



TCSW Short Term BioLNG Services



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1 Interpretation

In this Terms and Conditions for the Subscription Window ("TCSW"):

- All references to a clause/section/paragraph, unless specified otherwise, are references to a clause/section/paragraph in this TCSW;
- All capitalized words and expressions used in this TCSW are to be interpreted according to the list of definitions in the LNG Access Code for the Zeebrugge LNG Terminal ("LNG Access Code"), unless specifically defined in this TCSW;
- The layout, heading and (sub)sections are only for the benefit of the reader and are inconsequential as regards the interpretation of content of this TCSW;
- The description of rules, conditions and provisions only relates to the LNG Services Offered via this TCSW;
- All dates and time are referred to as in Belgium local time.

2 Introduction

2.1 Scope

This TCSW defines the relation between the Terminal Operator and the Participant to the Subscription Window and the requirements for participating to the Subscription Window.

The object of this Subscription Window concerns Short Term BioLNG Capacities that will be available for the period between 01 January 2024 and ending on 31 December 2024 (Gas Days) according to the provisions in the LNG Access Code.

This Subscription Window will start on 01 January 2024 at 07:00h ("Opening Time") local time and comes to an end on 31 December 2024 at 17:00h ("Closing Time") local time.

For the purpose of this Subscription Window a request period ("Request Period") will be opened each beginning of the Month (as from the 1st January 2024) until the 3rd business day of that Month. Parties interested in submitting a Binding Request for Short Term BioLNG Capacity can do so during the monthly Request Period of this Subscription Window.

All requests for a Month received from Participants within the corresponding Request Period for a Month are binding (hereafter referred to as "Binding Requests"). Any request received by the Terminal Operator after the above-mentioned Request Period but still within the Month shall be allocated under the First Committed, First Served principle (if Short Term BioLNG Capacity is still available).

The Terminal Operator will allocate the Short Term BioLNG Capacities on a monthly basis related to this Subscription Window at the latest on the 5th business day of the Month.

2.2 Description of the Services Offered

The object of the Subscription Window (the "Offered LNG Services") consists of the monthly offering of the available Short Term BioLNG Capacity defined according to the provisions of section 3.10 of the Access Code.

Before the 5th business day of the Month the Terminal Operator will publish the available offer for the Short Term BioLNG Capacity for the Month.

For the avoidance of doubt, the Participant can send a Request for Short Term BioLNG Capacity as from the beginning of the Month, but the request will be capped (as the case may be) to the available offered Short Term BioLNG Capacity for the Month (as published by the Terminal Operator)

2.3 Requesting the Services

A binding request for Short Term BioLNG Capacity within a Request Period shall be requested by stating the maximum capacity ("Demand" in MWh/month (GCV)) by means of the Services Demand Form for LT and ST BioLNG Quantity (see SDF in schedule 1 of this TCSW). The minimum capacity for the Short Term BioLNG Capacity will be zero MWh by default.

Short Term BioLNG Capacity for a Month not allocated at the end of the Request Period for the corresponding Month will be offered on a First Committed, First Served basis until the start of the next Request Period.

Note that not submitting a maximum capacity results in a capacity request of zero (0) MWh/month.

	Request Period	Max Allocation Date
Jan	1 - 4/1/2024	8/1/2024
Feb	1 - 5/2/2024	7/2/2024
Mar	1 - 5/3/2024	7/3/2024
Apr	1 - 4/4/2024	8/4/2024
May	1 - 6/5/2024	8/5/2024
Jun	1 - 5/6/2024	7/6/2024
Jul	1 - 3/7/2024	5/7/2024
Aug	1 - 5/8/2024	7/8/2024
Sep	1 - 4/9/2024	6/9/2024
Oct	1 - 3/10/2024	7/10/2024
Nov	1 - 6/11/2024	8/11/2024
Dec	1 - 4/12/2024	6/12/2024

2.4 Tariff(s)

The applicable tariffs to the Services Offered through this Subscription Window are the Regulated Tariffs as published on the Terminal Operator's website:

[Fluxys LNG services tariffs](#)

3 Participating and submitting a Binding Request

For the avoidance of doubt, pursuant to the Code of Conduct, before becoming a Participant a party has to be a Terminal User. By submitting to Terminal Operator a duly completed and signed Binding Request, by means of the Services Demand Form for LT and ST BioLNG Quantity (SDF) to this Subscription Window, Terminal User becomes a Participant.

