

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 38/2013

Date: 13 May 2013

Issuer's shortened name: KOPEX SA

Subject: **Annex to a significant agreement concluded by the Issuer's subsidiary KOPEX – Przedsiębiorstwo Budowy Szybów SA with Jastrzębska Spółka Węglowa SA**

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 today has been aware of receiving by KOPEX – Przedsiębiorstwo Budowy Szybów SA with its registered seat in Bytom (the Issuer's subsidiary) another annex dated 29.04.2013 to the agreement concluded between KOPEX - Przedsiębiorstwo Budowy Szybów SA and Jastrzębska Spółka Węglowa SA.

Parties to the agreement dated 02.02.2010 are a consortium of companies: KOPEX - Przedsiębiorstwo Budowy Szybów S.A. (Leader), Przedsiębiorstwo Robót Górniczych "ROW" Sp. z o.o. w Jastrzębiu Zdroju (Consortiant) as Contractor and Jastrzębska Spółka Węglowa S.A. KWK „Budryk” as the Orderer. The Issuer informed earlier about the agreement in the current reports RB 17/2010 dated 05.02.2010, RB 57/2012 dated 04.04.2012, RB 139/2012 dated 07.12.2012 and the RB 10/2013 dated 01.28.2013

Pursuant to this Annex the due date of the agreement is changed: it shall be 43.25 months from the date of conclusion of the agreement.

The current net value of the agreement amounts to 33.365.301,02 PLN + VAT.

The subject of the agreement are preparatory works in shafts I and II and digging the crosscut for cleaning the sump associated with the construction of the mining shaft lift in shaft I, southern compartment, for JSW SA KWK "Budryk".