

FINANCIAL SUPERVISORY COMMISSION

Current Report No 46/2008

Date: 24 April 2008

Issuer's shortened name: KOPEX SA

Subject: Agreement between the related entities.

Legal basis: Law on Offer; Art.56, Par.5.–information actualization

Report contents:

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

On 24 April 2008 the Issuer was informed about conclusion of the agreement- confirmation of the order placed - between Fabryka Maszyn i Urzadzen TAGOR SA with registered seat in Tarnowskie Gory (the Issuer subsidiary) - the Contractor- and INBYE MINING SERVICES Pty Ltd with registered seat in Maitland (the Issuer subsidiary and FMIU TAGOR SA subsidiary)- the Orderer, for manufacturing 149 units of powered roof supports, together with accompanying equipment.

Agreement value amounts to EUR 34,033 thou (ca. PLN 116,332 thou).

Delivery time was divided into two stages:

- delivery of 30 units until 30.11.2008
- delivery of 119 units until 31.01.2009

The agreement in question was signed within the framework of a contract being accomplished on the Australian market; the Issuer informed this contract in its current report RB 34/2008, published on 03.04.2008.

Stipulated penalties:

- for the first delivery stage: 0.064332% of delivery value for each day of grace
- for the second delivery stage: 0.085627% of delivery value for each day of grace

Maximum stipulated penalties cannot be higher than 5% of the total each delivery stage value .

The remaining conditions of the agreement base on the stipulations and requirements of the main contract and stick to prevailing conditions of agreements of this kind.