

(Translation from the Polish language)

## **FINANCIAL SUPERVISORY COMMISSION**

### **Current report No 15/2011**

Date: 15 February 2010

Issuer's shortened name: KOPEX SA

Subject: **Domestic 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 a registered seat in Katowice (the Issuer) informs that today has been aware of receiving on 14 February 2011 by Zakład Elektroniki Górniczej ZEG SA with a registered seat in Tychy (the Issuer's indirect subsidiary) an agreement signed with Kompania Węglowa SA based in Katowice.

The Parties of the agreement dated 19 January 2011 are ZEG SA – the Contractor and Kompania Węglowa SA – the Orderer.

Subject of the agreement is rendering maintenance services and supply of spareparts to stop switches and starters manufactured by ZEG SA for branches of Kompania Węglowa SA in 2011.

Net value of the agreement: PLN 145.000,00

Term of the agreement: till 31.12.2011

Stipulated penalties: Both Parties are obliged to pay stipulated penalties amounting to 10% of the gross value of the agreement, in case of renouncing the agreement due to the reasons caused by that Party. Regardless of the stipulated penalties the Parties retain the right to claim on general legal basis up to the value of the losses borne in fact.

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 1,341,371 thou PLN, in compliance with data included in the published report for the third quart of 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 177.125 thou PLN (including this one). The Issuer informed about the last agreement with this customer in the current report RB 14/2011 dated 14.02.2011. 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 66/2010 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*).