



**TARIFF NO. 13**  
**FOR THE DISTRIBUTION SERVICES of GASEOUS FUELS**

The English version is provided for information purpose only. If any discrepancy arises between the translation and the Polish original, the Polish original shall prevail.

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## 1. GENERAL PROVISIONS

1.1. This Tariff has been developed by the energy company - Polska Spółka Gazownictwa sp. z o.o. based in Tarnów, hereinafter referred to as the "Operator", particularly taking into account the provisions of:

- a) Act of April 10, 1997 - Energy Law (Journal of Laws of 2024, item 266, as amended),
- b) act of February 16, 2007 on stocks of crude oil, petroleum products and natural gas and the rules of conduct in situations of a threat to the state's fuel security and disruptions on the crude oil market (Journal of Laws No. of 2024, item 281),
- c) regulation of the Minister of Energy of March 15, 2018 on the detailed principles of making and calculating tariffs and billing for gaseous fuel trading (Journal of Laws of 2021, item 280, as amended),
- d) regulation of the Minister of Economy of 2 July 2010 on detailed conditions for the operation of the gas system (Journal of Laws of 2018, item 1158, as amended),
- e) regulation of the Council of Ministers of February 17, 2021 on the manner and procedure for introducing restrictions on natural gas consumption (Journal of Laws of 2021, item 549).

1.2. The tariff defines:

- a) the tariff groups and detailed criteria for qualifying Customers to these groups,
- b) the fee rates for the provision of gaseous fuels distribution services, hereinafter referred to as "distribution fee rates" and the principles of billing the provision of said services,
- c) the method of determining fees for connecting to the high pressure network and the rates of fees for connecting to the increased-medium, medium and low pressure networks,
- d) the discounts for failure to meet the quality standards of customer service,
- e) the method of determining discounts for failure to meet the quality parameters of gaseous fuels,
- f) the fee rates for the suspension of the supply of gaseous fuels, if the suspension of such supply was caused by the reasons referred to in Article 6b of the act referred to in item 1.1. point a),
- g) the method of determining the fee for:
  - exceeding the contractual capacity,
  - illegal collection of gaseous fuel,
  - non-compliance with the restrictions introduced,

- h) the method of determining discounts due to introduced restrictions or interruptions in the supply of gaseous fuels,
  - i) the method of determining fees and rates of fees for services performed at the Customer's additional request,
  - j) the billing rules for the provision of Distribution Services on the basis of the short-term agreement,
  - k) the billing rules for the provision of Distribution Services on an interruptible basis,
  - l) the principles of billing for the provision of Virtual reverse distribution services,
  - m) the billing rules for the provision of Distribution Services on the basis of the Commissioning Agreement,
  - n) the billing rules for the provision of Distribution Services related to the specific conditions of their provision.
- 1.3. The Customer having places of receipt in different tariff areas is billed in accordance with the rates specified for the area appropriate for the reception point. The list of local government bodies covered by individual tariff areas is included in Chapter 3 of the Tariff.
- 1.4. The tariff specifies the following tariff areas:
- a) Gdańsk tariff area,
  - b) Poznań tariff area,
  - c) Tarnów tariff area,
  - d) Warsaw tariff area,
  - e) Wrocław tariff area,
  - f) Zabrze tariff area,
- 1.5. The rates of distribution fees included in the Tariff have been established for the quality standards specified in the regulation referred to in item 1.1. point d). Whereas the rates for connection to the network have been established for standard network components specified in the regulation referred to in item 1.1. point c).
- 1.6. The rates and fees included in the Tariff do not include value added tax (VAT). For them, the value added tax is calculated in accordance with the applicable provisions of tax law.
- 1.7. Readings of the Metering and billing systems for all tariff groups are made with an accuracy up to 1 m<sup>3</sup>. If the measurement of gaseous fuel takes place at an overpressure not exceeding 2.5 kPa, then for billing purposes, 1 m<sup>3</sup> of gaseous fuel read on the Metering and billing system corresponds to 1 m<sup>3</sup> under normal conditions, unless devices are fitted to convert the indicated gas consumption

from metering conditions to normal conditions. Contracted capacity is ordered with an accuracy up to 1 kWh/h.

- 1.8. In case of provision of Distribution Services under the concluded Commissioning Agreement or the Agreement related to specific terms of the provision of said services, the billing rules set out in Chapters 15 or 16 shall apply accordingly.
- 1.9. Billing in energy units [kWh] for services provided is made on the basis of the product of the quantity of distributed gaseous fuel, presented in volume units [m<sup>3</sup>] and the conversion rate [kWh/m<sup>3</sup>]. The amount of gaseous fuel expressed in energy units is rounded to the nearest 1 kWh.
- 1.10. The conversion rate is the combustion heat value of gaseous fuel for the billing period expressed in [kWh/m<sup>3</sup>]. The conversion rate is determined in accordance with item 5.3.5. and item 5.3.6.
- 1.11. Connection power (with the exception of provisions in Chapter 11) and metrological range of the Metering and billing system expressed in volume units [m<sup>3</sup>/h] are converted for the purposes of this Tariff into energy units [kWh/h] using the conversion rate specified in item 1.10. corresponding to the gross calorific value, respectively:
  - for high-methane gas, group E - 10.972 kWh/m<sup>3</sup>,
  - for nitrogen-rich gas, group L, subgroup Lw - 9,111 kWh/m<sup>3</sup>;
  - for nitrogen-rich gas, group L, subgroup Ls - 8,000 kWh/m<sup>3</sup>,
  - for coke oven gas - 5.417 kWh/m<sup>3</sup>

rounded up to 1 kWh/h.

- 1.12. Whenever this Tariff refers to the amount of gaseous fuel and the contracted capacity, it should be understood as the amount of energy contained in the gaseous fuel expressed in [kWh] and power expressed in [kWh/h], with the exception of item 2.20., item 2.31., item 4.3., in the scope related to qualification to tariff groups of Customers with a contracted capacity not exceeding 110 kWh/h, item 4.4, item 4.5., item 4.6., item 4.122. and chapter 11.
- 1.13. Whenever this Tariff refers to a tariff group without a tariff area identifier ("\_GD", "\_PO", "\_TA", "\_WA", "\_WR", "\_ZA"), it should be understood as given tariff groups in all tariff areas and tariff groups with the discriminator "K\_PO", "K\_TA" in Tarnów and Poznań tariff area for high-methane gas E and the Poznań ("\_PO", "K\_PO") and Wrocław ("\_WR", "K\_WR") tariff areas for Lw and Ls nitrogen-rich gases. Tariff groups containing the discriminant "K" apply only to customers referred to in point 6.3.

## 2. DEFINITIONS

- 2.1. **Gaseous fuel reference price** - the weighted average purchase price of gaseous fuel by the Operator, published on its website, in the month preceding the month in which that price will apply, determined separately for: high-methane gas (group E), nitrogen-rich gas (group L, subgroups Lw and Ls) <https://www.psgaz.pl/przydatne-dokumenty-i-cenniki>.
- 2.2. **Combustion heat value [298.15 K, 101.325 kPa, V (273.15 K, 101.325kPa)]** - the amount of energy that would be released in the form of heat as a result of complete combustion of 1 m<sup>3</sup> of gaseous fuel in the air under normal conditions, if the reaction took place under a constant absolute pressure of 101.325 kPa, and all combustion products, except water, were in a gaseous state, water vapour formed in the combustion process condensed and all combustion products (both gaseous products and liquid water) were brought to the same temperature as substrates (25°C).
- 2.3. **Gas consumption characteristics** - specified in an Agreement or actual amounts specifying in particular:
- a) annual amount of gas taken and its uneven consumption over time,
  - b) hourly power or daily amount of gaseous fuel received,
  - c) pressure at a reception point.
- 2.4. **Gas Day** - the period from 06:00 on a given day to 06:00 on the next day.
- 2.5. **Gas installation** - a system of pipes downstream of the main valve, led outside or inside the building, along with fittings and other equipment, as well as devices for measuring gas consumption, gas devices and exhaust or air-exhaust pipes, if they are part of the gas devices' equipment.
- 2.6. **DNC** - the applicable Distribution Network Code, developed by the Operator and approved by the President of the ERO.
- 2.7. **Cubic meter in standard conditions (m<sup>3</sup>)** - the amount of dry gaseous fuel contained in a volume of 1 m<sup>3</sup>, at a pressure of 101.325 kPa and a temperature of 273.15K (0°C).
- 2.8. **Reception point** – specified in an Agreement reception point of gaseous fuel from the Distribution System in which settlement of the Distribution Service takes place. The reception point specified in the Tariff corresponds to the output point defined in the DNC.
- 2.9. **Gas Month** - the period from 06:00 on the first day of a given month to 06:00 on the first day of the following month.
- 2.10. **Connection capacity** - the scheduled maximum hourly capacity to supply or receive gaseous fuel, used to design the Connection to the gas network, specified in a connection agreement to the network.
- 2.11. **Contracted capacity** - the maximum amount of gaseous fuel that can be taken per hour, as specified in an Agreement for a given Gas Year in the case of an

Agreement concluded for an indefinite period or an Agreement concluded for a period of at least one year, or the maximum amount of gaseous fuel that can be taken per hour, as specified in a Short-Term Agreement.

- 2.12. **Interruptible contracted capacity** - contracted capacity specified in an Agreement or a Comprehensive Agreement that may be restricted on the terms set out in Chapter 13 of the Tariff, DNC or an Agreement or a Comprehensive Agreement.
- 2.13. **Customer** - anyone who receives or takes gaseous fuel from the Operator's distribution network under an Agreement or a Comprehensive Agreement. In case of receiving or collecting gaseous fuel on the basis of an Agreement, the provisions of the DNC regarding the Distribution Service Customer (ZUD) shall apply to the Customer.
- 2.14. **Reading** - the actual reading of the indicator of a meter device made in the manner specified in the DNC, allowing the identification of the date of its making and the data of the Metering and billing system, expressed in [m<sup>3</sup>].
- 2.15. **Qualification readout** - reading of Metering and billing systems from tariff groups W-1.1 to W-4, Lw-1.1 to Lw-4 and Ls-1.1 to Ls-4 made on the date when the Metering and billing systems are read at the Customers' from tariff groups in a given area with one reading per year.
- 2.16. **ORCS** – combustion heat value billing area. The territorial scope of ORCS is published on the Operator's website <https://mapa.psgaz.pl>.
- 2.17. **Billing period** - the interval specified in the Tariff and the Agreement, which is the grounds for billing the distribution services provided. For the purposes of making adjustments, the last Billing Period corresponds to the period between last Metering and billing System Reading and the reading immediately preceding it.
- 2.18. **Prepayment Metering and billing system** – a Metering and billing system as defined in paragraph 2.24 below, measuring the pre-paid volume or quantity of gaseous fuel and automatically suspending the supply of gaseous fuel when the entire paid volume of gaseous fuel has been received.
- 2.19. **Connection to the gas network** - a section of the network from the supply gas pipeline to the cut-off fittings used to connect the connected entity's devices or systems to the gas network.
- 2.20. **Gas point** - a gas assembly at the connection used to reduce pressure, measure the amount of gaseous fuel with a stream of flowing gas up to 60 m<sup>3</sup>/h inclusive and maximum operating pressure (MOP) at the inlet up to and including 0.5 MPa.
- 2.21. **Gas Year** - the period from 06:00 on October 1 of the previous year to 06:00 on October 1 of the current year. For tariff groups from W-1.1 to W-4, from Lw-1.1 to Lw-4 and from Ls-1.1 to Ls-4, it corresponds to the period of 12 consecutive Gas Months, starting on the first day of the Gas Month following the qualifying reading; the next Gas Year corresponds to the period of further 12 Gas Months.

- 2.22. **Distribution network** - high, increased medium, medium, and low pressure gas network, excluding mining and direct gas pipelines, for which the Operator is responsible.
- 2.23. **Distribution system** – Distribution networks as well as the devices and systems connected to them cooperating with the Distribution network.
- 2.24. **Metering and billing system** – metering and billing devices and other measuring devices, as well as connection systems between them, used directly or indirectly to measure the quantities of gaseous fuel taken or delivered to the Distribution Network and to billing the gaseous fuel, in particular gas meters.
- 2.25. **Agreement** - an agreement concluded between the Operator and a Customer for the provision of distribution services. The provisions of this Tariff regarding an Agreement are the same as the provisions concerning the PZD (Single Distribution Order) specified in the DNC.
- 2.26. **Comprehensive agreement** - an agreement concluded between a Customer and an energy company operating in the field of trading in gaseous fuel, covering the provisions of a sales agreement and agreements for the provision of distribution services.
- 2.27. **Short-term agreement** - An agreement concluded for a period shorter than one year. The provisions of this Tariff concerning a short-term agreement are the same as the provisions concerning a short-term PZD specified in the DNC.
- 2.28. **Commissioning agreement** - Agreement concluded for a period of technological start-up for a new or modernized reception point. The provisions of this Tariff concerning a Commissioning Agreement are the same as the provisions concerning a PZD for the technological start-up period, as specified in the DNC.
- 2.29. **Connection Agreement** - An agreement specifying the rights and obligations of the parties in the process of connecting to the distribution network.
- 2.30. **Distribution service** - a service provided by the Operator, consisting in the transport of gaseous fuel through the Distribution Network.
- 2.31. **Gas assembly at the connection point** - a system constituting a set of devices for pressure reduction and measurement of the amount of gaseous fuel with a stream up to 200 m<sup>3</sup>/h, with a maximum operating pressure (MOP) at the inlet above 0.5 MPa up to and including 1.6 MPa, or with a gas fuel stream up to 300 m<sup>3</sup>/h and maximum operating pressure (MOP) at the inlet up to and including 0.5 MPa.
- 2.32. Other terms used in the Tariff, not defined in this chapter, are consistent with the definitions set out in the laws and regulations referred to in item 1.1. and the DNC.

