

Annex 6DS: Form for the application to access the Virtual Liquefaction Service for Users and Transportation Service Users

OLT Offshore LNG Toscana
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Sent by certified email or fax

Re: Application to access the Virtual Liquefaction Service for Users and Transportation Service Users

This form for the request to access the Virtual Liquefaction Service is submitted by [•], tax registration no. [•], VAT no. [•], registered in the companies' register of [•] and having registered office in [•], in the person of its legal representative(s) [•] ("**Applicant**"), to **OLT Offshore LNG Toscana S.p.A.**, a company incorporated under Italian law, tax registration no. and VAT no. 07197231009, registered in the companies' register of Milan and having registered office in via Passione 8, 20122 Milan ("**Operating Company**").

Whereas

- a) The Applicant is
 - i a User who, specifically, executed a Small Scale Agreement with the Operating Company, and was awarded at least one Delivery Slot; or
 - ii a Transportation Service User who executed the Network Code and, although not a User, by signing this form for the application to access the Virtual Liquefaction Service, accepted the Operating Company Regasification Code, and who submitted a guarantee for EUR [•], establishing a non-interest-bearing deposit to the Operating Company's benefit as a condition to access the Virtual Liquefaction Service.
- b) The Applicant intends to access the Virtual Liquefaction Service referred to in Clause 3.5.5 of the Regasification Code.
- c) The Regasification Code definitions also apply to this application for access to the Virtual Liquefaction Service.

Now, therefore, the Applicant represents and undertakes as follows:

1. Application for access to the Virtual Liquefaction Service

- 1.1. The Applicant requests the Operating Company for access to the Virtual Liquefaction Service under the Regasification Code.
- 1.2. The Applicant establishing a non-interest-bearing deposit as guarantee, referred to in point a)ii) of the recitals, authorises the Operating Company to fulfil any claim it considers having against the Applicant hereunder.

2. Transactions at the Virtual Exchange Point

- 2.1. The Applicant undertakes to maintain the necessary capacity of its financial guarantees to cover the system provided for in Chapter 5 of the Network Code and to promptly replenish them where they are insufficient to carry out the sales transactions at the Virtual Exchange Point for the corresponding volume of LNG specified to the Operating Company under Clause 3.5.5iii); to this end, the Applicant expressly grants the Operating Company the power to issue in its name and/or on its behalf such transactions at the Virtual Exchange Point for the corresponding volumes of LNG intended for loading, or actually loaded, within the scope of the Small Scale Slots specified above.

3. Transfer of LNG ownership

- 3.1. The Applicant shall acquire ownership of the LNG intended for regasification under Clause 3.5.5(v), resulting from and upon issuance of the relevant transactions at the Virtual Exchange Point.

4. Application of the Regasification Code

- 4.1. The Applicant who is a Transportation Service User in accordance with point a)ii) of the recitals hereby represents that it has read and accepted all the applicable provisions set out in the Regasification Code, which shall also apply to it in light of their meaning and context and, more specifically, with regard to Clauses 1, 3, 5 and 6 of the Regasification Code and Clauses 5, 6, 7 and 8 of the Capacity Agreement, Annex 4 to the Regasification Code.
- 4.2. The post and email addresses of the Parties are (unless otherwise notified):

For the Operating Company	OLT Offshore LNG Toscana S.p.A. Via Gaetano D'Alesio, 2 57126 Livorno
Fax	+39 0586 210922
Email address	commercial@oltoffshore.it
Certified email address	oltcommercial@legalmail.it
Attn.of the Commercial Manager	Marika Venturi

For the Applicant who is a User the same address specified in the Capacity Agreement shall be used, whereas, for notices to the User who is a Transportation Service User under point a)ii) of the recitals, notices shall be sent and received at the following addresses:

For the Applicant	[Applicant]
	[Address]
	[Post Code] [City]
	Fax [Fax]
	Email address [Email address]

Certified email address [Certified email address]

Attn. of [Attn. of]

Livorno, [•]

[Applicant]

The Applicant who is a Transportation Service User under point a)ii) of the recitals, pursuant to articles 1341 and 1342 Italian Civil Code, declares that it has examined the above terms and conditions and that it is aware of and specifically approve the following Clauses of the Regasification Code: 1.4.1.2.b (*“Interruptible Redelivery Service”*), 1.4.1.6 (*“Waiver of Regasification Service or Small Scale Service”*), 1.4.3 (*“Assignment to Terminal Lenders”*), 2.1.3 (*“Consequences of failure to meet the Service Conditions”*), 3.1.1 (*“Credit Requirements for the Continuous Regasification Service”*), 3.1.3 (*“Variation of the Credit Requirements”*), 3.1.5 (*“Replacement and enforcement of the financial guarantees”*), 3.1.8 (*“Insurance requirements”*), 3.2.1 (*“No assignment”*), 3.2.3 (*“Release of regasification capacity”*), 3.3.3 (*“User’s Changes to Ninety Day Unloading and Loading Schedule”*), 3.3.4 (*“Operating Company Changes to Annual Unloading and Loading Schedule and to Ninety Day Unloading and Loading Schedule”*), 3.3.5 and 3.3.6 (*“Charge variance”*), Chapter 3.8 (*“Variations of the Regasification Service”*), 5.2.2.6 (*“Invoicing disputes”*), 5.2.2.7 (*“Late payment”*), 5.3.1.1 (*“The User’s and Small Scale User’s liability in respect of the Operating Company”*), 5.3.1.2 (*“Liability for loss of revenue”*), 5.3.1.3 (*“The Operating Company’s liability in respect of the User and Small Scale User”*), 5.3.1.4 (*“Liability to third party owners of LNG”*), 5.3.1.6 (*“Limitations of Liability”*), 5.3.3.1 (*“Withdrawal by User”*), 5.3.3.3 (*“Waiver of Italian Civil Code rights”*), 5.3.4.4 (*“User’s and Small Scale Users’s rights and obligations”*), 5.4.2.8 (*“Time limits”*).

Livorno, [•]

For Acceptance

[Applicant who is a Transportation Service User under point a)ii) of the recitals]

For Acceptance

Livorno, [•]

OLT Offshore LNG Toscana S.p.A.

The legal representative(s)

Attachment: photocopy of the signatories’ identity documents

Courtesy English Translation (not binding – only the Italian version is binding)
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Users