

(Translation from the Polish language)

## FINANCIAL SUPERVISORY COMMISSION

### Current report No 67/2010

Date: 19 August 2010

Issuer's shortened name: KOPEX S.A.

Subject: **Credit agreement of the Issuer subsidiary**

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

#### **Contents of the report:**

The Management Board of KOPEX SA with a registered seat in Katowice (the Issuer) informs that today has been aware of receiving on 18 August 2010 by RYFAMA SA with a registered seat in Rybnik (the Issuer's subsidiary) multipurpose credit limit agreement signed with PKO Polish Bank SA, Regional Corporate Branch in Katowice, Corporate Centre in Rybnik

The parties of the agreement dated 18 August 2010 are Rybnicka Fabryka Maszyn RYFAMA SA based in Rybnik – the Debtor and PKO Polish Bank SA based in Warsaw, Regional Corporate Branch in Katowice, Corporate Centre in Rybnik – the Creditor.

By virtue of the above mentioned agreement the Debtor has been granted a multipurpose credit limit in the Polish currency amounting to 30.000 thousand PLN. Within this limit, up to 30% of the limit's amount is granted as a current-account credit to finance current liabilities arising from the activity and up to 70% of the limit's amount as a operating revolving credit to finance future commercial contracts. The credit is granted for a period from 19.08.2010 to 18.08.2013 and should be utilized until 18.08.2013. The insurance of paying the credit off is the Debtor's hand bill, guarantee on the general principles granted by KOPEX SA up to the value of 30.000 thousand PLN and powers to bank accounts in Fortis Bank SA and ING Bank SA.

Detailed conditions of the agreement do not differ from the conditions commonly applied in this kind of agreements.

A criterion of recognizing an agreement as a significant one is its transgression of a 10% bound of the Issuer's equity capital and fulfillment of the criteria set forth in Par.2, Cl.1.44 and Par.2 Cl.2 of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information (...). In the past 12 months the Issuer subsidiaries have signed with this customer and its subsidiaries agreements amounting altogether to PLN 301.000 thou, including those two. The Issuer informed about the last agreement signed with this customer in the current report RB60/2010 dated 1.07.2010. 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 reports: RB76/2006 dated 3.07.2006, RB34/2007 dated 15.02.2007, RB49/2007 dated 6.03.2007, RB140/2007 dated 29.06.2007, RB86/2008 dated 3.07.2008, RB129/2009 dated 15.07.2009, RB156/2009 dated 29.09.2009 that also contains information relating to the highest value agreement set forth in Par 9 Cl. 1-7 of Regulation by the Minister of Finance dated 19 February 2009 on current and periodic information (...).