### 3. LIST OF LOCAL GOVERNMENT BODIES IN INDIVIDUAL TARIFF AREAS

#### 3.1. Gdańsk tariff area:

- 1) Pomeranian Province\*),
- 2) Kuyavian-Pomeranian Province,
- 3) poviats and municipalities of the Warmian-Masurian Province:
  - a) poviats: Elbląg, Braniewo, Nowe Miasto Lubawskie, Bartoszyce, Lidzbark, Kętrzyn, Olsztyn, Iława, Szczytno, Ostróda, Nidzica,
  - b) municipalities: Mrągowo, Sorkwity, Piecki (Mrągowo powiat), Mikołajki\*), Giżycko\*), Ryn\*), Węgorzewo\*),
- 4) municipalities of Sławno and Postomino in the West Pomeranian Province,
- 5) municipalities Wieczfnia Kościelna\*) in the Masovian Province.

\*) Municipalities: Czarne (Człuchów powiat), Mikołajki, Giżycko, Ryn, Węgorzewo and Wieczfnia Kościelna covered by more than one tariff area. The customer owning the place of collection in these municipalities is billed according to the rates specified for the area appropriate for the place of collection, as indicated in the connection conditions issued.

#### 3.2. Poznań tariff area:

- 1) Greater Poland province\*) with the exception of Zbąszyń municipality (Nowy Tomyśl powiat) and Siedlce municipality (Wolsztyn powiat),
- 2) Western Pomeranian Province\*) with the exception of municipalities: Postomino and Sławno (Sławno powiat),
- 3) poviats and municipalities of the Lubuskie Province:
  - a) poviats: Gorzów, Strzelce-Drezdenko, Słubice (with the exception of the municipality of Cybinka), Sulęcín (with the exception of the municipality of Torzym), Międzyrzecz,
  - b) Wschowa and Szlichtyngowa municipalities (Wschowa powiat),
- 4) poviats and municipalities of the Łódź Province:
  - a) Wieruszów powiat (with the exception of the Lututów municipality),
  - b) the municipality of Uniejów\*) (Poddębice powiat), Świnice Wareckie and Grabów (Łęczyca powiat),
- 5) poviats and municipalities of the Lower Silesian Province:
  - a) poviats: Górow, Głogów\*), Polkowice\*),
  - b) municipalities: Syców, Międzybórz, Dziadowa Kłoda (Oleśnica powiat), Cieszków (Milicz powiat)\*),
- 6) municipality of Czarne (Człuchów powiat) in the Pomeranian province\*).

\*) Municipalities: Uniejów (Poddębice powiat), Czarne (Człuchów powiat), Cieszków (Milicz powiat) and Wolsztyn, as well as Głogów and Polkowice poviats covered by more

than one tariff area. The customer owning the place of collection in these municipalities and poviats is billed according to the rates specified for the area appropriate for the place of collection, as indicated in the connection conditions issued.

### 3.3. Tarnów tariff area:

- 1) Podkarpackie Province,
- 2) Świętokrzyskie Province\*) with the exception of municipalities: Gowarczów, Fałków (Końskie powiat), Kluczewsko, Secemin, Radków, Moskorzew (Włoszczowa powiat),
- 3) Lubelskie province with the exception of the Łuków and Biała poviats and with the exception of the following municipalities: Kłoczew (Ryki powiat), Hanna (Włodawa powiat), Kąkolewnica Wschodnia, Komarówka Podlaska, Ulan Majorat, Radzyń Podlaski, Wohyń, Czemierniki (Radzyń powiat), Milanów, Jabłoń, Podedwórze, Parczew, Siemień, Dębowa Kłoda (Parczew powiat),
- 4) Lesser Poland province\*) with the exception of the Oświęcim powiat and the following municipalities: Wolbrom, Klucze, Olkusz, Bolesław, Sławków, Bukowno (Olkusz powiat), Trzebinia, Libiąż, Chrzanów (Chrzanów powiat), Wieprz, Andrychów, Wadowice, Tomice, Spytkowice, Brzeźnica, Stryków, Mucharz (Wadowice powiat), Sucha Beskidzka, Zembrzyce, Budzów, Maków Podhalański, Zawoja and Stryżawa (Sucha Beskidzka powiat).

\*) Municipalities of the Lesser Poland province: Trzyciąż, Babice, Kalwaria Zebrzydowska, Lanckorona, Gołcza, Charsznica, and Świętokrzyskie province: Mirzec, Brody, Skarżysko-Kamienna, Skarżysko Kościelne covered by more than one tariff area. The customer owning the place of collection in these municipalities is billed according to the rates specified for the area appropriate for the place of collection, as indicated in the connection conditions issued.

### 3.4. Warsaw tariff area:

- 1) Masovian province\*),
- 2) Podlaskie Province,
- 3) poviats and municipalities of the Warmian-Masurian Province:
  - a) poviats: Działdowo, Elk, Giżycko, Gołdap, Olecko, Pisz, Węgorzewo,
  - b) Mikołajki Municipality (Mrągowo Powiat)\*),
- 4) Łódzkie Province\*) with the exception of municipalities: Grabów, Świnice Warckie (Łęczyce powiat), Nowa Brzeźnica, Pajęczno, Strzelce Wielkie (Pajęczno powiat), Gidle, Żytno (Radomsko powiat), Bolesławiec, Czastary, Galewice, Lubnice, Sokolniki, Wieruszów (Wieruszów powiat),
- 5) poviats and municipalities of the Lubelskie Province:
  - a) poviats: Biała Podlaska powiat, city of Biała Podlaska, Łuków, Parczew with the exception of the municipality of Sosnowica, Radzyń with the exception of the municipality of Borki,
  - b) municipalities: Kłoczew (Ryki powiat), Hanna (Włodawa powiat),

- 6) municipalities of the Świętokrzyskie Province: Fałków, Gowarczów (końskie powiat), Kluczewsko (włoszczowa powiat), Mirzec\*), Brody\*) (Starachowice powiat), Skarżysko-Kamienna\*), Skarżysko Kościelne\*) (Skarżysko-Kamienna powiat).

\*) Municipalities of the Warmian-Masurian Province: Mikołajki, Giżycko, Ryn, Węgorzewo, Świętokrzyskie Province: Mirzec, Brody, Skarżysko-Kamienna, Skarżysko Kościelne and the municipalities of Uniejów (Łódź Province) and Wieczfnia Kościelna (Masovian Province) covered by more than one tariff area. The customer owning the place of collection in these municipalities is billed according to the rates specified for the area appropriate for the place of collection, as indicated in the connection conditions issued.

### 3.5. Wrocław tariff area:

- 1) Lower Silesian Province\*) with the exception of municipalities: Dziadowa Kłoda, Międzybórz, Syców (Oleśnica powiat) and with the exception of the Góra Powiat,
- 2) municipalities of the Greater Poland Province: Zbąszyń (Nowy Tomyśl powiat), Siedlce, Wolsztyn\*) (Wolsztyn powiat),
- 3) poviats and municipalities of the Lubuskie Province:
  - a) poviats: Krośnieński, Świebodzin, Zielona Góra, Żagań, Żary, Nowa Sól, Wschowa with the exception of the following municipalities: Wschowa and Szlichtyngowa,
  - b) municipalities of Cybinka (Ślubice powiat), Torzym (Sulęcín powiat).

\*) The municipalities of Wolsztyn and Cieszków and the Głogów and Polkowice poviats covered by more than one tariff area. The customer owning the place of collection in these municipalities and poviats is billed according to the rates specified for the area appropriate for the place of collection, as indicated in the connection conditions issued.

### 3.6. Zabrze tariff area:

- 1) Silesian Province,
- 2) Opole province,
- 3) municipalities of the Łódź Province: Nowa Brzeźnica, Pajęczno, Strzelce Wielkie (Pajęczno powiat) as well as Gidle and Żytno (Radomsko powiat),
- 4) poviats and municipalities of the Lesser Poland Province:
  - a) poviats: Olkusz\*), Oświęcim and Wadowice\*),
  - b) municipalities: Babice\*), Chrzanów, Libiąż, Trzebinia (Chrzanów powiat), Charsznica\*), Gołcza\*) (Miechów powiat), Budzów, Zembrzyce, Stryszawa, Sucha Beskidzka, Maków Podhalański, Zawoja (Sucha powiat),
- 5) municipalities of the Świętokrzyskie Province: Moskorzew, Radków, Secemin (Włoszczowa powiat).

\*) Municipalities of the Lesser Poland Province: Trzyciąż, Babice, Kalwaria Zebrzydowska, Lanckorona, Gołcza, Charsznica covered by more than one tariff area. The customer owning the place of collection in these municipalities is billed according to the rates specified for the area appropriate for the place of collection, as indicated in the connection conditions issued.

#### 4. QUALIFICATION FOR TARIFF GROUPS

4.1. A Customer is billed for the distribution services provided according to the distribution fee rates appropriate for the tariff groups they have been classified to. Classification to a tariff group is made separately for each reception point based on the following criteria:

- a) type of gaseous fuel,
- b) gaseous fuel pressure at the place of its reception
- c) Contracted power, subject to item 4.2.,
- d) annual amount of gas taken,
- e) consumption characteristics determined by the uneven consumption index,
- f) number of Metering and billing system readings per Gas Year,
- g) the number of Agreements based on which gas is collected at a given reception point, subject to item 4.2.,
- h) collection of gaseous fuels using the Prepayment Metering and billing System.

4.2. Customers of high-methane natural gas E or nitrogen-rich natural gas Lw or Ls for whom the following criteria are met at a given reception point:

- a) there are at least 2 Agreements concluded at this reception point and none of them applies to a Contracted Capacity lower than 111 kWh/h,
- b) each Agreement is concluded for a period of not less than one Gas Month or a multiple thereof, or in case of Agreements concluded for a period shorter than one Gas Month, each of them is concluded for identical periods of equal duration,
- c) none of the Agreements concerns the specific conditions for the provision of distribution services, billed in accordance with Chapter 16 of the Tariff,

qualifies to the tariff group with index 2, wherein the contracted capacity being the criterion for qualifying to a tariff group is the sum of capacity under individual Agreements.

4.3. Based on the criteria set out in items 4.1. and 4.2., the following tariff groups are established for Customers connected to the Distribution Network:

##### 4.3.1. for distributed high-methane natural gas E

| Tariff group                                                                 | Contracted power<br>b [kWh/h] | Annual amount of<br>gas taken<br>a [m <sup>3</sup> /year] | Uneven<br>consumption<br>index [c] | Number of<br>Metering and<br>billing system<br>readings<br>per year |
|------------------------------------------------------------------------------|-------------------------------|-----------------------------------------------------------|------------------------------------|---------------------------------------------------------------------|
| Gaseous fuel pressure at the place of its receipt is not higher than 0.5 MPa |                               |                                                           |                                    |                                                                     |
| W – 0                                                                        | b ≤ 110                       | regardless of the<br>Annual quantity                      | -                                  | -                                                                   |
| W – 1.1                                                                      |                               | a ≤ 300                                                   | -                                  | 1                                                                   |

|                                                                          |                       |                 |           |                   |
|--------------------------------------------------------------------------|-----------------------|-----------------|-----------|-------------------|
| W – 1.2                                                                  |                       |                 |           | 2                 |
| W – 2.1                                                                  |                       | 300 < a ≤ 1,200 | -         | 1                 |
| W – 2.2                                                                  |                       |                 |           | 2                 |
| W – 3.6                                                                  |                       |                 |           | 1,200 < a ≤ 8,000 |
| W – 3.9                                                                  |                       | 9.              |           |                   |
| W – 4                                                                    |                       | a > 8,000       | -         | 12.               |
| W – 5.1                                                                  | 110 < b ≤ 710         | -               | -         | 12.               |
| W – 5.2                                                                  |                       |                 |           |                   |
| W – 6A.1_GD                                                              | 710 < b ≤ 6,580       | -               | c ≤ 0.571 | 12.               |
| W – 6A.2                                                                 |                       |                 |           |                   |
| W – 6B.1                                                                 | 710 < b ≤ 6,580       | -               | c > 0.571 | 12.               |
| W – 6B.2                                                                 |                       |                 |           |                   |
| W – 7A.1                                                                 | 6,580 < b ≤ 54,860    | -               | c ≤ 0.571 | 12.               |
| W – 7A.2                                                                 |                       |                 |           |                   |
| W – 7B.1                                                                 | 6,580 < b ≤ 54,860    | -               | c > 0.571 | 12.               |
| W – 7B.2                                                                 |                       |                 |           |                   |
| W – 8s.1                                                                 | b > 54,860            | -               | -         | 12.               |
| W – 8s.2                                                                 |                       |                 |           |                   |
| Gaseous fuel pressure at the place of its receipt is higher than 0.5 MPa |                       |                 |           |                   |
| W – 8.1                                                                  | b ≤ 16,460            | -               | -         | 12.               |
| W – 8.2                                                                  |                       |                 |           |                   |
| W – 9.1                                                                  | 16,460 < b ≤ 36,210   | -               | -         | 12.               |
| W – 9.2                                                                  |                       |                 |           |                   |
| W – 10.1                                                                 | 36,210 < b ≤ 109,720  | -               | -         | 12.               |
| W – 10.2                                                                 |                       |                 |           |                   |
| W – 11.1                                                                 | 109,720 < b ≤ 274,300 | -               | -         | 12.               |
| W – 11.2                                                                 |                       |                 |           |                   |
| W – 12.1                                                                 | 274,300 < b ≤ 713,180 | -               | -         | 12.               |
| W – 12.2                                                                 |                       |                 |           |                   |
| W – 13.1                                                                 | b > 713,180           | -               | -         | 12.               |
| W – 13.2                                                                 |                       |                 |           |                   |

