

## **FINANCIAL SUPERVISORY COMMISSION**

### **Current Report No 38/2008**

Date: 10 April 2008

Issuer's shortened name: KOPEX SA

**Subject: Loan agreement signed 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 9 April 2008 was signed a loan agreement between the Issuer – the Borrower- and Fabryka Maszyn i Urzadzen TAGOR S.A. -the Lender- with registered seat in Tarnowskie Gory (the Issuer subsidiary). The loan will be appropriated for the company current activity.

Once the Lender obtains from the Borrower the agreed loan repayment warranty, the loan value amounting to PLN 11,000 thou will be remitted to the Borrower. According to the loan agreement concluded, the loan repayment will be completed until 31.12.2008. The Borrower will pay interests resulting from the loan granted to him and amounting to WIBOR 1M and profit margin p.a.

The loan value, together with interests and costs are warranted by the Borrower's own bill of exchange and due cession by way of the commercial agreement.

If there is a delay in the loan repayment and/or contract interest, the Borrower is obliged to pay the Issuer penal interest equals to legal interest.

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

During the last 12 months the Issuer concluded ten agreements (the present one included) with FMIU TAGOR SA of the total value of ca. PLN 205,148 thou, where seven out of them were loan agreements whose total value amounted to ca. PLN 170,750 thou, and the Issuer was the Borrower, as a party to those agreements; three loan agreements amounting to a total value of PLN 97,750 thou have been repaid in full and three commercial agreements of a total value of PLN134,398 thou.

The Issuer informed about the former agreement concluded with this company in the current Report No RB 18/2008 published on 08.02.2008.

Agreement of the largest value from among all the agreements signed in the last 12 months is a commercial agreement of value PLN 81,991 thou; the Issuer informed about it in the current report No RB 111/2007 issued on 13.06.2007.

Value of the Issuer's equity in C4 2007, amounting to PLN 1,194,544 thou was accepted as a criterion of a significant agreement.