

Public consultation on the Regasification Code's amendment no 13¹

As part of the Open Season 2023, the Annual Subscription Procedure, in compliance with the provisions of the Regasification Code, in addition to the Available Capacity from 2029 to 2048, Adriatic LNG offers to Market Operators, the allocation of Incremental Capacity to be built, subject to conditions.

With the aim to offer the possibility of subscribing Incremental Capacity subject to conditions and the obtaining of the necessary permits referred to in Chapter II, article 2.4.2. lit. a) no. ii) of the Regasification Code, **Adriatic LNG proposes a consultation of 15 days limited to an amendment to Non-Foundation Capacity Agreement - Part IV, Annex (a) of the Regasification Code** to regulate specific Condition Subsequent and termination provisions applicable to the Incremental Capacity in the event that, after the conclusion of the Open Season 2023 and the allocation of Incremental Capacity, Adriatic LNG decides not to implement the Incremental Capacity, also taking into account the financial and technical conditions of the intervention for its realization.

In particular, the allocation of the Incremental Capacity to be built is subject to the following main terms and conditions:

- a) after the conclusion of the Open Season 2023, in case of allocation of Incremental Capacity and subscription of relevant capacity agreements, Adriatic LNG will decide whether to proceed with the possible realization of the Incremental Capacity or not, also considering the financial and technical conditions of the intervention, based on the best technical information currently available. Adriatic LNG will take this decision by end of August 2023 and, in any case, within 2 (two) months from the conclusion of the relevant Non-Foundation Capacity Agreement(s) related to the Incremental Capacity only.
- b) In the event of Company's decision - taking into account the economic and technical conditions of the intervention for its implementation - not to proceed with the realization of the Incremental Capacity, the Access Requests submitted and the following allocation of the Incremental Capacity would have no effect and the related Capacity Agreements would be considered terminated pursuant to article 1353 of the Civil Code, with retroactive effect and limited to the Incremental Capacity.

Adriatic LNG with Consultation no 13:

- Amend Non-Foundation Capacity Agreement - Part IV, Annex (a) of the Regasification Code with article 9: the Condition Subsequent to the Incremental Capacity

In consideration of (i) the limited amendment proposed to the Non-Foundation Capacity Agreement related to condition subsequent for allocation of Incremental Capacity, and (ii) the

¹ Unless otherwise defined, capital letter terms will have the meaning given in the Adriatic LNG Regasification Code.



timeframe within which, in any case, the Company must decide whether or not to build the Incremental Capacity, the duration of the public consultation process has been set of 15 days², by 8 of June 2023.

Dates and duration of the so-called Non-Binding and Binding phases will be defined and publish at the conclusion of the consultation process.

Please clarify if your response shall be treated confidential, the absence of any provision regarding the confidentiality of your response is deemed to be a consent to Adriatic LNG to make it public.

24/05/2023

² Adriatic LNG has requested an exception from the standard duration envisaged for the consultations, indicated in Chapter VI article 3.2 of the Regasification Code.