## 4.3.2. for distributed nitrogen-rich gases:

## a) for nitrogen-rich natural gas Lw

| Tariff group                                                                 | Contracted power<br>b [kWh/h] | Annual amount of<br>gas taken<br>a [m <sup>3</sup> /year] | Uneven<br>consumption<br>index [c] | Number of<br>Metering and<br>billing system<br>readings<br>per year |
|------------------------------------------------------------------------------|-------------------------------|-----------------------------------------------------------|------------------------------------|---------------------------------------------------------------------|
| Gaseous fuel pressure at the place of its receipt is not higher than 0.5 MPa |                               |                                                           |                                    |                                                                     |
| Lw – 0                                                                       | $b \leq 110$                  | regardless of the<br>Annual quantity                      | -                                  | -                                                                   |
| Lw – 1.1                                                                     |                               | $a \leq 400$                                              | -                                  | 1                                                                   |

|                                                                          |                          |                      |                |     |
|--------------------------------------------------------------------------|--------------------------|----------------------|----------------|-----|
| Lw – 1.2                                                                 |                          | $400 < a \leq 1,600$ | -              | 2   |
| Lw – 2.1                                                                 |                          |                      |                | 1   |
| Lw – 2.2                                                                 |                          |                      |                | 2   |
| Lw – 3.6                                                                 |                          |                      |                | 6.  |
| Lw – 3.9                                                                 |                          |                      |                | 9.  |
| Lw – 4                                                                   |                          |                      |                | 12. |
| Lw – 5.1                                                                 | $110 < b \leq 590$       | -                    | -              | 12. |
| Lw – 5.2                                                                 |                          |                      |                |     |
| Lw – 6.1                                                                 | $590 < b \leq 7,290$     | -                    | -              | 12. |
| Lw – 6.2                                                                 |                          |                      |                |     |
| Lw – 7A.1                                                                | $b > 7290$               | -                    | $c \leq 0.571$ | 12. |
| Lw – 7A.2                                                                |                          |                      |                |     |
| Lw – 7B.1                                                                | $b > 7290$               | -                    | $c > 0.571$    | 12. |
| Lw – 7B.2                                                                |                          |                      |                |     |
| Gaseous fuel pressure at the place of its receipt is higher than 0.5 MPa |                          |                      |                |     |
| Lw – 8.1                                                                 | $110 < b \leq 16,400$    | -                    | -              | 12. |
| Lw – 8.2                                                                 |                          |                      |                |     |
| Lw – 9.1                                                                 | $16,400 < b \leq 91,110$ | -                    | -              | 12. |
| Lw – 9.2                                                                 |                          |                      |                |     |
| Lw – 10.1                                                                | $b > 91,110$             | -                    | -              | 12. |
| Lw – 10.2                                                                |                          |                      |                |     |

## b) for nitrogen-rich natural gas Ls

| Tariff group                                          | Contracted power<br>b [kWh/h] | Annual amount of<br>gas taken<br>a [m <sup>3</sup> /year] | Uneven<br>consumption<br>index [c] | Number of<br>Metering and<br>billing system<br>readings<br>per year |
|-------------------------------------------------------|-------------------------------|-----------------------------------------------------------|------------------------------------|---------------------------------------------------------------------|
| Regardless of the gas pressure at the reception point |                               |                                                           |                                    |                                                                     |
| Ls – 0                                                | $b \leq 110$                  | regardless of the<br>Annual quantity                      | -                                  | -                                                                   |
| Ls – 1.1                                              |                               | $a \leq 400$                                              | -                                  | 1                                                                   |
| Ls – 1.2                                              |                               |                                                           |                                    | 2                                                                   |
| Ls – 2.1                                              |                               | $400 < a \leq 1,600$                                      | -                                  | 1                                                                   |
| Ls – 2.2                                              |                               |                                                           |                                    | 2                                                                   |
| Ls – 3.6                                              |                               | $1,600 < a \leq 10,650$                                   | -                                  | 6.                                                                  |
| Ls – 3.9                                              |                               |                                                           |                                    | 9.                                                                  |
| Ls – 4                                                |                               | $a > 10,650$                                              | -                                  | 12.                                                                 |
| Ls – 5.1                                              | $110 < b \leq 520$            | -                                                         | -                                  | 12.                                                                 |
| Ls – 5.2                                              |                               |                                                           |                                    |                                                                     |
| Ls – 6.1                                              | $520 < b \leq 6,400$          | -                                                         | -                                  | 12.                                                                 |
| Ls – 6.2                                              |                               |                                                           |                                    |                                                                     |
| Ls – 7.1                                              | $b > 6400$                    | -                                                         | -                                  | 12.                                                                 |
| Ls – 7.2                                              |                               |                                                           |                                    |                                                                     |

## 4.3.3. for distributed coke oven gas K

| Tariff group | Contracted power<br>b [kWh/h] |
|--------------|-------------------------------|
| K – 8        | $b \leq 35,750$               |
| K – 9        | $35,750 < b \leq 108,340$     |
| K – 10       | $b > 108,340$                 |

## 4.3.4. W-0, Lw-0 and Ls-0 for Customers with Prepayment Metering and billing systems.

4.4. The annual amount of gaseous fuel taken, which for a given Gas Year is the qualification criterion for the groups W-1.1 to W-4, Lw-1.1 to Lw-4 and Ls-1.1 to Ls-4, is defined as follows:

- a) in the case when gaseous fuel was supplied for at least 365 days before the day on which the Qualifying Readout was performed - the amount of gaseous fuel (as expressed in  $m^3$ ) determined in accordance with item 4.5.,
- b) if the gaseous fuel was supplied for less than 365 days, but at least for 240 days before the day on which the Qualifying Reading was performed - the product of 365 days and the average daily consumption of gaseous fuel (expressed in  $m^3$ ) during the period of its delivery, taking into account the characteristics of gaseous fuel consumption,
- c) if the gaseous fuel was supplied for less than 240 days before the Qualification Reading was performed, or in the case of a new reception point, or a new Agreement for a given reception point, or if the conditions for connection to the network have been changed, subject to the provisions of point (d) - annual consumption of gaseous fuel stated by a Customer expressed in units of volume [ $m^3$ ].
- d) in the event that the consumption resulting from a qualification reading exceeds the upper threshold for qualification for the declared tariff group, despite its consumption for a period of less than 240 days - the quantity of gaseous fuel (expressed in  $m^3$ ) resulting from the qualification reading

In the case of a new Agreement concluded as part of a switching or back-up sales process, the annual volume of gaseous fuel offtake which, for a given Gas Year, constitutes the criterion for qualification into tariff groups shall be determined in accordance with the provisions of clause 4.4(a), or 4.4(b) or 4.4(d).

4.5. The annual quantity of gaseous fuel taken for the purposes of qualification to a tariff group is determined on the basis of:

- the difference between the quantity resulting from the Qualification reading and the reading taken 12 months before said reading (expressed in  $m^3$ )

or in the case of no reading taken 12 months before the Qualifying Reading

- the product of 365 days and the average daily consumption of gaseous fuel (expressed in m<sup>3</sup>) in the period between the Qualifying Reading and the reading taken at an interval closest to 12 months before the Qualifying Reading - but not shorter than 350 days
  - or
  - the value estimated in accordance with item 5.2.3. (expressed in m<sup>3</sup>), if for reasons attributable to the Customer, the Reading has not taken place.
- 4.6. In the event of a change in the date of the Qualification Reading, qualification into tariff groups should not take place until 240 days after the last Qualification Reading.
- 4.7. A Customer qualified to the tariff groups W-1.1 to W-4, Lw-1.1 to Lw-4 and Ls-1.1 to Ls-4, is qualified for the next Gas Year to the appropriate tariff group in accordance with the rules set out in items 4.3., 4.4. and 4.122.
- 4.8. A Customer at a reception point fitted with a power consumption recorder, billed in the tariff groups W-1.1 to W-4, Lw-1.1 to Lw-4, Ls-1.1 to Ls-4, which in the period of the next two Gas Months exceeded the contracted capacity of 110 kWh/h, starting from the next Gas Month after said period, will be billed in the tariff group W-5.1, Lw-5.1 or Ls-5.1, respectively, wherein this change cannot be valid for a period shorter than 12 months. To calculate the fixed fee for the Distribution Service, the contracted capacity will be used in the amount stated by a Customer, greater than 110 kWh/h. In the absence of such a statement, the contracted capacity will be assumed at 111 kWh/h. Fees for exceeding the contracted capacity will be charged in accordance with item 5.3.14. A change of supplier or a partial change of supplier, the termination of a contract and the conclusion of a new contract by the same Customer at a given Reception Point shall not reduce the period referred to above.
- 4.9. A Customer qualified to the tariff group:
- a) W-1.1, Lw-1.1, Ls-1.1 may submit a declaration on the selection of W-1.2, Lw-1.2, Ls-1.2 tariff groups, respectively,
  - b) W-1.2, Lw-1.2, Ls-1.2 may submit a declaration on the selection of W-1.1, Lw-1.1, Ls-1.1 tariff groups, respectively,
  - c) W-2.1, Lw-2.1, Ls-2.1 may submit a declaration on the selection of W-2.2, Lw-2.2, Ls-2.2 tariff groups, respectively,
  - d) W-2.2, Lw-2.2, Ls-2.2 may submit a declaration on the selection of W-2.1, Lw-2.1, Ls-2.1 tariff groups, respectively,
  - e) W-3.6, Lw-3.6, Ls-3.6 may submit a declaration on the selection of W-3.9, Lw-3.9, Ls-3.9 tariff groups, respectively,
  - f) W-3.9, Lw-3.9, Ls-3.9 may submit a declaration on the selection of W-3.6, Lw-3.6, Ls-3.6. tariff groups, respectively,

- 4.10. The declaration referred to in item 4.9. shall be submitted by the Customer to the energy company with which it has concluded a Comprehensive Contract. In the event that the statement is submitted no later than on the twentieth (20th) day of the current month, the change of the tariff group will apply from the beginning of the next Gas Month. If the statement is made after the twentieth (20th) day of the current month, tariff group change shall apply from the beginning of the Gas Month following the next one, subject to the next sentence.

The statement on the selection of one of the tariff groups is taken into account for the purposes of subsequent qualifications to the tariff groups, until a new declaration is submitted, taking into account the principles included in items 4.99. and 4.111.

- 4.11. During a Gas Year, one change of a tariff group may be made on the basis of the declaration referred to in item 4.99.
- 4.12. A Customer for whom the annual amount of gas received has changed (as expressed in m<sup>3</sup>) referred to in item 4.4. is qualified for the following Gas Year as follows:

- a) with regard to high-methane natural gas (E)

| Tariff group a Customer is qualified to | Tariff group a Customer will be qualified to |
|-----------------------------------------|----------------------------------------------|
| W-2.1, W-3.6, W-3.9, W-4                | W-1.1                                        |
| W-2.2                                   | W-1.2                                        |
| W-1.1, W-3.6, W-3.9, W-4                | W-2.1                                        |
| W-1.2                                   | W-2.2                                        |
| W-1.1, W-1.2, W-2.1, W-2.2, W-4         | W-3.6                                        |

- b) with regard to nitrogen-rich natural gas Lw

| Tariff group a Customer is qualified to | Tariff group a Customer will be qualified to |
|-----------------------------------------|----------------------------------------------|
| Lw-2.1, Lw-3.6, Lw-3.9, Lw-4            | Lw-1.1                                       |
| Lw-2.2                                  | Lw-1.2                                       |
| Lw-1.1, Lw-3.6, Lw-3.9, Lw-4            | Lw-2.1                                       |
| Lw-1.2                                  | Lw-2.2                                       |
| Lw-1.1, Lw-1.2, Lw-2.1, Lw-2.2, Lw-4    | Lw-3.6                                       |

- c) with regard to nitrogen-rich natural gas Ls

| Tariff group a Customer is qualified to | Tariff group a Customer will be qualified to |
|-----------------------------------------|----------------------------------------------|
| Ls-2.1, Ls-3.6, Ls-3.9, Ls-4            | Ls-1.1                                       |
| Ls-2.2                                  | Ls-1.2                                       |
| Ls-1.1, Ls-3.6, Ls-3.9, Ls-4            | Ls-2.1                                       |
| Ls-1.2                                  | Ls-2.2                                       |

|                                                                 |                                   |
|-----------------------------------------------------------------|-----------------------------------|
| <p>           Ls-1.1, Ls-1.2, Ls-2.1, Ls-2.2, Ls-4         </p> | <p>           Ls-3.6         </p> |
|-----------------------------------------------------------------|-----------------------------------|

unless he submits another declaration in accordance with item 4.111.

4.13. Customer's qualification to the tariff groups W-5.1 to W-13.2, Lw-5.1 to Lw-10.2 for the next Gas Year is based on the contracted capacity, the rate of uneven consumption and pressure at a reception point and the number of agreements concluded. Customer's Qualification for tariff groups Ls-5.1 to Ls-7.2 and

K-8 to K-10 for the next Gas Year is based on the Contracted Capacity and the number of agreements concluded.

4.14. The uneven consumption indicator, which is a criterion for qualifying to tariff groups: W-6A.1, W-6A.2, W-6B.1, W-6B.2, W-7A.1, W-7A.2, W-7B.1, W-7B.2, Lw-7A.1, Lw-7A.2, Lw-7B.1 and Lw-7B.2, is determined as follows:

- a) for reception points to which gas fuel was delivered throughout the previous Gas Year or the Contracted Capacity has been changed during the previous Gas Year in question - as the quotient of the amount of kWh of gas actually collected in the previous Gas Year to the quantity resulting from the product of the Gas Capacity and the number of hours in the previous Gas Year
- b) for reception points to which the gas fuel supply began during the previous gas year - as the quotient of the amount of kWh of gaseous fuel actually received in this period to the amount resulting from the product of the contracted capacity and the number of hours the Agreement was in effect in the previous gas year,
- c) for reception points to which the delivery of gaseous fuel began during a given Gas Year - as the quotient of the amount of kWh of gaseous fuel stated by the Customer and verified by the Operator based on the nominal capacity of devices supplied via the reception point to the amount resulting from the product of the Contracted Capacity and the number of hours the Agreement was in effect in a given gas year

taking into account the maintenance or repair works scheduled and agreed in a manner specified in an Agreement, and restrictions introduced in accordance with the act referred to in item 1.1 point b) and the regulation referred to in item 1.1. point e).

4.15. In the event of a change in the Contracted Capacity during the Gas Year, after the end of the Gas Year for a given reception point, the uneven consumption ratio is determined as the quotient of the quantity of kWh of gaseous fuel received in the Gas Year to the quantity of kWh resulting from the sum of the products of the Gas Capacity and the number of hours in the periods of validity of individual contracted capacity amounts.

