

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 63/2013

Date: 16 July 2013

Issuer's shortened name: KOPEX SA

Subject: **Significant agreement with BZ WBK S.A. for Bank Guarantee Line**

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 the signing of a significant agreement with the bank BZ WBK S.A., which he received on 15.07.2013

The Parties of the agreement dated 10.07.2013 are: KOPEX S.A. and the bank BZ WBK S.A.

Subject of the agreement: "Agreement on Bank Guarantee Line"

The granted limit for bank guarantees amounts to 26,5 million EUR, i.e.

114 586 000,00 PLN according to the average exchange rate on 10.07.2013. The guarantees within the granted limit may be issued up to 30.06.2014. The maximum duration of the issued guarantees can be 24 months.

Term of agreement: until 30.06.2013

The agreement is secured with:

- authorization for the bank to dispose of the funds accumulated in the Issuer's bank account at BZ WBK
- the Issuer's blank promissory note with a declaration bill and the declaration of submission to bank enforcement up to the amount of 53 million euros,
- transfer of receivables under the purchase agreement - selling one complete longwall system intended for foreign customer

The detailed terms of the agreement do not differ from those commonly used in this type of contract.

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 1 378 923 thou PLN, in compliance with data included in the published report for Q1 of 2013) and fulfilment 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 and the Issuer's subsidiaries signed with BZ WBK S.A. agreements amounting altogether to 200 165,2 thou PLN (including this one).

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 RB63/2013.

Legal basis for publishing: Cl.5 Par.1 Item 3 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*).