

# FINANCIAL SUPERVISORY COMMISSION

## Current Report No 122/2008

Date: 01 October 2008

Issuer's shortened name: KOPEX SA

**Subject: Significant agreement with 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 30 September 2008 there was concluded a contract of suretyship between the Issuer and Kopex Przedsiębiorstwo Budowy Szybow SA (the Issuer subsidiary); by the terms of this contract Kopex Przedsiębiorstwo Budowy Szybow SA will approve a guarantee for the Issuer's obligations towards PKO BP SA Bank resulted from the multipurpose credit line agreement dated 30 June 2008, with further amendments, up to the value of suretyship amounting to 99,298 thou PLN; the Issuer informed about the agreement in question in the current report RB 76/2006.

The suretyship will be effected as transfer of liabilities owe Kopex Przedsiębiorstwo Budowy Szybow S.A. from the commercial agreement concluded with KGHM Polska Miedz SA in favour of PKO BP SA.

The Issuer's own bill of exchange constitutes a security for the suretyship obtained.

The Issuer will pay a commission resulted from the suretyship obtained, in accordance with market conditions.