4.16. For a Customer qualified to one of the following tariff groups: W-6A.1, W-6A.2, W-6B.1, W-6B.2, W-7A.1, W-7A.2, W-7B.1, W-7B.2, Lw- 7A.1, Lw-7A.2 and Lw-7B.1, Lw-7B.2, to which the supply of gaseous fuel commenced during the Gas Year,

after a period of 12 Gas Months from the commencement of gas fuel supply (excluding the duration of the commissioning agreement for the provision of the distribution service), re-qualification is made taking into account the principles set out in item 4.144. point a) and 4.155.

- 4.17. In the case of Customers with a contracted capacity of up to 110 kWh/h, who make their own Metering and billing system Readings and submit them in the form and on the dates agreed with the Operator, an increase in the number of readings submitted shall not result in a change of tariff group classification.

## **5. BILLING RULES FOR THE PROVISION OF DISTRIBUTION SERVICES**

### **5.1. GENERAL RULES FOR THE DISTRIBUTION SERVICES PROVIDED**

- 5.1.1. The Operator provides distribution services under the concluded Agreement.
- 5.1.2. The quality standards of the Distribution Services provided are specified in the Agreement and the regulation referred to in item 1.1. point d).
- 5.1.3. During the Billing Period, the Customer with whom the Operator has concluded an agreement for provision of Distribution Services may be charged for its provision on the basis of estimated quantities of gaseous fuels distributed, the number of Metering and billing systems and the contracted capacity determined in accordance with the provisions of item 5.3.8., taking into account the following:
- a) ordered annual quantities of gaseous fuel distributed and contracted capacity,
  - b) a statistical model of gas demand (referred to in item 21.9 of the DNC) which takes into account such variables as: temperature, day of the week, customer type, holiday periods.

The estimation of the quantity of gaseous fuel distributed shall take into account significant changes in consumption as notified by the Customer, seasonality of gaseous fuel consumption and other documented circumstances affecting the volume of consumption.

- 5.1.4. If it is not possible to determine the quantity of gaseous fuel distributed in accordance with item 5.1.3., the average value of the quantity of gaseous fuel resulting from the consumption profile for the tariff group for the forecast period which a Customer is qualified to at a given reception point is assumed.
- 5.1.5. A Customer is billed for the distribution services provided on the basis of the Metering and billing system indications, taking into account the provisions of items 1.7 and 1.9 or in accordance with the terms set out in the Agreement.
- 5.1.6. Where one Connection to the gas network supplies several systems, then each of these systems is billed as a separate reception point.
- 5.1.7. If the Metering and billing system consists of at least two measuring devices installed in parallel at the same Connection to the gas network, supplying the same installation - unless the Agreement provides otherwise - the following rules shall apply:
- a) the amount of gaseous fuel taken is determined on the basis of the sum of the amounts of such fuel measured by metering devices, taking into account item 1.9.,
  - b) a set of metering devices is considered to be one Metering and billing system with a nominal capacity equal to the contracted capacity specified in the Agreement.

5.1.8. The Operator may suspend supply of gaseous fuel if:

- a) as a result of an inspection it was found that a Customer's installation poses a direct threat to life, health or the environment,
- b) A Customer shall refuse to install a prepayment metering and billing system, in accordance with Article 6c item 1 of the act referred to in item 1.1. point a),
- c) an inspection revealed that gaseous fuel was collected illegally,
- d) A Customer is in delay with the payment for the collected gas fuel or the services provided, at least for a period of 30 days after the expiry of the payment deadline, despite prior written notification - by an energy company dealing with trade in gaseous fuels providing them with a comprehensive service - of the intention to terminate the Agreement and appointing an additional, two-week deadline for payment of outstanding and current receivables, subject to Article 6c item 1 of the act referred to in item 1.1. point a),
- e) A Customer who orders distribution service for their own needs, delays the payment for the distribution service provided, at least for a period of 30 days after the payment deadline, despite prior written notification of the intention to terminate the Agreement and setting an additional two-week deadline for payment of outstanding and current receivables.

5.1.9. The fee for suspension of supply of gaseous fuel for reasons referred to in item 5.1.8 for each reception point is:

- a) in the tariff groups from W-0 to W-4, from Lw-0 to Lw-4  
and from Ls-0 to Ls-4 – PLN 199.79,
- b) in other tariff groups – PLN 359.61.

5.1.10. If the reasons justifying suspension of supply of gaseous fuel for the reasons referred to in item 5.1.8. cease, the Operator shall resume its delivery immediately.

5.1.11. The Operator makes settlements for the provided distribution services in monthly Billing Periods.

5.1.12. A Customer allows the Operator to check the correctness of the Metering and billing System indications, which he owns, and bears the costs of checking them in the event of any irregularities in their operation.

5.1.13. In the event of expiry of validity period of verification marks, the validity period of metrological control, or the date after which the Metering and Settlement System should be subjected to metrological control or re-verification after conformity assessment of Metering and billing System, which the Operator is not the owner of and failure to comply with the obligation of its re-verification, metrological control or conformity assessment by the owner, the grounds for settlements is the amount of gaseous fuel corresponding to the average daily consumption, determined based on correctly measured consumption of this fuel in a

comparable period, taking into account documented circumstances affecting this consumption, multiplied by the number of days in the Billing Period and the Contracted Capacity resulting from the Agreement. The above rules also apply when the Operator is unable to access the Metering and billing system owned by the Operator.

## **5.2. RULES FOR CORRECTING SETTLEMENTS**

5.2.1. If, as a result of payment of fees on the basis of forecasted consumption of gaseous fuel, there is an overpayment or underpayment for the distribution service rendered, then:

- a) overpayment is credited towards the payments agreed for the next Billing Period, unless a Customer requests a refund,
- b) underpayment is added to the first invoice issued for the next Billing Period.

5.2.2. In the event of revealing irregularities in the operation of the Metering and billing System or accepting incorrect readings of the System's indications for billing, which resulted in overstating or understating receivables due for the distribution service performed, the invoices previously issued are corrected.

5.2.3. If it is not possible to determine the amount of correction based on the readings of the Metering and billing System, the basis for calculating the correction is the average daily consumption of gaseous fuel, determined based on correctly measured consumption in a comparable period, multiplied by the number of days in the period the correction applies to.

5.2.4. When calculating the amount of correction, the seasonality of gaseous fuel consumption and other documented circumstances affecting its consumption are taken into account.

5.2.5. The adjustment referred to in item 5.2.2. is implemented in accordance with the principles and deadlines specified in an Agreement and in the following cases:

- a) overstatement or understatement of receivables covers the entire Billing Period or the period the irregularities or errors were found in, with the exception of point b),
- b) understatement of receivables in relation to customers consuming gaseous fuels in an amount not exceeding 110 kWh/h, excluding customers with a Metering and billing system with pulse recorder installed, covers last Billing Period.

## **5.3. DETAILED RULES OF BILLING THE DISTRIBUTION SERVICES PROVIDED**

5.3.1. For the provided distribution services, a Customer is charged a fee determined based on group rates of separate distribution fees at each reception point.

- 5.3.2. For Customers classified in the tariff groups W-1.1 to W-4, Lw-1.1 to Lw-4 and Ls-1.1 to Ls-4, the fee for the distribution service is calculated according to the formula:

$$O_d = \frac{S_{zd} * Q}{100} + S_{sdd} * k$$

where:

- $O_d$  – distribution service fee [PLN],
- $S_{zd}$  – variable fee rate [gr/kWh],
- $Q$  – amount of gaseous fuel distributed in the Billing Period [kWh],
- $S_{sdd}$  – fixed fee rate [PLN/month],
- $k$  – number of months in the Billing Period.

The quantity of distributed gas fuel  $Q$  is calculated according to the formula:

$$Q = Q_{m^3} * W_k$$

where:

- $Q$  – amount of gaseous fuel [kWh],
- $Q_{m^3}$  – amount of gaseous fuel in units of volume [m<sup>3</sup>],
- $W_k$  – conversion factor specified in item 1.10.

- 5.3.3. For Customers qualified to W-0, Lw-0 and Ls-0 tariff groups, the fee for the Distribution Service is calculated according to the formula:

$$O_d = \frac{S_{zd} * Q}{100}$$

where:

- $O_d$  – distribution service fee [PLN],
- $S_{zd}$  – variable fee rate [gr/kWh],
- $Q$  – amount of gaseous fuel distributed in the Billing Period [kWh], as calculated according to the formula specified in item 5.3.2. subject to item 5.3.5. point b),

- 5.3.4. For Customers classified in the tariff groups W-5.1 to W-13.2, Lw-5.1 to Lw-10.2, Ls-5.1 to Ls-7.2 and K-8 to K-10, the fee for the distribution service is calculated according to the formula:

$$O_d = \frac{S_{zd} * Q + S_{sd} * M * T}{100}$$

where:

- $O_d$  – distribution service fee [PLN],
- $S_{zd}$  – variable fee rate [gr/kWh],
- $Q$  – amount of gaseous fuel distributed in the Billing Period [kWh],
- $S_{sd}$  – the fixed fee [gr/(kWh/h) for each hour of the Settlement Period],
- $B$  – Contracted power [kWh/h],
- $T$  – number of hours in the Billing Period [h].

The quantity of distributed gaseous fuel  $Q$  is calculated according to the formula:

$$Q = \sum_{n=1}^i (Q_{m_n^3} \cdot W_k)$$

where:

- $Q_{m_n^3}$  – the amount of distributed gas fuel measured on the  $n$ th day in [ $m^3$ ],
- $W_k$  – conversion factor specified in item 1.10.
- $i$  – number of days in the Billing Period.

5.3.5. The conversion factor referred to in item:

- a) 5.3.2. – is determined on the basis of the arithmetic mean of the combustion heat value recently published on the Operator's website for each month from the number of months corresponding to the number of months of the Billing Period,
- b) 5.3.3. – is determined based on the combustion heat value published on the Operator's website before the payment date, for the delivery of the gaseous fuel,
- c) 5.3.4. – is determined on the basis of the combustion heat value published on the Operator's website for the Billing Period, subject to item 5.3.6.

The combustion heat value is published for individual ORCS on the Operator's website <https://www.psgaz.pl/mapa-orcs-i-jakosc-gazu>.

- 5.3.6. If the customer agrees with the Operator to install a device that allows determining the combustion heat value of the supplied fuel in the Billing Period on the terms set out in the DNC, then the combustion heat value of the gaseous fuel shall be determined based on the indications of this device.
- 5.3.7. The fixed fee for distribution service is collected for each Gas Month, irrespective of the amount of gaseous fuel taken and the power actually used.
- 5.3.8. The contracted capacity, which is the basis for determining the fixed fee for the distribution service, is the maximum amount of gaseous fuel that a Customer

declares to collect within an hour at a given reception point, as specified in the Agreement for a given Gas Year, taking into account item 4.2

The contracted capacity cannot be higher than the connection capacity specified for a given reception point and must be within the metrological scope of the Metering and billing System.

- 5.3.9. The contracted capacity referred to in item 5.3.8. is ordered for each Gas Year in the same amount for all months of the Gas Year. In accordance with the principles set out in the DNC, a Customer may request the Operator to change the Contracted Capacity for the next Gas Year. In the absence of such a request, the contracted capacity specified in the applicable Agreement is assumed for billing.
- 5.3.10. With the Operator's consent, at the request of a Customer, the Contracted Capacity may also be changed during the current Gas Year, excluding the possibility of reducing the Contracted Capacity for agreements concluded after the commissioning agreement for a period of 12 months, taking into account item 15.2. In the event of a reduction in the Contracted Capacity, this change will apply for a period of at least 12 consecutive Gas Months, starting from the first day of the Gas Month following the month in which an application was submitted. A supplier change or a partial supplier change, the termination of a agreement and the conclusion of a new agreement by the same Customer at a given reception point does not shorten the period referred to above.
- 5.3.11. In case of a Customer for whom the provision of distribution services begins or ends during the Billing Period, the fixed fee for the distribution service is collected in the amount proportional to the duration of the distribution service in the Billing Period.
- 5.3.12. In the event of a change in the distribution fee rates during the Billing Period, the fixed fee for distribution service is charged in the amount proportional to the number of days/hours of the previous rates and new ones, and the variable fee based on the breakdown of consumption before and after the rate change, taking into account the consumption characteristics of the gaseous fuel, unless the consumption results from the reading of the Metering and billing System.
- 5.3.13. In the event of restriction or suspension (interruption) of collection of gaseous fuel for reasons attributable to a Customer, the Customer shall bear a fixed fee for the distribution service for the entire duration of the restriction or suspension (interruption) of such collection, in the same amount as if the restriction or suspension (interruption) did not take place.
- 5.3.14. In the event of exceeding the Contracted Capacity at a given Reception point without the Operator's consent, a Customer is charged with fees that are a product of the maximum power registered by the Metering and billing System in excess of the Contracted Capacity, the number of hours in the Billing Period and six times the fixed distribution fee rate appropriate for the tariff group they are qualified to. The conversion of the maximum registered power into energy units is made in accordance with the principles set out in the DNC.

5.3.15. If the amount of the Contracted Capacity is exceeded, as referred to in item 5.3.14., was a consequence of:

- a) breakdown in the Distribution Network of a Cooperating System Operator (OSW), which is understood to be the Transmission System Operator, the Storage System Operator or another Distribution System Operator, cooperating with the Operator's distribution system or damage to said network caused by a third party,
- b) works carried out by OSW within the Distribution Network, the date of which was previously agreed with the Operator,
- c) documented case of force majeure, which is understood as unforeseen extraordinary events that could not be foreseen or prevented, in particular such as fire, flood, storm, war, riots, actions of state or local government bodies,

- The Operator does not charge a fee for exceeding the Contracted Capacity.

5.3.16. If more than one agreement is concluded at a given reception point, the stream of gaseous fuel will be assigned in accordance with the billing allocation reported by a Customer. If the billing allocation is not reported, the gas fuel stream will be split in proportion to the amount of the contracted capacity ordered for individual Agreements.

5.3.17. In the event that for a given reception point with a capacity greater than 110 kWh/h, the duration of the Agreement concluded for a period of at least 12 months, was shorter than 12 months as a result of its termination, the Operator shall re-bill the distribution service for the entire duration of the Agreement, in accordance with the principles set out in Chapter 12 and corrections of the invoices previously issued.

