

Annex 3A – Declaration form to be reproduced on paper with the applicant's letterhead

**DECLARATION IN LIEU OF AFFIDAVIT  
AS PER DECREE OF THE PRESIDENT OF THE REPUBLIC NO. 445/2000**

With reference to the “**PROCEDURE FOR THE ASSIGNMENT OF THE REGASIFICATION AND STORAGE BUNDLED SERVICE UNDER ARTICLE 1 OF THE MINISTERIAL DECREE DATED 07 DECEMBER 2016**” published on February 21<sup>st</sup> 2017 on the website of OLT Offshore LNG Toscana S.p.A. (**OLT**), (hereinafter “**Procedure**”), the undersigned ....., born on...../...../....., tax code....., resident in ....., in his/her capacity as legal representative or person endowed with suitable powers, in the name and on behalf of the Company .....**[Representative]** .....(“**Representative**”), with registered office in ....., Share Capital € ....., Tax Code/Vat Reg. no ....., registered with the companies' register of ..... at no. ...., ..... Economic and Administrative Index no. ...., in the name and on behalf of .....**[Represented Parties]**.....(“**Represented Parties**”) vested with suitable powers for signing this declaration in his/her capacity as ....., of the Representative, aware of the criminal sanctions in the case of omissive, untruthful declarations or the use of false deeds recalled in Article 76 of Decree of the President of the Republic No. 445 of 28 December 2000

**DECLARES THAT<sup>1</sup>**

- 1 – the Representative and the Represented Parties are not subject to bankruptcy or liquidation proceedings or actions by OLT and/or STOGIT for the recovery of credit at the time of submitting the bid<sup>2</sup>;
- 2 – the Represented Parties, either directly or through the Representative, are users of Snam Rete Gas S.p.A. transportation service<sup>3</sup>;
- 3 – the Represented Parties, either directly or through the Representative, have, where known, LNG carriers authorized by OLT for unloading at the Terminal<sup>4</sup>;
- 4 – the Represented Parties, either directly or through the Representative, hold a contract with STOGIT for the uniform storage service as specified in article 3 point (B) of the Procedure<sup>5</sup>;
- 5 – the Represented Parties, either directly or through the Representative, hold LNG import contracts or agreements aimed at making the quantity of LNG for the import of which the capacity is requested<sup>6</sup>.

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<sup>1</sup> Bar or insert only the declarations of interest in place of the corresponding undertakings

<sup>2</sup> Alternative to the corresponding undertaking 1 (*v. infra*).

<sup>3</sup> Alternative to the corresponding undertaking 2 (*v. infra*).

<sup>4</sup> Alternative to the corresponding undertaking 3 (*v. infra*).

<sup>5</sup> Alternative to the corresponding undertaking 4 (*v. infra*).

<sup>6</sup> Alternative to the corresponding undertaking 5 (*v. infra*).

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**AND/OR THE REPRESENTATIVE IN THE NAME AND ON BEHALF OF THE REPRESENTED PARTIES UNDERTAKES** <sup>7</sup>1 – that the Representative and the Represented Parties are not subject to bankruptcy or liquidation proceedings or actions by OLT and/or STOGIT for the recovery of credit at the time of submitting the bid <sup>8</sup>

- 2 – that the Represented Parties, either directly or through the Representative, are qualified by user of Snam Rete Gas transportation service within the 1<sup>st</sup> day of the month the first delivery at the Terminal is scheduled for<sup>9</sup>;
- 3 – that the Represented Parties, either directly or through the Representative, have LNG carriers authorized by OLT for unloading at the Terminal to carry out the unloading by means of an LNG carrier compatible with the Terminal's specifications which has to be authorized according to the procedures provided for and defined by the Terminal, with the risk that the authorizing procedures may not be successful lying with requesting entity<sup>10</sup>;
- 4 – that the Represented Parties, directly or through the Representative, sign a contract with STOGIT for the uniform storage service before the stipulation of the Contract for a regasification and storage bundled service as specified in article 3 point (B) of the Procedure<sup>11</sup>;
- 5 – to sign LNG import contracts or agreements aimed at making the quantity of LNG for the import of which the capacity is requested<sup>12</sup>

The Representative undertakes that the Represented Parties, either directly or through the Representative, signs a SLOT Capacity Contract for the regasification capacity for the purpose of the regasification and storage bundled service in accordance with the Article 5.1 of the Procedure.

Respectfully,

[DATE]

[SIGNATURE]

*Attached: photocopy of identity document*

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<sup>7</sup> Bar or insert only the undertakings of interest in place of the corresponding declarations

<sup>8</sup> Alternative to the corresponding declaration 1 (*v. supra*).

<sup>9</sup> Alternative to the corresponding declaration 2 (*v. supra*).

<sup>10</sup> Alternative to the corresponding declaration 3 (*v. supra*).

<sup>11</sup> Alternative to the corresponding declaration 4 (*v. supra*).

<sup>12</sup> Alternative to the corresponding declaration 5 (*v. supra*).