(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No. 82/ 2010

Date : 28 September 2010
Issuer’s shortened name : KOPEX S.A.
Subject: **A significant domestic agreement of the subsubsidiary**
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 today the Issuer has been aware of receiving on 28 September 2010 by Fabryka Maszyn i Urządzeń TAGOR S.A. with registered seat in Tarnowskie Góry (the Issuer’s subsubsidiary) an agreement signed with Katowicki Holding Węglowy S.A. with a registered seat in Katowice.
Fabryka Maszyn i Urządzeń TAGOR S.A. –Contractor- and KHW S.A., the Mysłowice- Wesoła Coal Mine- Orderer -are Parties to the agreement signed on 24 September 2010.
Subject of the agreement is supply and financial leasing of 165 new roof support units used in longwall mining with roof caving as well as supply and financial leasing of a new crossing support for the Mysłowice- Wesoła Coal Mine.

Net value of the agreement amounts to 43,594,606.16 PLN
Execution times of the agreement are as follows: supply – 3months from signing the agreement, leasing – 48 months.

Stipulated penalties:
The Contractor will pay the Orderer the following stipulated penalties:
- for delay in supply, due to the reasons caused by the Contractor. The stipulated penalties will amount to 0.1% of the value of the agreement for each day of delay, but not more than 10% of the agreement value.
- for delay in removal of defects found out upon acceptance procedure or within the guarantee period. The stipulated penalties will amount to 0.1% of the value of the agreement for each day of delay, but not more than 10% of the agreement value.

The Orderer will pay the Contractor stipulated penalties amounting to 0.1% of the value of the agreement for each day of delay in taking over the subject of the agreement.

Irrespective of the stipulated penalties set forth in the agreement in question, the Parties reserve themselves the right to claim damages based on general rules included in the Civil Code.

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

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 1,334,388 thou PLN, in compliance with data included in the published semi-annual report for 2010) and fulfillment 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's subsidiaries signed with this customer and its subsidiaries agreements amounting altogether to 154,439 thousand PLN (including this one). The Issuer informed about the last agreement with this customer in the current report RB 78/2010 dated 14 September 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 176/2009 dated 13 November 2009 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.).*