

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 03/ 2010

Date : 19 January 2010

Issuer's shortened name : KOPEX S.A.

Subject: **Domestic agreement Kompania Węglowa S.A.**

Legal basis : Law on Offer , Art. 56, Par1 Item 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 has been aware of receiving today an agreement signed with Kompania Węglowa S.A. with a registered seat in Katowice by Zakład Elektroniki Górniczej ZEG S.A. with registered seat in Tychy (the Issuer's subs subsidiary).

Kompania Węglowa S.A.- Orderer- and Zakład Elektroniki Górniczej ZEG S.A. –Contractor- are Parties to the agreement dated 04 January 2011

Subject of the agreement is rendering maintenance services of conveyor automation systems manufactured by ZEG S.A. for Kompania Węglowa S.A. in 2011.

Net value of the agreement amounts to 315,000.00 PLN + VAT

Term of the agreement: 01 January 2011 to 31 December 2011.

Stipulated penalties:

1. for the Contractor:
 - a) amounting to 10% of the net value of the agreement, if any Party renounces the agreement due to the reasons caused by the Contractor
 - b) amounting to 0.2% of the net value of the agreement, for each of delay in execution of the agreement
 - c) amounting to 0.2% of the net value of the agreement, for each of delay in the defects removal

2. The Orderer is obliged to pay stipulated penalties amounting to 10% of the net value of the agreement, if the Contractor renounces the agreement due to the reasons caused by the Orderer.

If value of the penalties resulting from non-performance or improper performance of the agreement exceeds value of the stipulated penalties, the Orderer may claim on the basis of the Civil Code.

The criterion of recognising this 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 1,341,371 thou PLN, in compliance with published periodic report for Q3 2010) and fulfillment of the criteria set forth in Cl.2 Par.1. Item 44) and Cl.2 Par.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 166.046 thousand PLN (including this one). The Issuer informed about the last agreement with this customer in the current report RB 119/2010 dated 30 December 2010. 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 66/2010 dated 02 August 2010 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 Item3 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 which is not a member country (*Dz. U. z 2009, Nr 33, poz. 259 ze zm.*).