

FINANCIAL SUPERVISORY COMMISSION

Current report No 101 / 2009

Date : 28.05.2009

Issuer's shortened name : KOPEX S.A.

Subject:

Information about changes in an significant agreement on a Chinese market

Legal basis :

Law on Offer , Art. 56, Cl.5 – current and cyclic information – updating the information

Contents of the report:

The Management of Board of KOPEX S.A. with a registered seat in Katowice (the Issuer) informs:

As a result of conversations held by the Issuer's representatives at a Chinese contractor's suggestion, The Issuer has been aware of signing the Annex on 24 May 2009 containing the changes to a significant agreement with China International Tendering Company and the final recipient – a coal association Shenhua Ningxia Coal Industry Group, which on 26 May 2009 came into force. In the referred Annex the parties agreed new delivery terms, new technical parameters and quantities of the delivered equipment without changing the general agreement value (85.000,00 thousand USD). The deliveries will take place from 17 August 2009 to 15 March 2010 and will be realized in five shipments. In consequence of these changes it will be necessary to establish, altogether with FAMUR S.A. new conditions of the cooperation in that field.

The Issuer informed about the referred agreement in the current report RB 63/2008 dated 16 June 2008, in the current report 137/2008 dated 14 November 2008 and in the current report RB18/2009 dated 27 January 2009.