

*On headed paper of the bidder*

DECLARATION FORM

**DECLARATION IN LIEU OF AFFIDAVIT  
PURSUANT TO PRESIDENTIAL DECREE 445/2000**

With reference to the " TENDER PROCEDURE FOR THE IDENTIFICATION OF THIRD PARTIES AVAILABLE TO PROVIDE LNG FOR THE PEAK SHAVING SERVICE DURING THE WINTER PERIOD OF THE GAS YEAR 2018/2019" published on 02/10/2018 on the OLT Offshore LNG Toscana S.p.A. website (the **Procedure**), the undersigned....., born on...../...../...../, tax code....., resident in..... in the name and on behalf of the Company..... [BIDDER]....., with registered office at....., with share capital of EUR....., tax code/VAT....., enrolment in the Companies Register of..... No. ...., R.E.A. ...., No....., having the necessary powers to sign this declaration as....., aware of the criminal penalties in the case of omissive, untrue statements, formulation or use of false documents,

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

- 1 – to be the holder of an import contract, i.e. a contract to purchase LNG for delivery at the Terminal or with a delivery point located abroad supplemented by maritime contract/s to transport, from the point of delivery to the Terminal, LNG quantities necessary and sufficient to ensure the provision of quantities of gas in relation to offered quantities and throughout the period within which the discharge will have to be carried out<sup>2</sup>;
- 2 – to have the authorisation to operate at the Virtual Trading Point of SRG for the entire redelivery period under the Procedure<sup>3</sup>;
- 3 – to be a SRG transportation service user for the entire redelivery period under the Procedure or to have adhered to the Network Code<sup>4</sup>;
- 4 – to have an LNG carrier authorised by OLT Offshore LNG Toscana S.p.A. for the discharge at the Terminal FSRU Toscana<sup>5</sup>;

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<sup>1</sup> Please tick or insert only the declarations of interest, in place of the corresponding commitments.

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

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

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

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

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- 5 – that the offeror represented here at the time of submission of the tender is not subject to bankruptcy or liquidation proceedings, or to actions to recover claims by OLT and/or SRG.

**AND/OR UNDERTAKES TO <sup>6</sup>**

- 1 - sign an import contract, i.e. a contract to purchase LNG for delivery at the Terminal or with a delivery point located abroad supplemented by maritime contract/s to transport, from the point of delivery to the Terminal, quantities necessary and sufficient to ensure the provision of quantities of gas in relation to offered quantities and throughout the period within which the discharge will have to be made<sup>7</sup>;
- 2 - obtain the authorization to operate at the Virtual Trading Point of SRG by 1<sup>st</sup> November 2018 <sup>8</sup>;
- 3 - to be a SRG transportation service user or to have adhered to the Network Code by 1<sup>st</sup> November 2018<sup>9</sup>;
- 4 - have LNG carrier authorised by OLT Offshore LNG Toscana for the discharge at the Terminal FRU Toscana <sup>10</sup>;

....[BIDDER].....in any case undertakes to sign with OLT Offshore LNG Toscana S.p.A. a SLOT capacity contract in due time to carry out the discharge of LNG as referred to in Article 2 of the Procedure.

Yours faithfully

[DATE]

[SIGNED]

*Attachment as above photocopy of identity card*

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<sup>6</sup> Please tick or insert only the commitments of interest, instead of the corresponding statements.

<sup>7</sup> Alternative to the corresponding statement 1 (*v. supra*).

<sup>8</sup> Alternative to the corresponding statement 2 (*v. supra*).

<sup>9</sup> Alternative to the corresponding statement 3 (*v. supra*).

<sup>10</sup> Alternative to the corresponding statement 4 (*v. supra*).