

(Translation from the Polish language)

## **FINANCIAL SUPERVISORY COMMISSION**

### **Current report No 120/2011**

Date: 1 September 2011

Issuer's shortened name: KOPEX SA

Subject: **Annex to a significant credit agreement**

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

#### **Contents of the report:**

The Management Board of KOPEX SA with its registered seat in Katowice (the Issuer) informs that on 31 August 2011 has been aware of signing an annex to a credit agreement on a multipurpose credit limit and concluded between TAGOR SA – the Issuer's indirect subsidiary (Debtor) and PKO BP SA (Creditor). By the terms of the Annex No 5 the availability of the credit limit has been extended till 30.11.2012. The value of the credit limit remain unchanged, ie. 118.0 mill zlotys.

In connection with the above mentioned annex the following securities has been granted on the behalf of PKO BP SA:

- a) Declaration of KOPEX SA on granting an absolute suretyship based on the general principles and a declaration of voluntary submission to enforcement under bank enforcement title. The above mentioned declaration has been granted by KOPEX SA till 31.12.2012.
- b) Declaration of guarantor of a blank bill submitted by Zabrzeńskie Zakłady Mechaniczne SA based in Zabrze (the Issuer's subsidiary) together with a declaration of voluntary submission to enforcement under bank enforcement title.
- c) Registered pledge of ZZM on inventory storage.

Moreover, the Issuer and ZZM SA submitted a declarations of conditional accession to a debt.

The issuer informed about the credit agreement in question and the annexes to this agreement in the current reports RB81/2008 dated 1.07.2008, RB94/2008 dated 28.07.2008, RB144/2009 dated 7.08.2009 and RB83/2011 dated 28.06.2011.