

FINANCIAL SUPERVISORY COMMISSION

Current report No 76 / 2009

Date : 07.04.2009

Issuer's shortened name : KOPEX S.A.

Subject:

Domestic agreement of the Issuer's subsidiary.

Legal basis :

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

Contents of the report:

The Management of Board of KOPEX S.A. with a registered seat in Katowice (the Issuer) informs that today The Issuer has been aware of receiving on 7 April 2009 by Przedsiębiorstwo Budowy Szybów S.A. with a registered seat in Bytom (the Issuer subsidiary) the two below mentioned agreements signed with Katowicki Holding Węglowy S.A. with a registered seat in Katowice.

The parties of the agreements dated 6 April 2009 are Przedsiębiorstwo Budowy Szybów with a registered seat in Bytom – the Executor and Katowicki Holding Węglowy S.A. KWK Murcki– the Investor

Subject of the first agreement is execution of the gallery F – 820 in the seam 349

Value of the agreement amounts to a maximum to 4.313 thousand PLN net.

Term of the agreement is 6 months from the date of handover of works

Subject of the second agreement is execution of access galleries to the seam 349

Value of the agreement amounts to a maximum to 8.704 thousand PLN net.

Term of the agreement is 8 months from the date of handover of works

Stipulated penalties:

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

Detailed conditions of the above mentioned agreements do not differ from the conditions commonly applied in this kind of agreement.

The criterion of recognizing an agreement as a significant one is exceeding by it of 10% of bounds pertaining to the Issuer's equity capital and fulfillment of the criteria set forth in Par.2 Cl.1.44 and Par.2 Cl.2 of Regulation of the Minister of Finance dated 19 February 2009 on current and periodic information transmitted by issuers of shares and conditions of recognizing as equivalent the information required by legal regulations of a country which is not a member country.

In the past 12 months the Issuer subsidiaries signed with this customer and its subsidiaries agreements amounting altogether to 135.725 thousand PLN (including this one). The Issuer informed about the last agreement with this customer in the current report RB 70/2009 dated 26 March 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 1/2009 dated 6 January 2009 and in the Annex Nr 1 to this agreement in the current report RB 74/2009 dated 1 April 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 transmitted by issuers of shares and conditions of recognizing as equivalent the information required by legal regulations of a country which is not a member country.