

(Translation from the Polish language)

## **FINANCIAL SUPERVISORY COMMISSION**

### **Current report No 34/2014**

Date: 28 March 2014

Issuer's shortened name: KOPEX SA

Subject: **Concluding a significant agreement as the sum of agreements with ING Lease (Polska) Sp. z o.o.**

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) announces that on 27.03.2014 it received information on the basis of which it states that the Issuer's subsidiaries, in the period from 21 November 2013 concluded number of agreements with ING Lease (Polska) Sp. z o.o. with its seat in Warsaw. The total value of the agreements exceeds 10% of the equity of the Issuer (as of the last published by the Issuer's quarterly report QSr-4 on 26 February 2014). Equity Issuer's underlying criterion is PLN 1,446,993 thousand.

The total value of contracts concluded with ING Lease (Polska) Sp. z o.o., of which the Issuer received information, in the period from 22 November 2013 to 27 March 2014 amounts to net PLN 171.753.829,61. Pursuant to § 2 section 1 point 44) and § 2 of 2 of the Ordinance of the Minister of Finance of 19 February 2009 on current and periodic information published by issuers of securities and conditions for recognizing as equivalent information required by the laws of a non-member state (Journal of Laws . Laws of 2009., No. 33, item. 259, as amended) - RMF, met the criteria for significant agreement.

The highest value of the contained in the above mentioned period is the lease finance agreement dated 21.03.2014, received on 27.03.2014. The parties are:

ING Lease (Polska) Sp. z o.o. - The Lessor and Kopex Machinery S.A. (a subsidiary of the Issuer) as a Lessee.

The subject of the aforementioned agreement is "Lease of a complete mining complex with equipment".

The net value of the agreement amounts to PLN 84.253.829,61 (entry fee, payments of principal + interest).

Subject of the lease will be acquired by Financing Party from the Kopex MACHINERY SA. Lease payments are spread over: the entry fee and 60 installments of principal and interest payable monthly in arrears by the 25th of every month starting from the month in which the beneficiary accepts the leased object to use based on the acceptance protocol.

Part of the interest payments will be determined based on WIBOR 1M increased by a fixed margin. After the expiry of the lease term the Lessee have the right to purchase the leased object for a net price of PLN 1,00.

The term of the contract: 60 months.

Legal basis: § 5. 1 point 3 in conjunction with § 2 section 2 and § 9 of the Ordinance of the Minister of Finance of 19 February 2009 on current and periodic information published by issuers of securities and conditions for recognizing as equivalent information required by the laws of a non-member state (Journal. Laws of 2009., No. 33, item. 259 as amended).