

Technical Rule no. 13 rev. 03 PAR

(pursuant to Article 4 of the Regulation of the Platform for the Allocation of Regasification Capacity,
Approved by Autorità di Regolazione per Energia Rete e Ambiente with Resolution
111/2018/R/gas)

Title	Post-session planning modality of the unloading date on the OLT segment and GNL Italiasegment
Reference Legislation	Article 46, paragraphs 46.1, 46.2, 46.3 and 46.4, Article 53, paragraphs 53.1, 53.2, 53.3 and 53.4, and Article 59, paragraphs 59.1, 59.2, 59.3 and 59.4 of the Regulation

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1. Foreword

Article 46, paragraph 46.1 and Article 59, paragraph 59.1, of the Regulation, respectively for the OLT segment and the GNL Italiasegment, provide that, for the capacity allocation during the thermal year, for which the unloading calendar is made available by the regasification company after the determination of the results of the auction, as well as for the thermal year residual capacity allocation, GME shall notify the participants awarding the allocation of one or more regasification capacity slots/products about the occurrence of such circumstance and the consequent post session scheduling activity, in accordance with the procedures and within the deadlines set forth in the Technical Rules.

Article 46, paragraph 46.2, and Article 59, paragraph 59.2 of the Regulation, respectively for the OLT segment and the GNL Italiasegment, provide that, following the aforementioned notification, and in compliance with the regasification code, participants shall carry out the post-session planning of the unloading dates of the awarded slots, relating to the capacity allocation during the thermal year or to the thermal year residual capacity allocation, according to the procedures and within the deadlines set forth in the Technical Rules.

Article 46, para. 46.4 and Article 59, paragraph 59.4, of the Regulation, respectively for the OLT segment and the GNL Italiasegment, provide that GME shall notify the participants and the regasification company about the results of the post-session planning of the unloading dates, relating to the capacity allocation during the thermal year, according to the procedures and within the deadlines set forth in the Technical Rules.

Article 46, paragraph 46.3 and Article 59, paragraph 59.3, of the Rules, respectively for the OLT segment and for the GNL Italiasegment, provide that for capacity allocation during the thermal year, as well as for thermal year residual capacity allocation, in the event that a participant fails to plan the unloading dates, the provisions of the regasification company in its regasification code and indicated in the Technical Rules shall apply.

Article 53 of the Regulation, relating to the GNL Italiasegment, for annual and multi-annual capacity allocations:

- in paragraph 53.1, provides that following the closing of the session, GME, according to the procedures and within the time limits indicated in the Technical Rules, shall notify the operators of assigned results of one or more regasification capacity slots to carry out the post programming activity. session, on the basis of the discharge date calendar sent by the regasification undertaking;
- in paragraph 53.2, provides that following the communication referred to in paragraph 53.1 above, the operators, in compliance with the regasification code, must carry out the post session scheduling of the unloading dates of the slots for which they were assigned, according to the methods and within the deadlines set in the Technical Rules;
- in paragraph 53.3, provides that in the case in which the operator does not plan the landfill dates, as per the same article 53, the provisions of the regasification company in its regasification code and indicated in the Technical Rules apply. .
- in paragraph 53.4, GME shall notify the operators and the regasification company of the results of the post-session planning of the landfill dates referred to in paragraph 53.2 above, according to the procedures and within the time limits indicated in the Technical Rules.

2. Post-session planning of the unloading date

GME shall inform participants to proceed with the post-session planning of the unloading date following the notification by the regasification company of the related calendar of the unloading dates (hereinafter: opening of the ex-post planning phase). The notification shall be made by GME, for each participant awarding the auction, through the PAR information system and shall display the indication of the start date and end date of the period available to carry out the related scheduling.

All the awarding participants have ordinarily two working days to carry out the scheduling, indicating a preference order among all the available slots.

In terms of thermal year residual capacity allocation, it is clarified that the opening for the ex-post planning phase normally occurs, unless otherwise specified by the regasification undertaking of reference, in accordance with the following indications:

- At the end of the auction, the planning window relative to the trimester following that in which the auction took place is activated;
- Subsequently, for every month following the trimester mentioned in the previous paragraph, a new planning window is activated in a rolling way so that the planning may be carried out before the first working day of the third month previous the one which is subject of planning¹.

It is clarified that, in terms of thermal year residual capacity allocation, the order of preference of discharge dates is to be expressed with reference to each month forming the product for which the planning is possible.

At the expiry of this term (i.e. two working days), GME shall allocate to the participants awarding the capacity slots, applying, in order, the following priority criteria:

- for the pos-session planning relating to the annual and multi-annual capacity allocation:
 - highest allocation price of the allocated capacity²;
 - highest amount allocated;
 - time order according to which the participant has expressed his/her preference.

Please note that that:

- in the case of one or more offers having the same price³, priority is given to the participant with the highest amount allocated;
- if case of equal amount allocated, the time priority with which the participant has carried out the planning shall apply.

¹ For instance, in the event that on 1 October 2018 an auction was to take place for 2 thermal year residual capacity products, each formed of 1 slot for every month comprised in the period ranging from November 2018 to September 2019, the planning would be carried out according to the following modes:

- On 1 October 2018, the recipient operators would plan the two slots for November 2018, the two slots for December 2018 and the two slots for January 2019, indicating for each of said months the order of preference between the two slots.
- On 2 November, the operators would plan the two slots for February 2019; on the 3 December they would plan the two slots for March 2019 and so on up until the 3 June 2019 when the planning for September 2019 would come to an end, indicating for each of said months the order of preference between the two slots.

² For allocations relating to a thermal year carried out during the same auction, all offers shall necessarily have the same price. Therefore, the price priority between two or more allocations can be determined only for allocation relating to the same thermal year carried out during different auctions.

³ See note 1.

Obviously, the allocation of slots according to the terms indicated above takes into consideration only slots not yet allocated to participants who have submitted offers that have been given priority according to the aforementioned criteria.

- for the post-session planning relating to the allocation of capacity during the thermal year or to the thermal year residual capacity allocation:
 - highest offer price, respecting the order of preference indicated by the participant and considering only the slots not yet allocated to the participants who have submitted offers with the highest price.

Please note that, in the case of one or more offers having the same price, the time priority regarding the submission of the offer on which the planning was carried out shall apply.

In terms of thermal year residual capacity allocation, for planning windows relative to the months following the first trimester, price priority is applied and therefore potential planning made in advance does not ensure any priority.

If within the aforementioned deadline (i.e. two working days) the awarding participant has carried out a partial planning - or has indicated preferences for a slot number lower than those he/she awarded at the auction and/or the preferences indicated do not correspond to the slots still available – or, in case no planning is carried out, GME shall allocate to the default participant the first available slot among those not yet assigned.