

Appendix No. 1 to the Transmission Network Code (hereinafter referred to as "TNC") - essential provisions of the gas transmission service contract.

This annex, pursuant to Article 9g item 5d of the Energy Law Act of April 10, 1997 (Journal of Laws of 2021, item 716, as amended) (hereinafter referred to as the "Energy Law Act"), sets forth the material provisions of the contract for the provision of gas transmission services, hereinafter referred to as the "Transmission Contract".

The subject matter of the Transmission Contract are services provided by the Transmission System Operator (hereinafter referred to as the "TSO") to the Shipper (hereinafter referred to as "System User"), jointly referred to as the Parties, which include:

- a) the right to use the transmission system for the allocated capacity (PP),
- b) transmission services of gaseous fuel in the transmission system in respect of transmission ability allocation (PZ),
- c) balancing the amount of gaseous fuel delivered to and off-taken from the transmission system.

By concluding the Transmission Contract, the Parties undertake to apply the currently binding TNC, the General Terms and Conditions of the Transmission Contract (hereinafter referred to as the "GTC") and the Tariff. The detailed obligations of the TSO and the System User are set forth in the provisions of the TNC, the GTC and the Tariff. By signing the Transmission Contract, the System User confirms that it is familiar with the contents of the currently effective TNC, GTC and Tariff. The currently binding TNC, GTC and Tariff are published by the TSO on the TSO's website. The introduction for application of the new content of the TNC and the Tariff shall take place pursuant to the procedure set forth in the Energy Law Act. The introduction of the new content of the GTC shall take place according to the procedure set out in the GTC.

The terms and abbreviations used in this document shall have the meaning given to them in the TNC.

Pursuant to Article 5(2)(2) of the Energy Law Act, the Essential Terms and Conditions of the Transmission Contract should be considered as:

1. Contracted capacity and the conditions for introducing changes to contracted capacity.

Offering the available capacity (contracted capacity) at the entry point to the transmission system (PWE) or exit point from the transmission system (PWY) shall take place on the basis of a capacity allocation (PP) and by the deadline specified therein. The conclusion or change of capacity allocation (PP) shall take place according to the procedure set forth in the TNC. The new capacity allocation (PP) accepted for implementation for a given PWE or PWY replaces the existing capacity allocation (PP) and shall be effective from the date specified therein.

The transmission services, i.e. transport of gaseous fuel by means of the transmission system and balancing, are commissioned to the TSO on the basis of the transmission ability allocation (PZ). The conclusion or change of the transmission ability allocation (PZ) shall take place according to the procedure set forth in the TNC. The new transmission ability allocation (PZ) accepted for implementation for a given entry point (PWE) or exit point (PWY) replaces the previous transmission ability allocation (PZ) and shall be effective from the date specified therein.

The provision of services by TSO commences on the date specified by TSO in the capacity allocation (PP) or the transmission ability allocation (PZ).

2. The quantity of gas transmission broken down by contractual periods as well as the place of gas delivery and offtake.

The quantity of gas transmission broken down by contractual periods as well as the place of gas delivery and offtake in the transmission system shall be specified in detail in the TNC.

3. Quality standards, technical parameters, conditions for ensuring reliability and continuity of gas fuel supply.

The quality and technical parameters of gaseous fuel as well as the conditions of ensuring reliability and continuity of gas supply, including discounts for failing to meet the quality standards of delivered gaseous fuel, are specified in the TNC and the Tariff.

4. The fee rates, the tariff group used in settlements and the conditions for introducing changes in these rates and tariff group and the method of conducting settlements.

The basis for the calculation of charges for the performance of the transmission contract as well as the conditions for introducing changes to the rates and tariff groups and the method of conducting settlements are set out in the Tariff, the TNC and the Ordinance of the Minister of Energy of 15 March 2018 on the detailed principles of shaping and calculating tariffs and settlements in the gas fuels trade (Journal of Laws of 2021, item 280).

5. Responsibility of the parties for breach of contract and the duration of the contract as well as the conditions for its termination.

The scope of responsibilities of the parties shall be specified in the TNC, the Tariff, the Transmission Contract and the GTC.

The Transmission Contract shall be concluded for an indefinite term.

The Transmission Contract shall be terminated in the cases specified in the GTC.