

**Technical Rule no. 05 rev2 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, as subsequently amended and supplemented)

<b>Title</b>	<b>VAT Taxation on the P-GAS</b>
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Reference Legislation	Article 18, paras. 18.4, Regulations of the platform for the trading of bids/offers of natural gas (P-GAS Regulations)
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**Entered into force on 12 March 2015**

## 1. Foreword

Article 18, para. 18.4 of the P-GAS Regulations provides that each Participant shall - in accordance with the Technical Rules - enclose a statement concerning his/her/its taxation scheme to his/her/its request for the entry of the data and information referred to in article 17, para. 17.2 d).

### 1. Application of VAT

The following statements, where applicable, will be enclosed to the request for entry of data and information:

- a) if the Participant established in Italy intends to exercise the option, available to persons having established their place of business in Italy and having made supplies for export or like transactions, of purchasing goods and services without the application of VAT, as per article 8, para. 1 c) of Decree of the President of the Republic no. 633 of 26 October 1972 - a statement of intent (issued under article 1 c) of Law-Decree no. 746 of 29 December 1983, converted into Law no. 17 of 27 February 1984) and the documents to be enclosed thereto, where applicable under the legislation from time to time in force.

If the Participant intends to continue to exercise the option of making purchases without the application of VAT, he/she/it is required to resubmit the statement and the documents, where applicable, upon expiration of their period of validity. If the statement and the enclosed documents, where applicable, are not resubmitted within the time limits mandated by law, GME will apply the standard VAT rate to the Participant concerned.

- b) if the entity (parent company or fixed establishment) that will materially carry out the purchase and/or sale transactions in P-GAS is different from the entity (parent company or fixed establishment) admitted as Participant to the P-GAS - a statement (as per the form available on GME's website [www.mercatoelettrico.org](http://www.mercatoelettrico.org)) where the Participant (as parent company or fixed establishment) notifies GME of the entity (parent company or fixed establishment) that will materially carry out the purchase and/or sale transactions on the P-GAS.

### 2. Effect of the statements

The entry of the data and information contained in the statements referred to in para. 2 above will have effect within the second working day following the receipt of the request by GME, if the submitted documents are correct and complete and if the requirements, if any, for updating the data and information provided by the Participant are satisfied.

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