

## **FINANCIAL SUPERVISORY COMMISSION**

### **Current Report No 67/2008**

Date: 24 June 2008

Issuer's shortened name: KOPEX SA

### **Subject: Contents of the resolutions resolved by the Ordinary General Meeting of Shareholders on 23 June 2008**

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 the public about contents of the resolutions resolved by the Ordinary General Meeting of Shareholders (OGM) on 23 June 2008.

#### **RESOLUTION No.1**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on the approval of the "Financial Statements of KOPEX S.A. for fiscal year 2007".

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on Art.393 Cl.1), Art.395 Par.2.1 of the Commercial Companies Code and on Par. 54 Cl.1.1.of the Statutes of Association, and also on Art. 53 Cl.1 of Law on Accountancy approves "Financial Statements of KOPEX S.A. for fiscal year 2007" composed of:

a) Balance Sheet as of 31 December 2007, in which total assets amount to PLN 1,549,626,940.90 (say: one billion five hundred forty nine million six hundred twenty six thousand nine hundred forty zlotys and ninety groshes).

b) Profit and loss account for the fiscal year from 1 January 2007 until 31 December 2007 showing net profit amounting to PLN 136,460,598.12 (say: one hundred thirty six million four hundred sixty thousand five hundred ninety eight zlotys and twelve groshes).

c) Statement of changes in equity for fiscal year from 1 January 2007 until 31 December 2007 showing by PLN 1,096,903,529.53 (say: one billion ninety six million nine hundred three thousand five hundred twenty nine zlotys and fifty three groshes).

d) Cash flow account for fiscal year from 1 January 2007 until 31 December 2007 showing increase in cash by PLN 3,965,752.76 (say: three million nine hundred sixty five thousand seven hundred fifty two zlotys and seventy six groshes).

e) additional information on the accepted accountancy rules and other explanatory information.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.2**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on approval of the Management Board report on KOPEX S.A. activities for the year 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on Art.393 Cl.1), Art.395 Par.2.1 of the Commercial Companies Code and also on Par. 54 Cl.1.1.of the Statutes of Association approves Management Board report on KOPEX S.A. activities for fiscal year 2007.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.3**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on net profit distribution for fiscal year 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on Art.395 Par.2.2. of the Commercial Companies Code and on Par. 54 Cl.1.2.of the Statutes of Association resolves to assign the whole net profit for fiscal year 2007 amounting to PLN136,460,598.12 (say: one hundred thirty six million four hundred sixty thousand five hundred ninety eight zlotys and twelve groszes) for Company's capital reserve.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.4**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for Chairman of KOPEX S.A. Management Board for fulfillment of his responsibilities in the fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mr. Tadeusz Soroka for fulfillment of his responsibilities as Chairman of the Management Board from 1 January 2007 until 31 December 2007.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.5**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for Vice-Chairman of KOPEX S.A. Management Board for fulfillment of her responsibilities in the fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mrs. Joanna Parzych for fulfillment of her obligations in fiscal year from 1 January 2007 until 31 December 2007.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.6**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for Vice-Chairman of KOPEX S.A. Management Board for fulfillment of his responsibilities in fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mr. Marek Mika for fulfillment of his responsibilities in fiscal year from 1 January 2007 until 10 April 2007.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.7**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for a Member of KOPEX S.A. Supervisory Board for fulfillment of her responsibilities in fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mrs. Iwona Bajda for fulfillment of her responsibilities from 29 June 2007 until 31 December 2007.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.8**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for a Member of KOPEX S.A. Supervisory Board for fulfillment of his responsibilities in the fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mr. Stanislaw Bargiel for fulfillment of his responsibilities from 29 June 2007 until 31 December 2007.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.9**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for a Member of KOPEX S.A. Supervisory Board for fulfillment of his responsibilities in fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of

Association votes on acceptance of accounts for Mr. Leszek Jedrzejewski for fulfillment of his responsibilities from 1 January 2007 until 17 April 2007 and from 27 August 2007 until 31 December 2007.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.10**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for a Member of KOPEX S.A. Supervisory Board for fulfillment of his responsibilities in fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mr. Krzysztof Jedrzejewski for fulfillment of his responsibilities from 1 January 2007 until 19 April 2007.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.11**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for a Member of KOPEX S.A. Supervisory Board for fulfillment of his responsibilities in the fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mr. Slawomir Augustyn Kozlowski for fulfillment of his responsibilities from 1 January 2007 until 31 December 2007.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.12**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for a Member of KOPEX S.A. Supervisory Board for fulfillment of his responsibilities in fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mr. Andrzej Smutek for fulfillment of his responsibilities from 29 June 2007 until 31 December 2007.

2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.13**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for a Member of KOPEX S.A. Supervisory Board for fulfillment of his responsibilities in the fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mr. Joachim Sosnica for fulfillment of his responsibilities from 20 April 2007 until 28 August 2007.
2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.14**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for a Member of KOPEX S.A. Supervisory Board for fulfillment of his responsibilities in the fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Ms. Anna Szafranska for fulfillment of her responsibilities from 1 January 2007 until 29 June 2007.
2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.15**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for a Member of KOPEX S.A. Supervisory Board for fulfillment of his responsibilities in the fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mr. Andrzej Szumowski for fulfillment of his responsibilities from 1 January 2007 until 29 June 2007.
2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.16**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on voting on acceptance of accounts for a Member of KOPEX S.A. Supervisory Board for fulfillment of his responsibilities in fiscal year from 1 January 2007 until 31 December 2007.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on basing on Art.393 Cl.1. and Art.395 Par.2.3. of the Commercial Companies Code and also on Par. 54 Cl.1.3.of the Statutes of Association votes on acceptance of accounts for Mr. Marcin Zaklukiewicz for fulfillment of his responsibilities from 1 January 2007 until 29 June 2007
2. The resolution becomes effective on the day of signing.

#### **RESOLUTION No.17**

of the Ordinary General Meeting of KOPEX S.A. of 23 June 2008 on sale of the organized part of the enterprise.

1. Ordinary General Meeting of KOPEX Joint Stock Company basing on Art.393 Cl.3.,in connection with Art.415 Par.1. of the Commercial Companies Code and on Par. 54 Cl.2.3.of the Statutes of Association accepts sale of organized part of KOPEX S.A. enterprise, that in pursuance of Art.4a Cl.4 of the Law on Physical Entity Income Tax published on 1 February 1992 (Dziennik Ustaw /The Official Journal of Law published in 2000, No. 54, item.694) is not a company preparing balance sheet separately, in pursuance of Art.6 Cl.1 of the Law on VAT published on 11 March 2004 (Dziennik Ustaw /The Official Journal of Law of 2000, No. 54, item.694) covering tangible, intangible and legal assets indispensable to and related with activities carried out in the framework of KOPEX S.A. branch office with registered seat in Lubin, 92 Maria Skłodowska- Curie Str. for KOPEX- Przedsiębiorstwo Budowy Szybow S.A., KOPEX S.A. subsidiary, with registered seat in Bytom, 18 Katowicka Str.

2. Ordinary General Meeting of KOPEX S.A. empowers Management Board of KOPEX S.A. to accomplish transaction of sale, as per item 1 of the resolution, including quoting price and specifying terms of sale, as well as undertaking all practical and legal actions that will be necessary to execute this resolution.

3. The resolution becomes effective on the day of signing.