

FINANCIAL SUPERVISORY COMMISSION

Current report No 204/2011

Date : 30 December 2011

Issuer's shortened name : KOPEX S.A.

Subject: **Significant agreement of the consortium of KOPEX Group companies**

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

Contents of the report:

The Board of KOPEX S.A. with a registered seat in Katowice (the Issuer) informs that today The Issuer has been aware of receiving on 30 December 2011 by Zabrzeńskie Zakłady Mechaniczne with a registered seat in Zabrze (the Issuer's subsidiary), the framework agreement signed with Kompania Węglowa SA with a registered seat in Katowice.

The parties of the aforementioned agreement dated 9 December 2011 are:

- 1) consortium of the companies : Zabrzeńskie Zakłady Mechaniczne (Representative of the Consortium) and : Zabrzeńskie Zakłady Mechaniczne – Maszyny Górnicze sp. z o.o. (Member of the Consortium) acting altogether as the Executor.
- 2) Kompania Węglowa SA with a registered seat in Katowice – acting as the Orderer

The subject of the framework agreement is "Providing maintenance services of the shearers manufactured by Zabrzeńskie Zakłady Mechaniczne SA and operating in the mines of KW SA in a form of lease".

The maximum value of the agreement amounts to 10,590,000.00 PLN net

Term of the agreement : from 1 January 2012 till 31 December 2012

Stipulated penalties will be subject of separate executive agreements to this framework 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 (the Issuer's equity capital amounts to 1.358.213 thou. PLN, in compliance with data included in the published report for the third quarter of 2011) 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 (...) In the past 12 months the Issuer and the Issuer's subsidiaries signed with this customer the agreements amounting altogether to 183.703 thousand PLN (including this one). The Issuer informed about the last agreement with this customer in the current report RB 200/2011 dated 28 December 2011. 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 155/2011 dated 17 October 2011 that also contains information relating to the highest value agreement set forth in Par 9 Cl. 1-7 of the Regulation of the Minister of Finance dated 19 February 2009 on current and periodic information (...)

Legal basis of transmission : Par 5 Cl.1.3 in relation with Par.2 Cl.2 and Par.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 which is not a member country (Dz.U. dated 2009, No33, pos. 259 with amendments).