

FINANCIAL SUPERVISORY COMMISSION

Current report No 140 / 2009

Date : 04.08.2009

Issuer's shortened name : KOPEX S.A.

Subject:

Annex to the credit agreement of the Issuer subsidiary

Legal basis :

Law on Offer , Art. 56, Cl.5 – Law on offer – updating the information

Contents of the report:

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

Today the Issuer has been aware of receiving on 3 August 2009 by KOPEX – Przedsiębiorstwo Budowy Szybów S.A. (the Issuer subsidiary), the Annex to the credit agreement dated 10 October 2007, the subject of which is a bank loan in a form or a multipurpose credit limit. The Parties of the a/m annex dated 30 July 2009 are: KOPEX – Przedsiębiorstwo Budowy Szybów S.A. with a registered seat in Bytom (the Issuer subsidiary) – the Borrower and Powszechna Kasa Oszczędności Bank Polski S.A. – the Lender.

The annex introduces, among others, the following settlements:

- the agreement term has been prolonged from 30 July 2009 to 30 June 2010.
- The amount of the credit limit remains unchanged, i.e. 7.000.000 PLN, however 6.000.000,00 PLN remains in a form of the credit on a current account (before it was 3.000.000,00 PLN) and 1.000.000,00 PLN in a form of bank guarantees in a domestic and foreign trade (before it was 4.000.000,00 PLN).
- The form of securing the credit repayment will be : the borrower's promissory note, the aval of Zabrzeńskie Zakłady Mechaniczne S.A. with a registered seat in Zabrze (the Issuer subsidiary), warranty on general rules of KOPEX S.A.

The remaining stipulations of the agreement are still unchanged.

The Issuer informed about the referred credit agreement and the annex to this agreement in the current report RB 81/2006 dated 18 July 2009 and RB 124/2009 dated 02 July 2009.