's subsidiary) an agreement with Kompania Węglowa SA based in Katowice.

The Parties of the aforementioned agreement dated 17.12.2012 are: KOPEX – Przedsiębiorstwo Budowy Szybów SA – Contractor and Kompania Węglowa SA – Orderer.

The subject of the agreement is „Repair of 130 m³ of shaft's lining in a depths ranging from 180 to 240 meters for KW SA, Knurów - Szczygłowice Coal Mine, Area Szczygłowice.”

Value of the agreement: PLN 2,635,490.00 + VAT

Term of the agreement: up to 10 months from the formal delivery of works area

Stipulated penalties:

In case of not acceding to the implementation of the agreement or renouncing the agreement due to the reasons caused by one of the Parties, the responsible Party is obliged to pay the other Party stipulated penalties amounting to 10% of the net value of the agreement. If the losses caused by non-performance or improper performance of the agreement exceeds the value of the stipulated penalties the Orderer, regardless of the stipulated penalties, has a 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 1,350,333 thou PLN, in compliance with data included in the published report for the thrid quarter of 2012) 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 249,521 thou PLN (including this one). The Issuer informed about the last agreement with this customer in the current report RB144/2012 dated 14.12.2012. 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 5/2012 dated 12.01.2012 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*).