

Technical Rule no. 05 PB-GAS

(under article 4 of the Regulations of the Gas Balancing Platform - referred to in article 5 of Decision ARG/GAS 45/11 of "Autorità per l'energia elettrica e il gas" - approved by "Autorità per l'Energia Elettrica e il gas" with Decision ARG/gas of 28 October 2011)

Title	VAT Taxation on the PB-GAS
Reference Legislation	Article 20, para. 20.1, Regulations of Gas Balancing Platform

entered into force on 27 November 2011

1. Foreword

Under Article 20, para. 20.1 of the Regulations, each Participant shall ask GME to enter the data and information referred to in Article 19, para. 19.2 e) thereof into the Register of PB-GAS Participants, enclosing a statement concerning his/her VAT taxation scheme to his/her request, in accordance with the procedures and within the time limits established in the Technical Rules.

1. Application of VAT

If the Italian Participant intends to use the option, available to persons having made supplies for export or like transactions, of purchasing goods and services without the application of VAT, as per Article 8 c) of Decree of the President of the Republic no. 633 of 26 October 1972, he/she shall enclose a statement of intent (in the format approved by the Ministerial Decree of 6 December 1986) to his/her request of entry of data and information.

If the Italian Participant intends to continue to use the option of making purchases without the application of VAT, he/she is required to renew the above statement upon expiration of its period of validity. If the statement is not renewed within the time limits specified by the applicable legislation, GME shall apply the standard VAT rate to the Participant.

2. Effect of the statements

The entry of the data and information contained in the statement referred to in para. 2 above shall have effect within the second working day following the receipt of the request by GME.

If the Italian Participant requests the application of the special VAT scheme mentioned in para. 2 above, by submitting the statement of intent at a subsequent time after submitting the PB-GAS participation application and the PB-GAS participation agreement, the statement shall have full effect, in respect of the fees to be invoiced by GME, beginning on the working day of receipt of the same.