

## **FINANCIAL SUPERVISORY COMMISSION**

### **Current Report No 96/2008**

Date: 1 August 2008

Issuer's shortened name: KOPEX SA

**Subject: Significant agreement between 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 1 August 2008 the Issuer was informed about concluding an agreement (order confirmation) between Fabryka Maszyn i Urzadzen TAGOR S.A. with registered seat in Tarnowskie Gory (the Issuer subs subsidiary and ZZM S.A. subsidiary)- the Buyer- and Zabrzanskie Zaklady Mechaniczne S.A. with registered seat in Zabrze (the Issuer subsidiary)- the Seller- for purchase of sheet steel.

Gross value of the agreement amounted to PLN 7,300 thou.

Term of the agreement is until 8 August 2008 or until delivery completion.

Stipulated penalties amount to 0.1% of the shipment value for each day of grace.

Detailed agreement conditions conform to these ones usually applied in agreements of this kind.

Value of the agreements concluded between TAGOR SA and ZZM SA since 10 July 2007, i.e. since the date of taking charge of ZZM SA and its subsidiaries, has amounted to the gross value of PLN 160,886 thou (the present ones included). The signed agreements comprise one loan agreement amounting to PLN 30,000 thou (RB 222/2007 dated 06 September 2007), one agreement on transfer of liabilities amounting to PLN 90 thou and seventeen commercial agreements and orders of total gross value amounting to PLN 130,796 thou.

The Issuer informed about previous agreements concluded between TAGOR SA and ZZM SA in the current report RB 77/2008 on 30 June 2008.

Agreement of the greatest value from among the agreements concluded in this period of time was a commercial agreement dated 26 November 2007 signed between ZZM SA- the Buyer- and TAGOR SA- the Seller on purchase of sheet metals of the gross value amounting to PLN 55,007 thou.

Value of the Issuer's equity in Q4 2007, amounting to PLN 1,194,893 thou was accepted as a criterion of a significant agreement.