

FINANCIAL SUPERVISORY COMMISSION

Current Report No 99/2008

Date: 7 August 2008

Issuer's shortened name: KOPEX SA

Subject: Significant agreement of 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 7 August 2008 the Issuer was informed about agreement signed between Zabrzanskie Zakłady Mechaniczne S.A. with registered seat in Zabrze (the Issuer subsidiary)- Lessor- and Kompania Węglowa S.A. Oddział KWK Rydułtowy -Anna – Lessee. Subject of the agreement is lease of a mining longwall shearer with safeguard of its full warranty service and maintenance for the whole term of lease. Net value of the agreement amounts to PLN 195 thou.

Execution time is 46 days from signing the agreement.

Stipulated penalties:

- The Lessor will pay the Lessee stipulated penalties amounting to 10% of the agreement value if the Lessee will renounce the agreement due to the reasons caused by the Lessor,
- The Lessee will pay the Lessor penalties amounting to 10% of the gross value of the agreement if the Lessor will renounce the agreement due to the reasons caused by the Lessee,

Detailed conditions of the agreement comply with conditions usually applied in agreements of this kind.

For the last 12 months the Issuer subsidiaries (including ZZM S.A. and its subsidiaries, since the day of takeover control by the Issuer on ZZM S.A.) have signed agreements with this legal entity and its subsidiaries amounting altogether to PLN 125,4759 thou (this agreement included).

The Issuer informed about the last agreement signed with this customer in the current report RB 97/2008 on 1 August 2008.

Agreement of the biggest value signed in the last 12 month is the agreement for driving galleries concluded on 13 March 2008 between consortium of companies PBsz Zakład Usług Gorniczych Sp. z o.o. with registered seat in Bytom (the Issuer subs subsidiary) – Consortium Leader- and VACAT Sp. z

o.o.with registered seat in Rybnik – Consortium Participant- with Kompania Weglowa S.A. Oddzial KWK Jankowice; net agreement value amounted to PLN 19,893 thou.

Value of the Issuer's equity in the end of Q1 2008, amounting to PLN 1,194,893 thou was accepted as a criterion of a significant agreement.