

FINANCIAL SUPERVISORY COMMISSION

Current Report No 10/2010

Date: 15.01.2010

Issuer's shortened name: KOPEX SA

Subject: Significant agreement with the Issuer's subsidiary.

Legal basis: Law on Offer; Art. 56, Par. 1 Cl. 2 – current and cyclic information

Report contents:

Management Board of KOPEX SA with registered seat in Katowice (the Issuer) informs that today has been signed the agreement between KOPEX S.A. and Fabryka Maszyn i Urządzeń Górniczych TAGOR S.A. (the Issuer subsidiary) with a registered seat in Tarnowskie Góry.

Under that agreement TAGOR S.A. shall produce, sell and deliver to KOPEX S.A. mining machinery, including: equipment, spare parts, tools, technical documentation, technical services, supervision, training, inspections aimed at improving safety standards, underground working conditions and environmental protection in mines belonging to the Coal Association Shenhua-Ningxia in China.

Net value of the agreement: PLN 144.395.570,06

Term of the agreement: ca 8 months after the date of signing the agreement

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 (Issuer's equity capital, according to interim report for the III quarter 2009, amount for 1.162.158 PLN) 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 146.396 thou, including this one. The Issuer informed about the last agreement signed with this customer in the current report RB 38/2008 dated 10.04.2008. The highest value agreement from among all the agreements signed in the past 12 months is the agreement in question. 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*).