Technical Rule no. 03 P-GAS

(under article 4 of the Regulations of the platform for the trading of bids/offers of natural gas, approved by the Ministry of Economic Development on 23 April 2010 and subsequently amended to conform to the Decree of the Minister of Economic Development of 6 August 2010)

Title	Invoicing of fees

Reference Legislation	Articles 8 and 9, Regulations of the platform for the trading of bids/offers of natural gas (P-GAS Regulations)

Entered into force on 10 May 2010

1. Foreword

Article 8, para. 8.3 of the P-GAS Regulations provides that GME shall issue invoices to each Participant for the fees referred to in Article 7, para. 7.1 c) and d) thereof, in accordance with the modalities defied in the Technical Rules.

Article 9 of the P-GAS Regulations stipulates that Participants shall pay the amounts referred to in Article 8 thereof in accordance with the procedures and within the time limits defined in the Technical Rules.

2. Invoicing period

The invoicing period for the trading fees pertaining to the platform for the trading of bids/offers of natural gas (P-GAS) will be the calendar month.

3. Time limit for notifications

For each invoicing period, within the fourth day of the month after the last day included in the invoicing period (or if such day is not a working day, the immediately following working day), GME will provide each Participant with one or more files, called "pro-forma invoice notifications", with the sum of the fees due for all transactions made on the P-GAS.
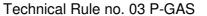
6. Procedure and time limit for invoicing the fees

For each invoicing period, within the sixth working day of the month following the last day included in the invoicing period, GME will provide each Participant with one or more invoices, with the sum of the fees due for all transactions made on the P-GAS.

7. Procedure and time limit for paying the fees

Each Participant must pay the amounts due under Article 9 of the P-GAS Regulations:

- within the sixteenth working day of the month in which GME has made available the related invoice and with value date on the same day, for the fees referred to in Article 7, para. 7.1 c) and d) of the P-GAS Regulations;
- within thirty calendar days from the date of issuing of the invoice for the fees referred to in Article 7, para. 7.1 a) and b) of the P-GAS Regulations.

Within the same time limits, a copy of the document giving evidence of the payment must be sent to GME.

The date and time when the payments are credited to GME's account will be those recorded by the information system of the bank in charge of GME's treasury services.

The IBAN code to be used for payments is posted on GME's website (www.mercatoelettrico.org).

Appendix: VAT treatment

The services provided by GME S.p.A. shall qualify as general services and the chargeability of VAT on the related fees shall depend on the place where the customer (P-GAS Participant) has established his/her business as per Article 44 of Directive 2006/112/EC, as subsequently amended and supplemented.

Therefore, GME shall issue invoices by applying VAT at the standard rate of 20%, if the customer has established his/her place of business in Italy and has not submitted a statement concerning his/her taxation scheme as "esportatore abituale" (exporter on a permanent basis) as per Article 8, para. 8.2 of the Decree of the President of the Republic no. 633 of 26 October 1972, in accordance with the modalities and within the time limits established in Technical Rule no. 05 P-GAS, as subsequently amended and supplemented. By contrast, if the customer has submitted such a statement, GME shall issue invoices without applying VAT.

Conversely, if the customer has established his/her place of business in one of the countries of the European Union and is a taxable person in his/her own country, GME shall issue invoices without applying VAT. In this case, the reverse charge shall be applied by the customer.

If the customer has established his/her place of business in a non-EU country and is a taxable person in such country, GME shall issue invoices without VAT.

The following table shows the VAT codes used in the XML files.

VAT CODES	DESCRIPTION
V1	▪ Domestic supplies ▪ VAT rate = 20%
V3	▪ Supplies to the so-called "esportatori abituali" (exporters on a permanent basis) as per Article 8, para. 1 c, Decree of the President of the Republic (DPR) 633/72 ▪ VAT rate = 0%
V8	▪ Not subject to VAT as per Article 7ter, DPR

| | 633/72 – art. 44, Directive 2006/112/EC |
| | ▪ VAT rate = 0% |