

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current Report No 130/2009

Date: 17 July 2009

Issuer's shortened name: KOPEX SA

Subject: Annex to a contract of suretyship

Legal basis: Law on Offer; Art.56, Par.5–information actualization

Report contents:

Management Board of KOPEX S.A. with registered seat in Katowice (the Issuer) advises as follows: on 17 July 2009 the Issuer concluded with Zabrzeńskie Zakłady Mechaniczne S.A. with registered seat in Zabrze (The Issuer's subsidiary) an annex to a contract of suretyship dated 15 July 2009.

On the grounds of the annex in question, the amount of the suretyship has been increased from PLN 191,000 thou to PLN 231,000 thou. Other conditions of the contract of the suretyship remain unchanged.

The Issuer informed about the agreement in question in the current report RB 93/2008 dated 24 July 2008.