The above provisions do not apply:

- when the termination of the Agreement results from a supplier change,
- in the case of backup sale,
- in relation to entities that are obliged under the provisions of law to conclude fixed-term contracts, and the concluded new fixed-term contract is a continuation of a previous contract,
- in the event of a change of a Customer without changing the characteristics of gaseous fuel consumption,
- in the event of a change in the tariff group due to the change of a Single Distribution Order type R (PZDR) to a Single Distribution Order type S (PZDS), in accordance with the conditions specified in the DNC.

## 6. DISTRIBUTION FEE RATES

6.1. The rates of distribution fees, subject to items 6.2, 6.3, 6.4 and item 17.3 are shown in the tables below:

### 6.1.1. For the Gdańsk tariff area

| Tariff group           | Fee rates      |                   |                   |
|------------------------|----------------|-------------------|-------------------|
|                        | Fixed fee rate |                   | Variable fee rate |
|                        | [PLN/month]    | [gr/(kWh/h)per h] | [gr/kWh]          |
| For high-methane gas E |                |                   |                   |
| W-0_GD                 | –              | –                 | 9.434             |
| W-1.1_GD               | 6.21           | –                 | 8.531             |
| W-1.2_GD               | 7.05           | –                 | 8.531             |
| W-2.1_GD               | 16.60          | –                 | 6.632             |
| W-2.2_GD               | 17.68          | –                 | 6.632             |
| W-3.6_GD               | 56.21          | –                 | 5.715             |
| W-3.9_GD               | 58.85          | –                 | 5.715             |
| W-4_GD                 | 302.88         | –                 | 5.426             |
| W-5.1_GD               | –              | 0.913             | 3.792             |
| W-5.2_GD               | –              | 0.989             | 3.792             |
| W-6A.1_GD              | –              | 1.105             | 3.775             |
| W-6A.2_GD              | –              | 1.168             | 3.775             |
| W-6B.1_GD              | –              | 1.080             | 3.767             |
| W-6B.2_GD              | –              | 1.139             | 3.767             |
| W-7A.1_GD              | –              | 1.059             | 2.770             |
| W-7A.2_GD              | –              | 1.101             | 2.770             |
| W-7B.1_GD              | –              | 0.830             | 2.268             |
| W-7B.2_GD              | –              | 0.867             | 2.268             |
| W-8s.1_GD              | –              | 0.827             | 2.193             |
| W-8s.2_GD              | –              | 0.863             | 2.193             |
| W-8.1_GD               | –              | 0.723             | 1.294             |
| W-8.2_GD               | –              | 0.736             | 1.294             |
| W-9.1_GD               | –              | 0.562             | 1.044             |
| W-9.2_GD               | –              | 0.575             | 1.044             |
| W-10.1_GD              | –              | 0.549             | 1.019             |
| W-10.2_GD              | –              | 0.556             | 1.019             |
| W-11.1_GD              | –              | 0.402             | 0.718             |
| W-11.2_GD              | –              | 0.405             | 0.718             |
| W-12.1_GD              | –              | 0.322             | 0.661             |
| W-12.2_GD              | –              | 0.323             | 0.661             |
| W-13.1_GD              | –              | 0.303             | 0.604             |
| W-13.2_GD              | –              | 0.304             | 0.604             |

## 6.1.2. For the Poznań tariff area

| Tariff group           | Fee rates      |                   |                   |
|------------------------|----------------|-------------------|-------------------|
|                        | Fixed fee rate |                   | Variable fee rate |
|                        | [PLN/month]    | [gr/(kWh/h)per h] | [gr/kWh]          |
| For high-methane gas E |                |                   |                   |
| W-0_PO                 | –              | –                 | 8.669             |
| W-1.1_PO               | 6.71           | –                 | 7.535             |
| W-1.2_PO               | 6.95           | –                 | 7.535             |
| W-2.1_PO               | 15.49          | –                 | 5.682             |
| W-2.2_PO               | 15.73          | –                 | 5.682             |
| W-3.6_PO               | 50.83          | –                 | 5.502             |
| W-3.9_PO               | 51.65          | –                 | 5.502             |
| W-4_PO                 | 281.44         | –                 | 5.256             |
| W-5.1_PO               | –              | 0.802             | 3.196             |
| W-5.2_PO               | –              | 0.879             | 3.196             |
| W-6A.1_PO              | –              | 0.777             | 3.189             |
| W-6A.2_PO              | –              | 0.837             | 3.189             |
| W-6B.1_PO              | –              | 0.772             | 3.185             |
| W-6B.2_PO              | –              | 0.832             | 3.185             |
| W-7A.1_PO              | –              | 0.758             | 2.633             |
| W-7A.2_PO              | –              | 0.802             | 2.633             |
| W-7B.1_PO              | –              | 0.757             | 2.268             |
| W-7B.2_PO              | –              | 0.801             | 2.268             |
| W-8s.1_PO              | –              | 0.754             | 2.193             |
| W-8s.2_PO              | –              | 0.799             | 2.193             |
| W-8.1_PO               | –              | 0.573             | 0.923             |
| W-8.2_PO               | –              | 0.612             | 0.923             |
| W-9.1_PO               | –              | 0.562             | 0.921             |
| W-9.2_PO               | –              | 0.575             | 0.921             |
| W-10.1_PO              | –              | 0.549             | 0.831             |
| W-10.2_PO              | –              | 0.556             | 0.831             |
| W-11.1_PO              | –              | 0.402             | 0.718             |
| W-11.2_PO              | –              | 0.405             | 0.718             |
| W-12.1_PO              | –              | 0.322             | 0.661             |
| W-12.2_PO              | –              | 0.323             | 0.661             |
| W-13.1_PO              | –              | 0.303             | 0.604             |
| W-13.2_PO              | –              | 0.304             | 0.604             |

| For nitrogen-rich gas Lw |        |       |       |
|--------------------------|--------|-------|-------|
| Lw-0_PO                  | –      | –     | 7.029 |
| Lw-1.1_PO                | 5.95   | –     | 6.285 |
| Lw-1.2_PO                | 6.22   | –     | 6.285 |
| Lw-2.1_PO                | 12.56  | –     | 4.875 |
| Lw-2.2_PO                | 12.85  | –     | 4.875 |
| Lw-3.6_PO                | 31.72  | –     | 4.689 |
| Lw-3.9_PO                | 32.47  | –     | 4.689 |
| Lw-4_PO                  | 156.59 | –     | 4.372 |
| Lw-5.1_PO                | –      | 0.479 | 2.497 |
| Lw-5.2_PO                | –      | 0.524 | 2.497 |
| Lw-6.1_PO                | –      | 0.469 | 2.480 |
| Lw-6.2_PO                | –      | 0.505 | 2.480 |
| Lw-7A.1_PO               | –      | 0.463 | 1.909 |
| Lw-7A.2_PO               | –      | 0.489 | 1.909 |
| Lw-7B.1_PO               | –      | 0.461 | 1.719 |
| Lw-7B.2_PO               | –      | 0.488 | 1.719 |
| Lw-8.1_PO                | –      | 0.446 | 1.594 |
| Lw-8.2_PO                | –      | 0.476 | 1.594 |
| Lw-9.1_PO                | –      | 0.430 | 1.340 |
| Lw-9.2_PO                | –      | 0.467 | 1.340 |
| Lw-10.1_PO               | –      | 0.368 | 0.543 |
| Lw-10.2_PO               | –      | 0.371 | 0.543 |
| For nitrogen-rich gas Ls |        |       |       |
| Ls-0_PO                  | –      | –     | 7.688 |
| Ls-1.1_PO                | 5.95   | –     | 7.160 |
| Ls-1.2_PO                | 6.22   | –     | 7.160 |
| Ls-2.1_PO                | 12.56  | –     | 5.556 |
| Ls-2.2_PO                | 12.85  | –     | 5.556 |
| Ls-3.6_PO                | 31.72  | –     | 5.344 |
| Ls-3.9_PO                | 32.47  | –     | 5.344 |
| Ls-4_PO                  | 156.62 | –     | 4.978 |
| Ls-5.1_PO                | –      | 0.544 | 2.844 |
| Ls-5.2_PO                | –      | 0.595 | 2.844 |
| Ls-6.1_PO                | –      | 0.531 | 2.825 |
| Ls-6.2_PO                | –      | 0.575 | 2.825 |
| Ls-7.1_PO                | –      | 0.530 | 2.174 |
| Ls-7.2_PO                | –      | 0.564 | 2.174 |

## 6.1.3. For the Tarnów tariff area

| Tariff group           | Fee rates      |                   |                   |
|------------------------|----------------|-------------------|-------------------|
|                        | Fixed fee rate |                   | Variable fee rate |
|                        | [PLN/month]    | [gr/(kWh/h)per h] | [gr/kWh]          |
| For high-methane gas E |                |                   |                   |
| W-0_TA                 | –              | –                 | 8.581             |
| W-1.1_TA               | 5.74           | –                 | 8.437             |
| W-1.2_TA               | 7.17           | –                 | 8.437             |
| W-2.1_TA               | 14.59          | –                 | 6.137             |
| W-2.2_TA               | 15.98          | –                 | 6.137             |
| W-3.6_TA               | 56.37          | –                 | 4.602             |
| W-3.9_TA               | 60.55          | –                 | 4.602             |
| W-4_TA                 | 314.86         | –                 | 4.509             |
| W-5.1_TA               | –              | 0.816             | 4.089             |
| W-5.2_TA               | –              | 0.888             | 4.089             |
| W-6A.1_TA              | –              | 0.750             | 3.852             |
| W-6A.2_TA              | –              | 0.816             | 3.852             |
| W-6B.1_TA              | –              | 0.741             | 3.847             |
| W-6B.2_TA              | –              | 0.810             | 3.847             |
| W-7A.1_TA              | –              | 0.710             | 2.833             |
| W-7A.2_TA              | –              | 0.752             | 2.833             |
| W-7B.1_TA              | –              | 0.707             | 2.268             |
| W-7B.2_TA              | –              | 0.750             | 2.268             |
| W-8s.1_TA              | –              | 0.705             | 2.193             |
| W-8s.2_TA              | –              | 0.745             | 2.193             |
| W-8.1_TA               | –              | 0.641             | 1.471             |
| W-8.2_TA               | –              | 0.659             | 1.471             |
| W-9.1_TA               | –              | 0.562             | 1.044             |
| W-9.2_TA               | –              | 0.575             | 1.044             |
| W-10.1_TA              | –              | 0.549             | 0.998             |
| W-10.2_TA              | –              | 0.556             | 0.998             |
| W-11.1_TA              | –              | 0.402             | 0.718             |
| W-11.2_TA              | –              | 0.405             | 0.718             |
| W-12.1_TA              | –              | 0.322             | 0.661             |
| W-12.2_TA              | –              | 0.323             | 0.661             |
| W-13.1_TA              | –              | 0.303             | 0.604             |
| W-13.2_TA              | –              | 0.304             | 0.604             |

## 6.1.4. For the Warsaw tariff area

| Tariff group           | Fee rates      |                   |                   |
|------------------------|----------------|-------------------|-------------------|
|                        | Fixed fee rate |                   | Variable fee rate |
|                        | [PLN/month]    | [gr/(kWh/h)per h] | [gr/kWh]          |
| For high-methane gas E |                |                   |                   |
| W-0_WA                 | –              | –                 | 7.841             |
| W-1.1_WA               | 6.17           | –                 | 7.070             |
| W-1.2_WA               | 7.28           | –                 | 7.070             |
| W-2.1_WA               | 18.46          | –                 | 4.447             |
| W-2.2_WA               | 18.98          | –                 | 4.447             |
| W-3.6_WA               | 64.92          | –                 | 3.919             |
| W-3.9_WA               | 68.68          | –                 | 3.919             |
| W-4_WA                 | 360.47         | –                 | 3.871             |
| W-5.1_WA               | –              | 0.992             | 2.753             |
| W-5.2_WA               | –              | 1.065             | 2.753             |
| W-6A.1_WA              | –              | 0.950             | 2.486             |
| W-6A.2_WA              | –              | 1.012             | 2.486             |
| W-6B.1_WA              | –              | 0.872             | 2.456             |
| W-6B.2_WA              | –              | 0.931             | 2.456             |
| W-7A.1_WA              | –              | 0.853             | 1.756             |
| W-7A.2_WA              | –              | 0.898             | 1.756             |
| W-7B.1_WA              | –              | 0.830             | 1.755             |
| W-7B.2_WA              | –              | 0.867             | 1.755             |
| W-8s.1_WA              | –              | 0.827             | 1.752             |
| W-8s.2_WA              | –              | 0.863             | 1.752             |
| W-8.1_WA               | –              | 0.509             | 0.957             |
| W-8.2_WA               | –              | 0.555             | 0.957             |
| W-9.1_WA               | –              | 0.508             | 0.956             |
| W-9.2_WA               | –              | 0.548             | 0.956             |
| W-10.1_WA              | –              | 0.493             | 0.920             |
| W-10.2_WA              | –              | 0.498             | 0.920             |
| W-11.1_WA              | –              | 0.402             | 0.718             |
| W-11.2_WA              | –              | 0.405             | 0.718             |
| W-12.1_WA              | –              | 0.322             | 0.661             |
| W-12.2_WA              | –              | 0.323             | 0.661             |
| W-13.1_WA              | –              | 0.303             | 0.604             |
| W-13.2_WA              | –              | 0.304             | 0.604             |

