

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 46/2010

Date: 13 May 2010

Issuer's shortened name: KOPEX S.A.

Subject: **Agreements of consortium of Kopex Group subsidiaries**

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

Contents of the report:

Management Board of KOPEX S.A. with a registered seat in Katowice (the Issuer) informs that today has been aware of receiving on 13 May 2010 by Zabrzeńskie Zakłady Mechaniczne – Maszyny Górnicze Sp. z o.o. with a registered seat in Zabrze (the Issuer's subsidiary) two agreements signed with Jastrzębska Spółka Węglowa S.A. with a registered seat in Jastrzębie Zdrój.

The parties of the agreements dated 4 May 2010 are: Consortium of the following firms: Zabrzeńskie Zakłady Mechaniczne – Maszyny Górnicze Sp. z o.o. (Consortium Proxy), Zabrzeńskie Zakłady Mechaniczne, Kopex S.A. - the Contractor and Jastrzębska Spółka Węglowa S.A. KWK Pniówek –the Orderer.

The subject of the first agreement is a lease of a brand new longwall shearer KSW-460NE type with an haulage drive in the Dynatrac system.

Value of the agreement: PLN 4.431.600,00 + 22%VAT

Term of the agreement: 24 months

The subject of the second agreement is a lease of a new high-performance longwall shearer KSW-460NE type with an haulage drive in the Eicotrak system.

Value of the agreement: PLN 2.296.800,00 + 22%VAT

Term of the agreement: 12 months

In both agreements the total value of stipulated penalties shall not exceed the amount representing 10% of the gross price of the whole subject of the agreement. The Parties retain the right to claim on Civil Code basis up to the value of the gross value of 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 (the Issuer's equity capital, according to the annual report for 2009, amounts to PLN 1.319.916) 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 298.777 thou, including this one. The Issuer informed

about the last agreement signed with this customer in the current report RB 42/2010 dated 22.04.2010. 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 136/2009 dated 30.07.2009 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*).