

(Translation from the Polish language)

## FINANCIAL SUPERVISORY COMMISSION

### Current report No 69/2010

Date: 27 August 2010

Issuer's shortened name: KOPEX S.A.

Subject: **Domestic agreements of the Issuer's subsidiary.**

Legal basis: Law on Offer, Art. 56, Par.1 Item 2– current and periodic information

#### **Contents of the report:**

Management Board of KOPEX SA with a registered seat in Katowice (the Issuer) informs that today has been aware of receiving on 27 August 2010 by RYFAMA SA with a registered seat in Rybnik (the Issuer's subsidiary) 2 agreements signed with Kompania Węglowa SA with a registered seat in Katowice.

The subject of the first agreement is financial lease and delivery of a new armoured face conveyor RYBNIK 850, produced by Rybnicka Fabryka Maszyn „RYFAMA“ SA for KW SA Oddział KWK „ZIEMOWIT“.

Net value of the first agreement: PLN 4.016.393,44 thou

Term of the first agreement: 12 weeks from the date of the agreement.

The subject of the second agreement is financial lease and delivery of a new armoured face conveyor GROT 1100 and a new crusher SCORPION 3000P, produced by Rybnicka Fabryka Maszyn „RYFAMA“ SA for KW SA Oddział KWK „Ziemowit“.

Net value of the second agreement: PLN 1.704.918,03 thou

Term of the second agreement: 12 weeks from the date of the agreement.

Stipulated penalties for both agreements: The Contractor is obliged to pay the Orderer a stipulated penalty amounting to 10% of the net value of the subject of the agreement in case of contract renouncement due to the reasons caused by him. The Orderer is obliged to pay the Contractor a stipulated penalty amounting to 10% of the net value of the subject of the agreement in case of contract renouncement due to the reasons caused by him.him. Additionally the Parties retain the right to claim damages in excess of the value of above mentioned penalties. Detailed conditions of the agreement stick to the conditions commonly applied in the agreements of this kind.

A criterion of recognizing an agreement as a significant one is its transgression of a 10% bound of the Issuer's equity capital (the Issuer's equity capital, according to the report for the first quarter of 2010, amounts to PLN 1.341.850) and fulfillment of the criteria set forth in Par.2, Cl.1.44 and Par.2 Cl.2 of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information (...). In the past 12 months the Issuer subsidiaries have signed with this customer and its subsidiaries agreements amounting altogether to PLN 137.232 thou, including those two. The Issuer informed about the last agreement signed with this customer in the current report RB 66/2010 dated 2.08.2010. 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 contains information relating to the highest value agreement set forth in Par 9 Cl. 1-7 of Regulation by the Minister of Finance dated 19 February 2009 on current and periodic information (...).

Legal basis: Par.5 Cl.1.3 in connection with Par.2 Cl.2 and Par.9 of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information conveyed by issuer of securities and conditions of recognizing as equivalent information requested by legal regulations of a country that is not a member country (*Dz.U. z 2009, Nr 33 poz.259 with changes*).