Only the latest request received from the Participant within the Request Period will be considered as Binding Request for the Month and must be received no later than on the 3rd business day of the Month.

The Binding Request shall be sent to the Terminal Operator by e-mail to info.LNG@fluxys.com. A web page is under development, as soon as it available a Binding Request can also be submitted via this page. More information on this process will be published on the Fluxys website under the Bio LNG page as soon as available and communicated to the market.

Other information or notices can also be sent per e-mail to: info.LNG@fluxys.com

Any notice pursuant to this article, shall be deemed effective (within the Opening Time and the Closing Time of the Subscription Window) on the date/time that such e-mail is delivered to recipient or the request done via the web page arrives in Terminal Operator's system. This will also be the case for the Request Periods.

3.1 Evaluation of the Binding Request

The Terminal Operator shall evaluate if the Binding Request of the Participant is in accordance with the rules as set out in this TCSW. Terminal Operator has the right to require an adapted Binding Request from the Participant, replacing the previous Binding Request in case of missing information received on the Binding Request before the end of the Request Period.

The Terminal Operator shall in no way be liable for any damages of whatsoever nature in the event the Terminal Operator does not accept the Binding Request of the Participant as a result of an incomplete Binding Request.

4 Allocation Process

4.1 Allocation Rules

The available Services under this Subscription Window between the Participants shall be allocated as follows (as defined in 2.2 of the LNG Access Code):

1. If the total requested capacity for a Month is less than or equal to the available capacity offered in the Request Period of this Subscription Window, each participant will be allocated the capacity requested.
2. If the total requested capacity for a Month is more than the available capacity offered in the Request Period of this Subscription Window, the available capacity will be allocated pro rata the requested capacities and the result is rounded down. If the requested capacity for a Participant is higher than the available capacity, the requested capacity from such Participant to calculate the pro rata will be limited to the available capacity. (as defined in 2.2)

Terminal Operator will inform each Participant about its allocation results no later than the 5th business day after the beginning of the Month, by e-mail to Participant of the binding request.

4.2 Performance of the Services Offered

The submission of a Binding Request (by means of an SDF) constitutes a legally binding offer on the part of the Participant which, for the Services allocated to the Terminal User pursuant to and in accordance with the TCSW, shall be a legally binding commitment on Participants' part, governed by the main conditions for LNG Services (LTA and the LNG Access code).

Terminal Operator shall only be considered to perform the LNG Services if Terminal Operator has executed the necessary Service Confirmation (as defined in LNG Access Code).

5 Other provisions

5.1 Representations and Warranties by the Participant

In addition to article 11 of the LTA, the Participant warrants and represents:

- It determines independently its participation in the Subscription Window, without any contact with a competitor as to the frequency and the level of its Binding Request. The Participant is aware of the obligations set by article 101 of the Treaty on the functioning of the European Union, article 2 of the Belgian loi sur la protection de la concurrence économique / Wet tot bescherming van de economische mededinging;
- It has not already sold, even on a conditional basis, the capacity which is being awarded through the Subscription Window; and
- The Participant will only submit a Binding Request for capacity pursuant to a bona fide estimate of Participant's actual needs. The Participant will not engage in hoarding behaviour.

5.2 Languages

All communications pertaining to the Subscription Window shall be in the English language only. The convention used for writing numbers in this TCSW is that the point is used to indicate multiples of a thousand and the comma as the decimal point.

5.3 Governing Law and disputes

For the avoidance of doubt, article 6 of the LTA is applicable.

Schedule 1:

SDF for offered LNG Services requested by Terminal User



SERVICES DEMAND FORM FOR LT AND ST BIOLNG QUANTITY

1. Client

Company Name :

2. Demand for monthly BioLNG quantity

Demand for BioLNG quantity		Month	Year	Demand MWh / month (GCV)	
	Long Term	Select Month	2024		<i>only if you have long term capacity</i>
Short Term	Select Month	2024		<i>maximum capacity</i>	

To be sent by electronic mail to:
info.lng@fluxys.com

Signing Date:

Name :

Position:

Signature:

By signing this Demand Form, Client acknowledges and accepts all the provisions of the applicable regulated contractual documents and the Terms and Conditions for the corresponding Subscription Window for BioLNG services at the Zeebrugge LNG Terminal and the corresponding ISCC allotment rules related to the service.

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