## 6.1.5. For the Wrocław tariff area

| Tariff group             | Fee rates      |                   |                   |
|--------------------------|----------------|-------------------|-------------------|
|                          | Fixed fee rate |                   | Variable fee rate |
|                          | [PLN/month]    | [gr/(kWh/h)per h] | [gr/kWh]          |
| For high-methane gas E   |                |                   |                   |
| W-0_WR                   | –              | –                 | 9.143             |
| W-1.1_WR                 | 7.50           | –                 | 7.117             |
| W-1.2_WR                 | 8.79           | –                 | 7.117             |
| W-2.1_WR                 | 16.27          | –                 | 5.932             |
| W-2.2_WR                 | 18.61          | –                 | 5.932             |
| W-3.6_WR                 | 52.90          | –                 | 5.513             |
| W-3.9_WR                 | 56.89          | –                 | 5.513             |
| W-4_WR                   | 255.42         | –                 | 5.497             |
| W-5.1_WR                 | –              | 0.801             | 2.876             |
| W-5.2_WR                 | –              | 0.879             | 2.876             |
| W-6A.1_WR                | –              | 0.853             | 2.873             |
| W-6A.2_WR                | –              | 0.913             | 2.873             |
| W-6B.1_WR                | –              | 0.848             | 2.866             |
| W-6B.2_WR                | –              | 0.908             | 2.866             |
| W-7A.1_WR                | –              | 0.822             | 1.745             |
| W-7A.2_WR                | –              | 0.868             | 1.745             |
| W-7B.1_WR                | –              | 0.817             | 1.744             |
| W-7B.2_WR                | –              | 0.867             | 1.744             |
| W-8s.1_WR                | –              | 0.815             | 1.742             |
| W-8s.2_WR                | –              | 0.863             | 1.742             |
| W-8.1_WR                 | –              | 0.720             | 1.362             |
| W-8.2_WR                 | –              | 0.770             | 1.362             |
| W-9.1_WR                 | –              | 0.562             | 1.044             |
| W-9.2_WR                 | –              | 0.575             | 1.044             |
| W-10.1_WR                | –              | 0.549             | 1.019             |
| W-10.2_WR                | –              | 0.556             | 1.019             |
| W-11.1_WR                | –              | 0.402             | 0.718             |
| W-11.2_WR                | –              | 0.405             | 0.718             |
| W-12.1_WR                | –              | 0.322             | 0.661             |
| W-12.2_WR                | –              | 0.323             | 0.661             |
| W-13.1_WR                | –              | 0.303             | 0.604             |
| W-13.2_WR                | –              | 0.304             | 0.604             |
| For nitrogen-rich gas Lw |                |                   |                   |
| Lw-0_WR                  | –              | –                 | 7.214             |

|                          |        |       |       |
|--------------------------|--------|-------|-------|
| Lw-1.1_WR                | 6.27   | –     | 4.816 |
| Lw-1.2_WR                | 7.55   | –     | 4.816 |
| Lw-2.1_WR                | 16.17  | –     | 4.280 |
| Lw-2.2_WR                | 17.41  | –     | 4.280 |
| Lw-3.6_WR                | 43.55  | –     | 4.123 |
| Lw-3.9_WR                | 47.37  | –     | 4.123 |
| Lw-4_WR                  | 212.25 | –     | 3.771 |
| Lw-5.1_WR                | –      | 0.555 | 2.235 |
| Lw-5.2_WR                | –      | 0.630 | 2.235 |
| Lw-6.1_WR                | –      | 0.772 | 1.613 |
| Lw-6.2_WR                | –      | 0.831 | 1.613 |
| Lw-7A.1_WR               | –      | 0.529 | 1.604 |
| Lw-7A.2_WR               | –      | 0.563 | 1.604 |
| Lw-7B.1_WR               | –      | 0.526 | 1.599 |
| Lw-7B.2_WR               | –      | 0.558 | 1.599 |
| Lw-8.1_WR                | –      | 0.523 | 1.594 |
| Lw-8.2_WR                | –      | 0.550 | 1.594 |
| Lw-9.1_WR                | –      | 0.519 | 1.340 |
| Lw-9.2_WR                | –      | 0.548 | 1.340 |
| Lw-10.1_WR               | –      | 0.368 | 0.543 |
| Lw-10.2_WR               | –      | 0.371 | 0.543 |
| For nitrogen-rich gas Ls |        |       |       |
| Ls-0_WR                  | –      | –     | 8.196 |
| Ls-1.1_WR                | 6.27   | –     | 5.485 |
| Ls-1.2_WR                | 7.55   | –     | 5.485 |
| Ls-2.1_WR                | 16.17  | –     | 4.872 |
| Ls-2.2_WR                | 17.41  | –     | 4.872 |
| Ls-3.6_WR                | 43.55  | –     | 4.698 |
| Ls-3.9_WR                | 47.41  | –     | 4.698 |
| Ls-4_WR                  | 212.25 | –     | 4.295 |
| Ls-5.1_WR                | –      | 0.634 | 2.547 |
| Ls-5.2_WR                | –      | 0.708 | 2.547 |
| Ls-6.1_WR                | –      | 0.879 | 1.831 |
| Ls-6.2_WR                | –      | 0.937 | 1.831 |
| Ls-7.1_WR                | –      | 0.641 | 1.826 |
| Ls-7.2_WR                | –      | 0.679 | 1.826 |

## 6.1.6. For the Zabrze tariff area

| Tariff group           | Fee rates      |                   |                   |
|------------------------|----------------|-------------------|-------------------|
|                        | Fixed fee rate |                   | Variable fee rate |
|                        | [PLN/month]    | [gr/(kWh/h)per h] | [gr/kWh]          |
| For high-methane gas E |                |                   |                   |
| W-0_ZA                 | –              | –                 | 9.557             |
| W-1.1_ZA               | 6.80           | –                 | 8.751             |
| W-1.2_ZA               | 7.87           | –                 | 8.751             |
| W-2.1_ZA               | 14.44          | –                 | 6.909             |
| W-2.2_ZA               | 16.02          | –                 | 6.909             |
| W-3.6_ZA               | 37.82          | –                 | 6.216             |
| W-3.9_ZA               | 41.09          | –                 | 6.216             |
| W-4_ZA                 | 266.81         | –                 | 5.399             |
| W-5.1_ZA               | –              | 0.989             | 2.763             |
| W-5.2_ZA               | –              | 1.059             | 2.763             |
| W-6A.1_ZA              | –              | 0.932             | 2.743             |
| W-6A.2_ZA              | –              | 0.993             | 2.743             |
| W-6B.1_ZA              | –              | 0.928             | 2.737             |
| W-6B.2_ZA              | –              | 0.989             | 2.737             |
| W-7A.1_ZA              | –              | 0.838             | 2.572             |
| W-7A.2_ZA              | –              | 0.886             | 2.572             |
| W-7B.1_ZA              | –              | 0.830             | 2.268             |
| W-7B.2_ZA              | –              | 0.867             | 2.268             |
| W-8s.1_ZA              | –              | 0.827             | 2.193             |
| W-8s.2_ZA              | –              | 0.863             | 2.193             |
| W-8.1_ZA               | –              | 0.611             | 1.396             |
| W-8.2_ZA               | –              | 0.629             | 1.396             |
| W-9.1_ZA               | –              | 0.562             | 1.044             |
| W-9.2_ZA               | –              | 0.575             | 1.044             |
| W-10.1_ZA              | –              | 0.549             | 1.019             |
| W-10.2_ZA              | –              | 0.556             | 1.019             |
| W-11.1_ZA              | –              | 0.402             | 0.718             |
| W-11.2_ZA              | –              | 0.405             | 0.718             |
| W-12.1_ZA              | –              | 0.322             | 0.661             |
| W-12.2_ZA              | –              | 0.323             | 0.661             |
| W-13.1_ZA              | –              | 0.303             | 0.604             |
| W-13.2_ZA              | –              | 0.304             | 0.604             |
| For coke oven gas      |                |                   |                   |
| K-8                    | –              | 0.128             | 0.199             |
| K-9                    | –              | 0.117             | 0.196             |
| K-10                   | –              | 0.097             | 0.151             |

6.2. The distribution fee rates for Customers connected to the gas network purchased by the Operator in 2022 from an energy company performing economic activity in the transmission of gaseous fuels in the Tarnow tariff area are presented in the table below:

| Tariff group | Fee rates         |                   |
|--------------|-------------------|-------------------|
|              | Fixed fee rate    | Variable fee rate |
|              | [gr/(kWh/h)per h] | [gr/kWh]          |
| W-8.1_TA     | 0.1923            | 0.4413            |
| W-8.2_TA     | 0.1977            | 0.4413            |
| W-9.1_TA     | 0.1908            | 0.3132            |
| W-9.2_TA     | 0.1908            | 0.3132            |
| W-10.1_TA    | 0.1908            | 0.2994            |
| W-10.2_TA    | 0.1908            | 0.2994            |
| W-11.1_TA    | 0.1908            | 0.2154            |
| W-11.2_TA    | 0.1908            | 0.2154            |
| W-12.1_TA    | 0.1908            | 0.1983            |
| W-12.2_TA    | 0.1908            | 0.1983            |
| W-13.1_TA    | 0.1908            | 0.1812            |
| W-13.2_TA    | 0.1908            | 0.1812            |

6.3. In case of the infrastructure referred to in Article 28 of the Act of 20 May 2021 amending the Energy Law and certain other acts (Journal of Laws, item 1093, as amended), the distribution charge rates for customers connected to that infrastructure before the date of its acquisition or before the date of conclusion of the entrustment agreement referred to in Article 9h(3)(2) of the Act referred to in item 1.1(a) are presented in the tables below:

#### 6.3.1. For the Poznań tariff area

| Tariff group           | Fee rates      |                   |                   |
|------------------------|----------------|-------------------|-------------------|
|                        | Fixed fee rate |                   | Variable fee rate |
|                        | [PLN/month]    | [gr/(kWh/h)per h] | [PLN/month]       |
| For high-methane gas E |                |                   |                   |
| W-0K_PO                | –              | –                 | 2.601             |
| W-1.1K_PO              | 2.01           | –                 | 2.261             |
| W-1.2K_PO              | 2.09           | –                 | 2.261             |
| W-2.1K_PO              | 4.65           | –                 | 1.705             |
| W-2.2K_PO              | 4.72           | –                 | 1.705             |
| W-3.6K_PO              | 15.25          | –                 | 1.651             |
| W-3.9K_PO              | 15.50          | –                 | 1.651             |

|                          |       |       |       |
|--------------------------|-------|-------|-------|
| W-4K_PO                  | 84.43 | –     | 1.577 |
| W-5.1K_PO                | –     | 0.241 | 0.959 |
| W-5.2K_PO                | –     | 0.264 | 0.959 |
| W-6A.1K_PO               | –     | 0.233 | 0.957 |
| W-6A.2K_PO               | –     | 0.251 | 0.957 |
| W-6B.1K_PO               | –     | 0.232 | 0.956 |
| W-6B.2K_PO               | –     | 0.250 | 0.956 |
| W-7A.1K_PO               | –     | 0.227 | 0.790 |
| W-7A.2K_PO               | –     | 0.241 | 0.790 |
| W-7B.1K_PO               | –     | 0.227 | 0.680 |
| W-7B.2K_PO               | –     | 0.240 | 0.680 |
| W-8s.1K_PO               | –     | 0.226 | 0.658 |
| W-8s.2K_PO               | –     | 0.240 | 0.658 |
| W-8.1K_PO                | –     | 0.172 | 0.277 |
| W-8.2K_PO                | –     | 0.184 | 0.277 |
| W-9.1K_PO                | –     | 0.169 | 0.276 |
| W-9.2K_PO                | –     | 0.173 | 0.276 |
| W-10.1K_PO               | –     | 0.165 | 0.249 |
| W-10.2K_PO               | –     | 0.167 | 0.249 |
| W-11.1K_PO               | –     | 0.121 | 0.215 |
| W-11.2K_PO               | –     | 0.122 | 0.215 |
| W-12.1K_PO               | –     | 0.097 | 0.198 |
| W-12.2K_PO               | –     | 0.097 | 0.198 |
| W-13.1K_PO               | –     | 0.091 | 0.181 |
| W-13.2K_PO               | –     | 0.091 | 0.181 |
| For nitrogen-rich gas Lw |       |       |       |
| Lw-0K_PO                 | –     | –     | 2.109 |
| Lw-1.1K_PO               | 1.79  | –     | 1.886 |
| Lw-1.2K_PO               | 1.87  | –     | 1.886 |
| Lw-2.1K_PO               | 3.77  | –     | 1.463 |
| Lw-2.2K_PO               | 3.86  | –     | 1.463 |
| Lw-3.6K_PO               | 9.52  | –     | 1.407 |
| Lw-3.9K_PO               | 9.74  | –     | 1.407 |
| Lw-4K_PO                 | 46.98 | –     | 1.312 |
| Lw-5.1K_PO               | –     | 0.144 | 0.749 |
| Lw-5.2K_PO               | –     | 0.157 | 0.749 |
| Lw-6.1K_PO               | –     | 0.141 | 0.744 |
| Lw-6.2K_PO               | –     | 0.152 | 0.744 |
| Lw-7A.1K_PO              | –     | 0.139 | 0.573 |
| Lw-7A.2K_PO              | –     | 0.147 | 0.573 |
| Lw-7B.1K_PO              | –     | 0.138 | 0.516 |
| Lw-7B.2K_PO              | –     | 0.146 | 0.516 |

|             |   |       |       |
|-------------|---|-------|-------|
| Lw-8.1K_PO  | – | 0.134 | 0.478 |
| Lw-8.2K_PO  | – | 0.143 | 0.478 |
| Lw-9.1K_PO  | – | 0.129 | 0.402 |
| Lw-9.2K_PO  | – | 0.140 | 0.402 |
| Lw-10.1K_PO | – | 0.110 | 0.163 |
| Lw-10.2K_PO | – | 0.111 | 0.163 |

