

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 161/2011

Date: 3 November 2011

Issuer's shortened name: KOPEX SA

Subject: **Confidential information – entry into force of the agreement with Russian contracting party**

Legal basis: Law on Offer, Art. 56, Par.1 Item 1 – confidential information

Contents of the report:

In addition to the confidential information published in the current report RB158/2011 dated 21.10.2011 on the agreement concluded with the Russian contracting party – Closed Joint Stock Company – Antonovska Coal Mine with its registered seat in Novokuznetsk (Russia), the Management Board of KOPEX SA (the Issuer) informs that today has received an information from the bank about the payment on 2.11.2011 the prepayment in the amount of EUR 4,049,931.25, which was one of the two conditions of entering the above mentioned agreement into force. The first condition was fulfilled by the signing of the agreement by both parties. Thus all the conditions of entering the agreement into force had been fulfilled. The agreement concluded with the Russian contracting party – Closed Joint Stock Company – Antonovska Coal Mine with its registered seat in Novokuznetsk (Russia) concern the supply of longwall system equipment including the TAGOR-14/32-Poz powered roof support, the KSW-460 NE longwall shearer, the RYBNIK 850 scraper armoured face conveyor, the GROT 850 scraper beam stage loader together with the SCORPION 1800P crusher and return end station RYFAMA as well as power units.

The above mentioned agreement does not meet the criterion of recognising an agreement as a significant one within the meaning of Regulation of the Minister of Finance dated 19 February 2009 on current and periodic information (...).

Legal basis for publishing: Art. 56 Par.1 Item 1 of Law on Offer and Conditions Governing the Introduction of Financial Instruments to Organised Trading, and Public Companies dated 29 July 2005 (Dz.U. Nr 184, poz.1539), consolidated act of 9 October 2009 (Dz.U. , Nr 185, poz.1439).