

FINANCIAL SUPERVISORY COMMISSION

Current Report No 82/2009

Date: 22 April 2009

Issuer's shortened name: KOPEX SA

Subject: Domestic agreement 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 the Issuer has been aware of receiving on 22 April 2009 by WAMAG S.A. with registered seat in Walbrzych (the Issuer subsidiary) an agreement signed with Kompania Weglowa S.A. with registered seat in Katowice.

WAMAG S.A. based in Walbrzych- Seller- and Kompania Weglowa S.A. based in Katowice, Oddzial KWK Piast (the Piast Mine)- Buyer- are parties to the agreement dated 31 March 2009.

Subject of the agreement is supply of spare parts for hoisting equipment to KW S.A Oddzial KWK Piast.

Net value of the agreement amounts to PLN 1,842,800.00 thou .

Term of the agreement is until 31 December 2009.

Stipulated penalties:

1. The Seller is obliged to pay the Buyer the following stipulated penalties:
 - a) amounting to 10% of gross value of non-executed part of the agreement, if the Buyer renounces the agreement due to the reasons caused by the Seller.
 - b) amounting to 10% of gross value of the goods covered by a non-executed order each time, if the Buyer renounces the agreement due to the reasons caused by the Seller.

- a) The Buyer is obliged to pay the Seller stipulated penalties amounting to 10% of gross value of the goods covered by a non-executed order each time, if the Seller renounces the agreement due to the reasons caused by the Buyer.

Detailed conditions of the agreement stick to the conditions commonly applied in the agreements of this kind.

In both a.m. agreements, 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 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.

.In the past 12 months the Issuer subsidiaries have signed with this customer and its subsidiaries agreements amounting altogether to PLN 199,453 thou, including this one.

The Issuer informed about the last agreement signed with this customer in the current report RB 81/2009 dated 21 April 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, that 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 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.