

FINANCIAL SUPERVISORY COMMISSION

Current Report No 63/2008

Date: 16 June 2008

Issuer's shortened name: KOPEX SA

Subject: Conclusion of a significant agreement in the Chinese market

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

Report contents:

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

On 14 June 2008 the Issuer signed of a significant agreement with Chinese customer (Shenhua—Ningxia Coal Group) for delivery of equipment composing work and safety improvement system in mines of the Shenhua- Ningxia Coal Group. Agreement value amounts to USD 85,000 thou (PLN 183,600 thou). Once the proper government bodies give their consents, the agreement will be entered. The agreement will be accomplished in five month from contract entrance.

Unless the Parties to the agreement obtain consents from the proper government bodies in 85 days from signing the agreement, the Parties will decide on contract execution.

Stipulated penalties:

- From 0.5% to 1.5% of the undelivered equipment value for each week of delay, but not more than 5% of the value,
- USD 500 for 1 week of delay for each technical documentation set, but not more than 1% of the value,
- 0.75% of the equipment value designed for test start-up, for each week of delay of the test start-up, but not more than 5% of the value.

The Orderer is entitled to renounce the agreement in the following cases:

- delays in equipment delivery or in technical documentation exceed 60 days,
- equipment delivered within the agreement framework does not meet the minimum warranted technical requirements;
- the Seller does not meet his obligations, does not discharge defects and claims notified in 30 days

- the Seller executes actions which preclude accomplishing the contract.

The Parties are entitled to renounce the agreement in case of bankruptcy, insolvency or liquidation any of the Parties

The remaining conditions of the agreement stick to prevailing conditions of agreements of this kind.

Value of the Issuer's equity in Q1 2008, amounting to PLN 1,194,5893 thou was accepted as a criterion of a significant agreement.

The signed agreement was gained together with Fabryka Maszyn i Urzadzen Gornicznych FAMUR S.A., basing on cooperation agreement on acquiring orders in the Chinese market concluded on 11 January 2008 (the Issuer's current report RB4/2008 of 12 January 2008) and it is a continuation of work and safety improvement system in Chinese mines that has been executed by KOPEX S.A. since December 2006. Contract will be accomplished, basing on equal partition of the order execution, in pursuance of the above mentioned cooperation agreement.

Particulars of the accomplishment will be stipulated in the detailed agreement.