

(Translation from the Polish language)

**FINANCIAL SUPERVISORY COMMISSION**

**Current report No 144/2012**

Date: 14 December 2012

Issuer's shortened name: KOPEX SA

Subject: **Significant agreement of the Issuer's subsidiary KOPEX Electric Systems SA with Kompania Węglowa SA**

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 today has been aware of receiving by KOPEX Electric Systems SA with its registered seat in Tychy (the Issuer's indirect subsidiary) three agreements signed with Kompania Węglowa SA based in Katowice.

The Parties of the aforementioned agreements are: KOPEX Electric Systems SA – Contractor and Kompania Węglowa SA – Orderer.

The subject of the first agreement dated 3.12.2012 is „Supply of electric equipment of longwall system for KW SA, Ziemowit Coal Mine.”

Value of the agreement: PLN 1,536,000.00 + VAT

Term of the agreement: till 31.12.2012

**Stipulated penalties:**

The Orderer may charged the Contractor stipulated penalties amounting to 10% of the net value of the subject of the agreement in case of renouncing the agreement due to the reasons caused by the Contractor.

The Contractor may charged the Orderer stipulated penalties amounting to 10% of the net value of the subject of the agreement in case of renouncing the agreement due to the reasons caused by the Orderer.

The Parties retain the right to claim additional compensation on the general basis if the losses borne in fact excess the value of the stipulated penalties.

The subject of the second agreement dated 11.12.2012 is „Supply of three pieces of two-output flame-proof compact units to supply the mining power systems with a voltage of 6 kV for KW SA, Bielszowice Coal Mine”.

Value of the agreement: PLN 960,000.00 + VAT

Term of the agreement: from the date of the agreement till 28.12.2012

**Stipulated penalties:**

The Contractor is obliged to pay the Orderer stipulated penalties amounting to 10% of the net value of the agreement in case of renouncing the agreement by any Party due to the reasons caused by the Contractor.

The Orderer is obliged to pay the Contractor stipulated penalties amounting to 10% of the net value of the agreement in case of renouncing the agreement by the Contractor due to the reasons caused by the Orderer.

Regardless of the stipulated penalties the Orderer retain the right to claim additional compensation on the general basis of the Civil Code.

The subject of the third agreement dated 11.12.2012 is „Supply of flame-proof multi-breaker compact station to supply the face conveyor for KW SA, Bielszowice Coal Mine”.

Value of the agreement: PLN 547,000.00 + VAT

Term of the agreement: from the date of the agreement till 28.12.2012

Stipulated penalties:

The Contractor is obliged to pay the Orderer stipulated penalties amounting to 10% of the net value of the agreement in case of renouncing the agreement by any Party due to the reasons caused by the Contractor.

The Orderer is obliged to pay the Contractor stipulated penalties amounting to 10% of the net value of the agreement in case of renouncing the agreement by the Contractor due to the reasons caused by the Orderer.

Regardless of the stipulated penalties the Orderer retain the right to claim additional compensation on the general basis of the Civil Code.

The total value of the above mentioned agreements amounts to PLN 3,043,000.00

The criterion of recognising an agreement as a significant one is exceeding by it of 10% of bounds pertaining to the Issuer's equity capital (the Issuer's equity capital amounts to 1,350,333 thou PLN, in compliance with data included in the published report for the thrid quarter of 2012) and fulfillment of the criteria set forth in Par.2 Cl.1 Item 44) and Par.2 Cl.2 of Regulation of the Minister of Finance dated 19 February 2009 on current and periodic information (...). In the past 12 months the Issuer's subsidiaries signed with this customer and its subsidiaries agreements amounting altogether to 247,240 thou PLN (including this one). The Issuer informed about the last agreement with this customer in the current report RB143/2012 dated 14.12.2012. 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 5/2012 dated 12.01.2012 that also includes information relating to the highest value agreement set forth in Cl.9 Items from 1) to 7) of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information (...).

Legal basis for publishing: Cl.5 Par.1 Item 3 in relation with Cl.2 Par.2 and Cl.9 of the Minister of Finance Regulation 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 that is not a member country (*Dz.U. z 2009, Nr 33 poz.259 ze zmianami*).