

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 6/2013

Date: 18 January 2013

Issuer's shortened name: KOPEX SA

Subject: **Significant consortium agreement concluded by the Issuer's subsidiary Kopex Machinery SA and ZZM – Maszyny Górnicze sp. z o.o. with Kompania Węglowa SA – additional information**

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 receiving by Kopex Machinery SA with its registered seat in Zabrze (the Issuer's indirect subsidiary) an executory agreement to the framework agreement signed with Kompania Węglowa SA based in Katowice. The Issuer informed about that agreement in the current report RB146/2012 dated 20.12.2012.

Value of the executory agreement: PLN 9,665,000.00 + VAT

In addition to the information about the abovementioned agreement the Issuer informs that the executory agreement contains the following provisions on stipulated penalties:

The Contractor is obliged to pay the Orderer stipulated penalties amounting to 10% of the net value of the service in case of renouncing the execution of service specified in the service call by the Contractor due to the reasons caused by the Contractor.

The Orderer is obliged to pay the Contractor stipulated penalties amounting to 10% of the net value of the service in case of renouncing the execution of service specified in the service call by the Orderer due to the reasons caused by the Orderer.

Regardless of the stipulated penalties the Parties retain the right to claim damages on the general basis.

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*).