## 6.3.2. For the Tarnów tariff area

| Tariff group           | Fee rates      |                   |                   |
|------------------------|----------------|-------------------|-------------------|
|                        | Fixed fee rate |                   | Variable fee rate |
|                        | [PLN/month]    | [gr/(kWh/h)per h] | [PLN/month]       |
| For high-methane gas E |                |                   |                   |
| W-0K_TA                | –              | –                 | 2.574             |
| W-1.1K_TA              | 1.72           | –                 | 2.531             |
| W-1.2K_TA              | 2.15           | –                 | 2.531             |
| W-2.1K_TA              | 4.38           | –                 | 1.841             |
| W-2.2K_TA              | 4.79           | –                 | 1.841             |
| W-3.6K_TA              | 16.91          | –                 | 1.381             |
| W-3.9K_TA              | 18.17          | –                 | 1.381             |
| W-4K_TA                | 94.46          | –                 | 1.353             |
| W-5.1K_TA              | –              | 0.245             | 1.227             |
| W-5.2K_TA              | –              | 0.266             | 1.227             |
| W-6A.1K_TA             | –              | 0.225             | 1.156             |
| W-6A.2K_TA             | –              | 0.245             | 1.156             |
| W-6B.1K_TA             | –              | 0.222             | 1.154             |
| W-6B.2K_TA             | –              | 0.243             | 1.154             |
| W-7A.1K_TA             | –              | 0.213             | 0.850             |
| W-7A.2K_TA             | –              | 0.226             | 0.850             |
| W-7B.1K_TA             | –              | 0.212             | 0.680             |
| W-7B.2K_TA             | –              | 0.225             | 0.680             |
| W-8s.1K_TA             | –              | 0.212             | 0.658             |
| W-8s.2K_TA             | –              | 0.224             | 0.658             |

## 6.3.3. For the Wrocław tariff area

| Tariff group             | Fee rates      |                   |                   |
|--------------------------|----------------|-------------------|-------------------|
|                          | Fixed fee rate |                   | Variable fee rate |
|                          | [PLN/month]    | [gr/(kWh/h)per h] | [PLN/month]       |
| For nitrogen-rich gas Lw |                |                   |                   |
| Lw-8.1K_WR               | –              | 0.157             | 0.478             |

|                          |       |       |       |
|--------------------------|-------|-------|-------|
| Lw-8.2K_WR               | –     | 0.165 | 0.478 |
| Lw-9.1K_WR               | –     | 0.156 | 0.402 |
| Lw-9.2K_WR               | –     | 0.164 | 0.402 |
| Lw-10.1K_WR              | –     | 0.110 | 0.163 |
| Lw-10.2K_WR              | –     | 0.111 | 0.163 |
| For nitrogen-rich gas Ls |       |       |       |
| Ls-0K_WR                 | –     | –     | 2.459 |
| Ls-1.1K_WR               | 1.88  | –     | 1.646 |
| Ls-1.2K_WR               | 2.27  | –     | 1.646 |
| Ls-2.1K_WR               | 4.85  | –     | 1.462 |
| Ls-2.2K_WR               | 5.22  | –     | 1.462 |
| Ls-3.6K_WR               | 13.07 | –     | 1.409 |
| Ls-3.9K_WR               | 14.22 | –     | 1.409 |
| Ls-4K_WR                 | 63.68 | –     | 1.289 |
| Ls-5.1K_WR               | –     | 0.190 | 0.764 |
| Ls-5.2K_WR               | –     | 0.212 | 0.764 |
| Ls-6.1K_WR               | –     | 0.264 | 0.549 |
| Ls-6.2K_WR               | –     | 0.281 | 0.549 |
| Ls-7.1K_WR               | –     | 0.192 | 0.548 |
| Ls-7.2K_WR               | –     | 0.204 | 0.548 |

## 7. DISCOUNTS FOR INTRODUCED RESTRICTIONS AND FEES FOR NON-COMPLIANCE WITH THE RESTRICTIONS INTRODUCED

7.1. Should the Operator introduce a restriction of Contracted Capacity, in particular in the event of interruptions or disturbances resulting from:

- a) breakdown, explosion or explosion hazard,
- b) fire or fire hazards,
- c) carrying out work related to the removal of failures,
- d) carrying out scheduled maintenance or repair works of the network,
- e) carrying out works related to connecting the Operator to the network,
- f) work related to changing the type of gaseous fuel supplied

subject to item 7.2., the fixed fee for Distribution Service for a given reception point is reduced in proportion to the actual reduction of Contracted Capacity and the duration of interruption or disruption.

7.2. In the event of each interruption in supply of gaseous fuel lasting at least 12 hours, for reasons referred to in item 7.1., Customers with a capacity of not more than 110 kWh/h are granted a discount in the fixed fee calculated according to the formula:

$$B_{os} = \sum_{n=1}^{n=k} \left( \frac{\text{ROUNDED TOP} \left( \frac{t_n}{24}; 0 \right)}{m} * S_{sdd} \right)$$

where:

- $B_{os}$  – discount in the fixed fee for an interruption in gaseous fuel supply [PLN],
- $k$  – number of interruptions in the Gas Month lasting at least 12 hours,
- $t_n$  – duration of the next interruption [h],
- $m$  – number of days in the Contractual Month,
- $S_{sdd}$  – fixed fee rate for the tariff group the Customer is qualified to [PLN/month].

7.3. The discount referred to in item 7.1. is not granted if the Customer has not complied with the restrictions introduced.

7.4. In the event the Operator restricts the Contracted Capacity for reasons other than those mentioned in item 7.1., in particular due to an immediate drop in pressure in the network at the reception point below the pressure referred to in the Agreement or the Comprehensive Agreement, the Customer is entitled to a discount in the fixed fee for the distribution service, in the amount proportional to the size and duration of this restriction.

- 7.5. The discount referred to in item 7.4. is not granted if the pressure drop was caused as a result of the Customer's exceeding the contracted capacity or for other reasons attributable to the Customer.
- 7.6. A customer who has not complied with the restriction introduced by the Operator related to connection, repair and maintenance works, or related to the change of the type of gas supplied or the removal of breakdowns, is charged a fee representing the product of the maximum consumption recorded by the Metering and billing system in excess of the permissible consumption resulting from the restriction, the duration of this restriction and the threefold rate of the fixed distribution fee applicable to the tariff group the Customer is qualified to in relation to the reception point where the restriction was exceeded. The conversion of the maximum registered power into energy units is made in accordance with the principles set out in the DNC.  
Fees for exceeding the Contracted Capacity are not charged if the Customer has not been notified by the Operator about the introduction of these restrictions.
- 7.7. The Operator shall grant the Customer a discount within 30 days from the date of the cessation of the event mentioned in item 7.4.

## 8. DISCOUNTS FOR FAILURE TO MEET THE QUALITY STANDARDS OF CUSTOMER SERVICE AND DISCOUNTS FOR FAILURE TO MEET THE QUALITY PARAMETERS OF GASEOUS FUELS

8.1. Customers are entitled to discounts in the amount presented in the table for the Operator's failure to meet the quality standards of customer service:

| No. | Details                                                                                                                                                                                                                                                                                                                                                                                                                        | Fee           |
|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| 1.  | For failing to provide a Customer with information at his request, concerning the expected date of resuming gaseous fuels distribution, interrupted due to a failure of the distribution network                                                                                                                                                                                                                               | PLN<br>143.11 |
| 2.  | For failure to accept a report concerning a failure or disruption in the supply of gaseous fuel                                                                                                                                                                                                                                                                                                                                | PLN<br>143.11 |
| 3.  | For unjustified delay in resolving a failure that occurred in the distribution network and in the removal of disruptions in the supply of gaseous fuel                                                                                                                                                                                                                                                                         | PLN<br>477.03 |
| 4.  | For failure to notify a Customer at least seven days in advance of the dates and duration of planned interruptions in the supply of gaseous fuel, to reception points included in connection group B subgroup I, in the form of press, internet, radio or television announcements, or otherwise in a given area, or individual notifications given in writing, by phone, or by other means of telecommunications              | PLN<br>143.11 |
| 5.  | For failure to notify a Customer at least fourteen days in advance of the dates and duration of planned interruptions in the supply of gaseous fuel, to reception points included in connection group A, C and B subgroup II, in the form of press, internet, radio or television announcements, or otherwise in a given area, or individual notifications given in writing, by phone, or by other means of telecommunications | PLN<br>715.55 |
| 6.  | For the refusal to take appropriate actions in the Distribution Network for a fee in order to enable the safe performance of works by a Customer or another entity in this Network's area of influence                                                                                                                                                                                                                         | PLN<br>238.52 |
| 7.  | For failing to provide information at Customer's request, concerning the billing rules and the current Tariffs                                                                                                                                                                                                                                                                                                                 | PLN<br>143.11 |
| 8.  | For extending the fourteen-day deadline for examination of an application or claim in cases covering settlements rules and replies for each day of delay. In the event of an application or complaint requiring inspection or measurements, a fourteen-day period is counted from the date of completion of said inspections or measurements.                                                                                  | PLN<br>28.62  |

|     |                                                                                                                                                                                                                                                                                                                                                                                                                       |                |
|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| 9.  | For extending the fourteen-day deadline for checking the correct operation of the Metering and billing System owned by the Operator, for each day of delay                                                                                                                                                                                                                                                            | PLN<br>28.62   |
| 10. | For extending the seven-day deadline for the transfer of the Metering and billing System owned by the Operator to laboratory testing, from the date such request is submitted by a Customer, for each day of delay                                                                                                                                                                                                    | PLN<br>28.62   |
| 11. | For preventing the execution of additional expertise of the previously tested Metering and billing System, at the request of the Customer submitted within 30 days of receipt of the laboratory test result                                                                                                                                                                                                           | PLN<br>477.083 |
| 12. | For Operator's failure to send a document in paper or electronic form at Customer's request containing data identifying this system after the end of the gaseous fuel delivery, and in the case of replacement of the Metering and billing System, during the delivery of this fuel, or for failure to provide meter data on the date the fuel delivery is completed or the Metering and billing System is dismantled | PLN<br>35.78   |
| 13. | For failure to notify the customer of the replacement of the gas meter                                                                                                                                                                                                                                                                                                                                                | PLN<br>143.11  |

- 8.2. The Operator shall grant a Customer a discount within 30 days from the date of the event specified in item 8.1.
- 8.3. The discount granted to a Customer holding a Comprehensive Agreement shall be transferred in the nearest settlement period through the gas fuel trading company which is a party to the Comprehensive Agreement concluded with that Customer.
- 8.4. Discounts for failure to meet the quality parameters of gaseous fuel.

8.4.1. If the Operator supplies gaseous fuel at the reception point which does not meet the quality parameters specified in the table below:

| Value characterizing the gaseous fuel's quality | Unit Measurements | The highest allowed value of $X_{SJNmax}$ |
|-------------------------------------------------|-------------------|-------------------------------------------|
| hydrogen sulphide content*)                     | mg/m <sup>3</sup> | 7.0                                       |
| mercury vapour content*)                        | µg/m <sup>3</sup> | 30.0                                      |
| total sulphur content*)                         | mg/m <sup>3</sup> | 40.0                                      |
| mercaptan sulphur content                       | mg/m <sup>3</sup> | 16.0                                      |

\*) The figures in the table are based on normal conditions

Customers are entitled to a discount for failure to meet each of the exceeded quality parameters of gaseous fuel, calculated according to the formula:

$$BNP = OUT * 2 * \frac{CRG}{100} * \frac{X_{SJW} - X_{SJNmax}}{X_{SJNmax}}$$

where:

- BNP – fees for failure to meet the quality parameters of gaseous fuel in the reception point [PLN],
- OUT – the amount of gaseous fuel collected at the reception point with quality parameters inconsistent with the parameters specified in the table [kWh],
- CRG – Reference price of gaseous fuel [gr/kWh],
- $X_{SJNmax}$  – the highest acceptable value of a given quality parameter, specified in the table,
- $X_{SJW}$  – the actual value of a given quality parameter of gaseous fuel at the reception point

8.4.2. The Operator is obliged to ensure the appropriate water dew point of the gaseous fuel at the reception point, in accordance with the following requirements:

- a) in the period 1.04 - 30.09 the maximum permissible water dew point is +3.7°C (276.85 K) at a pressure of 5.5 MPa,
- b) in the period 1.10 - 31.03 the maximum permissible water dew point is -5°C (268.15 K) at a pressure of 5.5 MPa.

In the event of failure to meet the requirements regarding the dew point temperature, a Customer is entitled to a discount for failure to meet the water dew point (BNT) parameter, calculated according to the formula:

$$BNT = OUT * 0.1 * \frac{CRG}{100} * \frac{X_{STW} - X_{STNmax}}{X_{STNmax}}$$

where:

- BNT – discount for failure to meet the water dew point parameter at the reception point [PLN],
- OUT – the amount of gaseous fuel collected at the reception point, with the value of the water dew point temperature parameter not met [kWh],
- CRG – Reference price of gaseous fuel [gr/kWh],
- $X_{STNmax}$  – the highest permissible value of the water dew point, as specified in the DNC [K],

$X_{STW}$  – actual value of the water dew point of the gaseous fuel in the reception point [K].

When calculating the water dew point for different pressures, the tables in Annex A to the Polish Standard PN-C-04752 are applied.

8.4.3. If the Operator supplies high-methane gas E, without the Customer's prior consent, with a  $H_{ZW}$  combustion heat value lower than the minimum ( $HSN_{mingr}$ , which is 34.0 MJ/m<sup>3</sup>, i.e. 9.444 kWh/m<sup>3</sup>), determined in accordance with the DNC, a Customer is entitled to a discount for failure to maintain the combustion heat, as calculated according to the formula:

$$BNC = OUT * 2 * \frac{CRG}{100} * \left(1 - \frac{H_{ZW}}{HSN_{mingr}}\right)$$

where:

- BNC – discount for failure to keep the combustion heat value in the reception point [PLN],
- OUT – the amount of high-methane gas E collected at the reception point with the combustion heat value lower than the minimum [kWh],
- CRG – Reference price of high-methane gas E [gr/kWh],
- $H_{ZW}$  – the combustion heat value of high-methane gas E in the ORSC appropriate for a given reception point,
- $HSN_{mingr}$  – minimum combustion heat value for high-methane gas E is 34.0 MJ/m<sup>3</sup> (9,444 kWh/m<sup>3</sup>).

