

(Translation from the Polish language)

## FINANCIAL SUPERVISORY COMMISSION

### Current Report No 126/2009

Date: 06 July 2009

Issuer's shortened name: KOPEX S.A.

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

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

### Report contents:

Management Board of KOPEX S.A. with registered seat in Katowice (the Issuer) advises that today it has been aware of receiving on 06 April 2009 by WAMAG S.A. with registered seat in Wałbrzych (the Issuer subsidiary) two agreements signed with Kompania Węglowa S.A. with registered seat in Katowice, as follows:

1) WAMAG S.A. – Supplier- and Kompania Węglowa S.A. Oddział KWK Jankowice (the Jankowice Coal Mine) -Receiver- are Parties to the first agreement dated 04 June 2009.

Subject of the agreement is supply of WZP1 screen for KW S.A. Oddział KWK Jankowice.

Net value of the agreement amounts to PLN 299,000.00 thou.

Term of the agreement is until 15 January 2010.

2) WAMAG S.A. – Contractor- and Kompania Węglowa S.A. Oddział KWK Sośnica- Makoszowy (the Sośnica-Makoszowy Coal Mine) -Orderer- are Parties to the second agreement dated 26 June 2009.

Subject of the agreement is overhaul of UP 1000x1500 ring crusher for ZPM Ruch Sośnica (the Ruch Sośnica Coal Preparation Plant).

Net value of the agreement amounts to PLN 197,500.00 thou.

Term of the agreement is 4 months from leaving the operating field accessible for the Contractor.

Stipulated penalties to be applied in both aforementioned agreements are as follows:

Each Party is obliged to pay the other Party stipulated penalties amounting to 10% of gross agreement value if this Party renounces the agreement due to the reasons caused by the other Party.

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 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 239,195 thou, including this one.

The Issuer informed about the last agreement signed with this customer in the current report RB 123/2009 dated 01 July 2009. 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 3/2009 dated 8 January 2009 which also comprises information on the highest value agreement set forth in Par.9, Cl.1-7 of the Minister of Finance Regulation 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 issuers 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*).