

CURRENT REPORT

KOFOLA S.A.

January 15th 2009

Current Report No. 6/2009

Subject: **Non-Compliance with a Corporate Governance Rule Remedied**

Legal basis: Art. 29.3 of the Warsaw Stock Exchange Rules

Further to its Current Report No. 56/2008 of December 23rd 2008 and Current Report No. 2/2009 of January 7th 2009, acting pursuant to Par. 29.3 of the WSE Rules, the Management Board of KOFOLA S.A. of Warsaw (“the Company”) hereby reports that on January 14th 2009, by Resolution No. 2 of the same day, the Supervisory Board of KOFOLA S.A. established the Audit Committee, which is composed of all the Supervisory Board members (including one independent member), and the Remuneration Committee.

This way, the Company has remedied its non-compliance with the rule specified in Section 7 of Part III of Code of Best Practice for WSE Listed Companies, namely the requirement for the Supervisory Board to establish an Audit Committee.