

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 128/2011

Date: 9 September 2011

Issuer's shortened name: KOPEX SA

Subject: Notification from a shareholder ING PTE SA under article 69 of the law on offer

Legal basis: Law on Offer, Art. 70, Par.1, – acquisition or disposal of shares

Contents of the report:

The Management Board of KOPEX SA with its registered seat in Katowice (the Issuer) informs that received the notification dated 8 September 2011 from the shareholder - ING Powszechne Towarzystwo Emerytalne SA based in Warsaw, Ludna 2 str. under Article 69 of the Act of 29 July 2005 on the public offer and the conditions for introducing financial instruments to the organised trading system and on public companies (Dz.U z 2009, Nr 185, poz. 1439 z późn. zm.). The notification informs that as a result of the acquisition of KOPEX SA shares in transactions on the Warsaw Stock Exchange, settled on 5 September 2011, ING Otwarty Fundusz Emerytalny („Fund”) became the holder of KOPEX SA shares, making more than 5% of the votes at the general meeting of the Company's shareholders.

Prior to the acquisition the Fund held 3,712,172 shares of the Company, making 4.99% of the company's share capital and entitling to 3,712,172 votes at the general meeting of the Company, which made 4.99% of the total number of votes.

On 8 September 2011, the Company's shares on the Fund's securities account amounts to 4,399,695 shares, making 5.92% of the Company's share capital. The shares entitles to 4,399,695 votes at the general meeting of shareholders of the Company, which makes 5.92% of the total number of votes.