

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 15/2014

Date: 14 February 2014

Issuer's shortened name: KOPEX SA

Subject: Information update – signing of the Annex to the Agreement with company Mines de Potasses d'Alsace S.A. (France)

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

Contents of the report:

The Management Board of KOPEX SA with its registered seat in Katowice (the Issuer) informs that on 14.02.2014 an Annex was signed to the Agreement with French company Mines de Potasses d'Alsace S.A. with its seat in Wittelsheim (hereinafter referred to as MDPA) dated 26.01.2007 which subject was: „Post-excavation maintenance of mining installations and mining plant closure.” Implementation of the agreement currently covers: - operation maintenance of underground and surface mining installations of mining plant, currently under closure, in Wittelsheim as well as maintenance of mining equipment given at the disposal of the Issuer by the MDPA, - building insulation dams in the operation area and liquidation of shafts Joseph and Else. The annex signed on 14 February 2014 extends the period of its implementation to 30 June 2021 with the possibility of renewal for further annual periods.

Value of works covered by the annex amounts to: net EUR 21.732.291,99 i.e. PLN 90.254.208,63 according to the average exchange rate published by the NBP on 14 February 2014.

Penalties:

In case of exceeding the terms of the agreement, the Issuer will pay a penalty in the amount determined by the formula:

$\text{contract value} \times \text{number of days of delay} / 1000.$

In cases where penalties exceed 5% of the contract price, the contract may be terminated.

Parties have agreed to the Issuer's liability for damages to the amount of EUR 10 million.

In addition, in the event that either Party of the contract should default of its contractual obligations, the other Party may terminate the contract after the expiry of two months from the invitation to meet the obligations addressed to the other Party. Termination of the contract will occur automatically within three months.

Either Party may terminate the contract before the expected date of completion of its duration, in complying with the twelve-month notice. In particular, in a situation where the final work schedule significantly alter the provisions of the Agreement, the Issuer will be entitled to terminate the contract upon twelve months' notice. In this case, the early termination of the contract by any of the Parties will entitle the other party for any damages.

The Issuer informed about the mentioned agreement in the current reports: RB 20/2007 dated 26.01.2007 and RB 7/2008 dated 25.01.2008.

Legal basis for publishing: Art. 56 sec. 5 of the Act on Public Offering, Conditions Governing the Introduction of Financial Instruments to Organised Trading, and Public Companies dated 29 July 2005 (Journal of Laws No. 184, item. 1539) consolidated text of 9 October 2009. (OJ No. 185, pos. 1439).