

FINANCIAL SUPERVISORY COMMISSION

Current report No 88/ 2009

Date : 06.05.2009

Issuer's shortened name : KOPEX S.A.

Subject:

Annex to a domestic agreement of the Issuer's subsidiary.

Legal basis :

Law on Offer , Art. 56, Par 1 Cl.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 06 May 2009 by Zabrzeńskie Zakłady Mechaniczne (the Issuer subsidiary) with a registered seat in Zabrze, the Annex Nr 1 do the agreement dated 15 October 2008 signed with Kompania Węglowa S.A. in Katowice. The subject of the agreement is leasing of a shearer along with servicing support under the guarantee.

The parties of the Annex dated 9 April 2009 are Zabrzeńskie Zakłady Mechaniczne S.A. – the Lesser and Kompania Węglowa S.A., KWK “Bobrek – Centrum” Division – the Lessee.

The following stipulations have been changed by virtue of the Annex:

- 1) Value of the agreement – before: 1 270 thousand PLN net , now: 1.570 thousand PLN net
- 2) term of the agreement – before: 182 days , now: 225 days

The remaining contents of the agreement is still unchanged.

The Issuer informed on the a/m agreement in the current report RB 134/2008 dated 29 October 2008.