

## TAX AND CUSTOMS REGULATIONS

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## 1) OBLIGATIONS OF THE TAX WAREHOUSEKEEPER

The reports, statements and/or tax or administrative fulfilments, to comply with current and future official provisions of the competent authorities, shall be the responsibility of the User, except for those for which the law requires otherwise.

In particular, the regulatory framework of the responsibilities and obligations of GNL Italia, in its capacity as tax warehousekeeper, includes the requirements set out below.

Delivery of the gas to GNL Italia by the User does not imply the transfer of ownership of that gas to the company itself, which stores the gas solely to provide the service.

### 1.1) Excise duties and regional additional tax

Excise duty is the tax that concerns the "gas" product: in particular, according to the provisions of Legislative Decree no. 504/95, the product is subject to tax at the time of its release for consumption, at a rate that depends on how it is to be used (civil, industrial, other uses). The parties which are normally required to pay the tax in question are those who sell the product directly to consumers or consumers who use dedicated infrastructure to transport their product.

GNL Italia is taxable only for its own internal consumption, i.e. for the gas required for the operation of the Terminal to provide the regasification service to Users.

### 1.2) Regional additional tax on methane gas

In relation to the consumption of gas for its own use, GNL Italia is not required to pay the above tax - required by Law No. 68 of 19 March 1993 that granted Regional Authorities the possibility of applying specific taxes in this field - since it is connected directly to the local distribution network, operational since October 2005.

### 1.3) Administrative documentation

The statutory provisions require the Regasification Company to carry out certain administrative tasks. In this regard, GNL Italia produces, stores and makes documentation available to the tax authorities for the appropriate inspections (measurement reports, loading and unloading register, etc.).

GNL Italia makes available to the competent Customs authority (La Spezia) the measurement reports, within the deadline and as required by the Ministry of Economy and Finance, to check that they match the customs declarations submitted by the individual Users.

### 1.4) Indirect Taxes - VAT

GNL Italia applies Value Added Tax (VAT) to the fees it invoices for the regasification service and for any ancillary and optional services, according to Italian and international laws.

## 2) GENERAL CONCEPTS

All procedures and operations related to the User's import of LNG are the User's responsibility.

All taxes, fees or charges applied in Italy on the LNG delivered by the User and/or LNG regasified by the Operator on behalf of the User, as well as on the delivery and redelivery thereof, shall be borne by the User that shall hold the Terminal Operator harmless from all liability in this regard.

The Terminal Operator shall also be entitled to claim from the User any and all tax and/or administrative charge incurred as the result of an incorrect, incomplete, omitted or delayed tax return, or one which should have been submitted by the User.

Should a delay in customs operations determine in delay in carrying out the next scheduled unloading, the User concerned shall fully bear the related charges set out herein.

Neither Party shall assume any responsibility or solidarity in relation to the tax obligations of the other party.