

## **FINANCIAL SUPERVISORY COMMISSION**

### **Current Report No 146/2008**

Date: 26 November 2008

Issuer's shortened name: KOPEX SA

**Subject: Significant domestic agreement between the Issuer related entities.**

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

#### **Report contents:**

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

On 26 November 2008 the Issuer was informed about signing on 25 November 2008 an agreement (order confirmation) between Fabryka Maszyn i Urzadzen TAGOR S.A. with registered seat in Tarnowskie Gory (the Issuer subsidiary and ZZM S.A. subsidiary) – Buyer- and Zabrzanskie Zaklady Mechaniczne S.A. (the Issuer subsidiary)- Seller. Subject of the agreement is purchase of steel sheets. Gross value of the agreement amounts to PLN 6,331 thou. Term of the agreement is until 28 November 2008 or until completion of supply.

Stipulated penalties amount to 0.1% of the supply value, for each of delay.

Detailed conditions of the agreement stick to the conditions commonly applied in the agreements of this kind.

In the past 12 months Fabryka Maszyn i Urzadzen TAGOR S.A. has signed with ZZM S.A. agreements of total gross value amounting to PLN 145,997 (including this one).

The highest- value agreement from among all the agreements signed in the past 12 months has been a commercial agreement on 26 November 2007 for purchase of steel sheets (ZZM S.A. – Buyer- and TAGOR S.A. –Seller) amounted to the gross value of PLN 55,000 thou.

The Issuer informed about the last agreement signed between the a.m. entities in the current report RB 132/2008 dated 21 October 2008.

The Issuer's equity in the end of Q3 2008, amounting to PLN 1,191,715 thou was accepted as a criterion of a significant agreement.