

FINANCIAL SUPERVISORY COMMISSION

Current Report No 114/2008

Date: 5 September 2008

Issuer's shortened name: KOPEX SA

Subject: Significant inland agreements of the Issuer subsidiary

Legal basis: Law on Offer; Art.56, Par.1. Cl.2– current and periodic information

Report contents:

Management Board of KOPEX SA with registered seat in Katowice (the Issuer) informs as follows:

On 5 September 2008 the Issuer was informed about agreement signed between related entities of the Issuer Capital Group and Kompania Weglowa S.A. with registered seat in Katowice:

The first agreement was signed between KOPEX-Przedsiębiorstwo Budowy Szybow S.A. with registered seat in Bytom (the Issuer subsidiary) – Contractor- and KW S.A., Oddzial KWK Szczyglowice- Orderer. Net value of the agreement amounts to PLN 895 thou; subject of the agreement is technological and technical documentation elaboration of the preparatory works, immediate repair of the shaft lining, as well as execution of preparatory works. Term of the agreement is until 26 September 2008.

Stipulated penalties:

- The Contractor will pay the Orderer stipulated penalties amounting to 10% of the agreement value if the Orderer will renounce the agreement due to the reasons caused by the Contractor,
- The Orderer will pay the Contractor stipulated penalties amounting to 10% of the agreement value if the Contractor will renounce the agreement due to the reasons caused by the Orderer,
- The Contractor will pay the Orderer stipulated penalties amounting to 0.1% of the agreement for each day of grace in execution of the scope of works,
- The Contractor will pay the Orderer stipulated penalties amounting to 0.1% of the agreement for each day of grace in removal of defects found out upon acceptance procedure or within the pledge period.

The second agreement was signed between Fabryka Maszyn i Urzadzen TAGOR S.A. with registered seat in Tarnowskie Gory(the Issuer subs subsidiary) – Supplier, and KW S.A., Oddzial KWK Centrum Wydobywcze Polnoc, Oddzial ZG Piekary - Orderer. Net value of the agreement amounts to PLN 296 thou; subject of the agreement is supply of spare parts to the power roof supports; term of the agreement is until 30 September 2008.

Stipulated penalties:

The Supplier is bound to pay the Orderer the following stipulated penalties:

- amounting to 10% of the agreement value if the Orderer will renounce the agreement due to the reasons caused by the Supplier
- amounting to 0.2% of the agreement value for each day of grace in the subject of the agreement acceptance procedure
- amounting to 0.2% of the agreement for each day of grace in removal of defects found out and evidenced upon subject of the agreement acceptance procedure, from the day agreed for defects removal.

The Orderer is bound to pay the Supplier the following stipulated penalties:

- amounting to 10% of the agreement value if the Supplier will renounce the agreement due to the reasons caused by the Orderer,

Detailed conditions of the agreement comply with conditions usually applied in agreements of this kind.

For the last 12 months the Issuer subsidiaries (including ZZM S.A. and its subsidiaries, since the day of takeover control by the Issuer on ZZM S.A.) have signed agreements with this legal entity and its subsidiaries amounting altogether to PLN 124,040 thou (this agreement included).

The Issuer informed about the last agreement signed with this customer in the current report RB 112/2008 on 1 September 2008.

Agreement of the biggest value signed in the last 12 month is the agreement concluded on 13 March 2008 between consortium of companies PBsz Zaklad Usług Gornicznych Sp. z o.o. with registered seat in Bytom (the Issuer subsubsidiary) – Consortium Leader- and VACAT Sp. z o.o. with registered seat in Rybnik – Consortium Participant; net agreement value amounted to PLN 19,893 thou.

Value of the Issuer's equity in the end of Q2 2008, amounting to PLN 1,206,061 thou was accepted as a criterion of a significant agreement.