8.4.4. If the Operator supplies gaseous fuel, without Customer's prior consent, with a  $H_{ZW}$  combustion heat value lower than  $HSN_{min}$ , as specified in the DNC (for high-methane gas, higher or equal to  $HSN_{mingr}$ ), the Customer is entitled to a discount for failure to maintain the combustion heat at the reception point, as calculated according to the formula:

$$BNC = OUT * \frac{CRG}{100} * \left(1 - \frac{H_{ZW}}{HSN_{min}}\right)$$

where:

- BNC – discount for failure to keep the combustion heat value in the reception point [PLN],
- OUT – the amount of gaseous fuel collected at the reception point with the combustion heat value (ORCS) lower than the minimum [kWh],
- CRG – Reference price of gaseous fuel [gr/kWh],
- $H_{ZW}$  – the combustion heat of gaseous fuel in the combustion heat billing area appropriate for a given reception point,
- $HSN_{min}$  – the minimum combustion heat value for gas is:

---

|                      |                                                        |
|----------------------|--------------------------------------------------------|
| high-methane gas E   | – 38.0 MJ/m <sup>3</sup> (10,555 kWh/m <sup>3</sup> ), |
| nitrogen-rich gas Lw | – 30.0 MJ/m <sup>3</sup> (8,333 kWh/m <sup>3</sup> ),  |
| nitrogen-rich gas Ls | – 26.0 MJ/m <sup>3</sup> (7,222 kWh/m <sup>3</sup> ),  |

The Operator shall grant a Customer a discount within 30 days from the date of the cessation of the event of failure to meet the quality parameters of gaseous fuel.

- 8.5. A cooperating operator, connected to the Operator's network with a pressure higher than 0.5 MPa in the case of delivery of non-renewable gaseous fuel due to the Operator's inability to odorize the fuel, is granted a discount of PLN 9.88 for each MWh of gas fuel distributed (0.00988 gr/kWh).

## 9. CHARGES FOR ILLEGAL COLLECTION OF GASEOUS FUEL

9.1. Illegal gaseous fuel collection is the collection of such fuel:

- a) without a concluded Agreement (excluding the case of backup sales), or
- b) with complete or partial omission of the Metering and billing system, or
- c) by interfering in the Metering and billing System, which has an influence on the distortion of measurements made by this system.

9.2. In the event of collection of illegal gaseous fuel referred to in item 9.1, the Operator shall charge the user with a fee in the amount determined in accordance with the formula:

$$O_{NPG} = \frac{3 * CRG * Q_R}{100}$$

where:

- $O_{NPG}$  – fee for illegal consumption of gaseous fuel [PLN],
- $CRG$  – Reference price of gaseous fuel in force in the month when illegal consumption of such fuel is confirmed [gr/kWh], as specified in item 2.1.
- $Q_R$  – lump sum quantities of illegally collected gaseous fuel [kWh].

9.3. The flat-rate amounts of illegally collected gaseous fuel for individual receivers installed are specified in the table, subject to item 9.6.:

| Type of receiver                                                             | Lump sum [kWh] |
|------------------------------------------------------------------------------|----------------|
| 1. in a household:                                                           |                |
| – gas stove                                                                  | 2 500          |
| – water heater                                                               | 5 500          |
| – single-function central heating boiler                                     | 16 500         |
| – dual-function central heating boiler or one with a domestic hot water tank | 21 900         |
| – other gas appliance (for each 1 kW of installed capacity)                  | 500            |
| 2. devices at other Customers (for each 1 kW of installed power)*)           | 1 000          |

\*) - in the event of illegal consumption of gaseous fuel after the termination of the agreement and the inability to suspend its supply for reasons beyond the Operator's control, the above lump sums should be assumed for each started month of illegal consumption of gaseous fuel, subject to item 9.5.

9.4. In the event of illegal consumption of gaseous fuel after termination of the contract and documented impossibility of stopping its supply for reasons beyond the Operator's control, the flat-rate quantities of illegally consumed gaseous fuel specified in clause 9.3(1) shall be adopted by the Operator if the period of illegal consumption of gaseous fuel does not exceed 12 months. If the period of illegal

consumption of gaseous fuel exceeds 12 months, 2 times the above lump sum quantities shall be adopted, subject to clause 9.4.

- 9.5. Lump sum quantities of gaseous fuel referred to in item 9.3. are maximum amounts. When determining the fees, the Operator may use smaller amounts, taking into account the actual possibilities of collecting gaseous fuel at a given reception point.
- 9.6. In the event of illegal consumption of gaseous fuel referred to in item 9.1 point a) while not finding the cases specified in item 9.1 point b) or point c), the Operator may accept the lump sum amounts resulting from the readings of the Metering and billing system, converted into energy units using the conversion rate specified in item 1.10., determined based on the combustion heat value, as indicated in item 1.11..
- 9.7. The following fees or method of their determination shall be established for activities related to the determination of illegal collection of gaseous fuel:

| No. | Name of the activity                                                                                                                                                                                                           | The fee or the method of its determination                                                                                                                                                                                                                   |
|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.  | Replacement, assembly or disassembly of the Metering and billing System damaged or destroyed by the Customer:                                                                                                                  |                                                                                                                                                                                                                                                              |
| 1.1 | up to 110 kWh/h inclusive                                                                                                                                                                                                      | Fee resulting from the purchase price of the new Metering and billing System applicable on the date of its assembly and the amount of PLN 99.90, compensating the costs related to its assembly or disassembly and the installation of the Operator's seals  |
| 1.2 | above 110 kWh/h                                                                                                                                                                                                                | Fee resulting from the purchase price of the new Metering and billing System applicable on the date of its assembly and the amount of PLN 179.81, compensating the costs related to its assembly or disassembly and the installation of the Operator's seals |
| 2.  | Placing new seals on the Metering and billing System, including the power meter device or other metering equipment, in place of the seals broken or damaged by the Customer:                                                   |                                                                                                                                                                                                                                                              |
| 2.1 | up to 110 kWh/h inclusive                                                                                                                                                                                                      | PLN 139.84                                                                                                                                                                                                                                                   |
| 2.2 | above 110 kWh/h                                                                                                                                                                                                                | PLN 171.33                                                                                                                                                                                                                                                   |
| 3.  | Checking the technical condition of the Metering System and performed by the Operator installation of new Operator's seals on the main tap, inside the Metering system or on another component subject to sealing, in place of | PLN 376.25                                                                                                                                                                                                                                                   |

|     |                                                                                                                                                          |                                                                                                                                                                                                                                                                           |
|-----|----------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|     | seals broken or damaged by the Customer                                                                                                                  |                                                                                                                                                                                                                                                                           |
| 4.  | Submitting the Metering and billing system to re-verification or metrological control due to breaking or breaching the verification seals by a Customer: |                                                                                                                                                                                                                                                                           |
| 4.1 | up to 110 kWh/h inclusive                                                                                                                                | Fee resulting from the invoice issued by an accredited body carrying out the verification test, increased by the amount of PLN 99.90, compensating the costs related to its assembly or disassembly and the installation of the Operator's seals                          |
| 4.2 | above 110 kWh/h                                                                                                                                          | Fee resulting from the invoice issued by an accredited body carrying out the verification test or metrological control, increased by the amount of PLN 179.81, compensating the costs related to its assembly or disassembly and the installation of the Operator's seals |
| 5.  | Cutting off the gaseous fuel supply when a Customer prevent access to the cut-off fittings, despite a written request to provide access to it            | PLN 1 370.14                                                                                                                                                                                                                                                              |

- 9.8. The fee for illegal collection of gaseous fuel is determined and collected in the amount consistent with the principles set out in the Tariff in force on the day the Operator reveals illegal collection of gaseous fuel.

## 10. FEES FOR SERVICES PERFORMED AT CUSTOMER'S ADDITIONAL REQUEST

10.1. The following fees or method of their determination shall be established for services provided by the Operator at the Customer's request:

| No. | Service name                                                                                                                                                                            | The fee or the method of its determination                                                                                                                                                                                                    |
|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.  | Suspension or resumption of the supply of gaseous fuel at a reception point:                                                                                                            |                                                                                                                                                                                                                                               |
|     | up to 110 kWh/h inclusive                                                                                                                                                               | PLN 99.90                                                                                                                                                                                                                                     |
|     | above 110 kWh/h                                                                                                                                                                         | PLN 179.81                                                                                                                                                                                                                                    |
| 2.  | Checking the correctness of Metering and billing System's indications:                                                                                                                  |                                                                                                                                                                                                                                               |
|     | up to 110 kWh/h inclusive                                                                                                                                                               | PLN 175.45                                                                                                                                                                                                                                    |
|     | above 110 kWh/h                                                                                                                                                                         | PLN 293.17                                                                                                                                                                                                                                    |
| 3.  | Laboratory verification of the correctness of Metering and billing System's indications:                                                                                                |                                                                                                                                                                                                                                               |
|     | up to 110 kWh/h inclusive                                                                                                                                                               | The sum of the fee resulting from the invoice issued by an accredited body carrying out the test and the amount of PLN 99.90, compensating the costs of disassembling and reassembling it and installing the Operator's seals                 |
|     | above 110 kWh/h                                                                                                                                                                         | The sum of the fee resulting from the invoice issued by an accredited body carrying out the test and the amount of PLN 179.81, compensating the costs of disassembling and reassembling it and installing the Operator's seals                |
| 4.  | Preparation of additional expertise of the previously tested Metering and billing System - fee resulting from an invoice issued by an accredited body carrying out additional expertise |                                                                                                                                                                                                                                               |
| 5.  | Placing a seal on the devices subject to sealing, in particular after the system's repair, maintenance and renovation:                                                                  |                                                                                                                                                                                                                                               |
|     | up to 110 kWh/h inclusive                                                                                                                                                               | PLN 139.84                                                                                                                                                                                                                                    |
|     | above 110 kWh/h                                                                                                                                                                         | PLN 171.47                                                                                                                                                                                                                                    |
| 6.  | Replacement of a damaged Metering and billing System:                                                                                                                                   |                                                                                                                                                                                                                                               |
|     | up to 110 kWh/h inclusive                                                                                                                                                               | The sum of the purchase price of a new Metering and billing System applicable on the date of its assembly and the amount of PLN 99.90, compensating the costs of its disassembly and reassembly and the installation of the Operator's seals  |
|     | above 110 kWh/h                                                                                                                                                                         | The sum of the purchase price of a new Metering and billing System applicable on the date of its assembly and the amount of PLN 179.81, compensating the costs of its disassembly and reassembly and the installation of the Operator's seals |

|    |                                                                                             |                                                                                    |
|----|---------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------|
| 7. | Testing the quality of the gaseous fuel supplied                                            | Fee based on an invoice issued by a testing entity                                 |
| 8. | An additional reading not resulting from the reading schedule set for a given tariff group: |                                                                                    |
|    | for the tariff groups from W-1.1 do W-4, Lw-1.1 do Lw-4 i Ls-1.1 do Ls-4                    | PLN 38.45<br>and for each additional reading within one trip, the fee is PLN 12.62 |
|    | for the tariff groups with an index of 5 and above                                          | PLN 52.62                                                                          |

- 10.2. The rates of fees for activities that require sealing include the cost of two Operator's seals. A fee of PLN 8.46 is charged for each subsequent seal.
- 10.3. A customer covers the costs of checking the correct operation of a Metering and billing system owned by the Operator and the cost of its laboratory testing only if the verification, laboratory test or additional expertise reveals no irregularities in the operation of the Measuring and billing System.
- 10.4. If the laboratory testing of a Metering and billing System reveals no irregularities in its operation, and then an additional external expertise, carried out at Customer's request, revealed irregularities in the indications of the Metering and billing System, the Operator shall cover the costs of the expertise and laboratory verification of the correct operation of the Metering and billing System.
- 10.5. A Customer shall cover the costs of gaseous fuel quality testing only if the Operator has not found non-compliance with the quality parameters of the gaseous fuel.
- 10.6. At Customer's request and for his sole purposes, the Operator may perform an analysis of the composition of gaseous fuel, including determining the calorific value for a given reception point. Information on availability of such test and the amount of the fee is available on the Operator's website.
- 10.7. For other services performed at Customer's additional request, the amount of fees is established in a separate Agreement.
- 10.8. In the event that as part of a single trip to a Customer, more than one service is performed from among those listed in item 10.1. subitems 1-7, each of the fees for the performance of second and subsequent services is reduced by the amount of PLN 34.87, corresponding to the flat-rate fee for traveling to the Customer.
- 10.9. In the case of the services listed in items 10.1.1 and 10.1.5., performed at the request of an entity representing many Customers in a multi-home building, the provisions of item 10.8. shall apply accordingly, or the amount of fees is specified in a separate agreement, wherein the amount of said fees may not be higher than that determined in accordance with item 10.8.
- 10.10. If technically possible, the Operator may, at the request of a company operating in the field of gas fuel trading or a Customer, provide historical metering data for a fee. The scope of shared data and the amount of the fee are specified in a separate agreement.

- 10.11. If technically possible, the Operator may install Prepayment Metering and billing System at a request of a Customer different than that specified in Article 6f of the act referred to in item 1.1. point a), who collects gaseous fuel in an amount not exceeding 110 kWh/h. The rules for installing and dismantling Prepayment Metering and billing System are included in the Terms and Conditions published on the Operator's website. The fee for installing the Prepayment Metering and billing System is PLN 994.00.
- 10.12. In the event of non-performance of contracted services for reasons attributable to the Customer, the amount of the fee shall be determined by a separate agreement.
- 10.13. The fee for the service performed is determined and collected in the amount specified in the Tariff in force on the day the Operator accepts the service order.

## 11. BILLING RULES FOR CONNECTION TO THE DISTRIBUTION NETWORK

11.1. The connection fees are determined for connection groups, according to their breakdown specified in the regulation referred to in item 1.1. point d). Entities applying for connection to the Distribution Network are included in the following connection groups:

- a) group A - entities whose devices, installations and networks are directly connected to the high pressure distribution network, with the exception of entities referred to in point c),
- b) group B - entities whose devices, installations and networks are directly connected to distribution network other than mentioned in point a), with the exception of entities referred to in point c), broken down into subgroups:
  - subgroup I - entities that will take high-methane natural gas E in an amount not exceeding 10 m<sup>3</sup>/h or nitrogen-rich natural gas (Lw or Ls) in amounts not exceeding 25 m<sup>3</sup>/h
  - subgroup II - other entities,
- c) group C - entities conducting business activity in the field of transmission or distribution of gaseous fuels, their production, processing or extraction, storage of gaseous fuels as well as liquefaction or regasification of liquefied natural gas.

11.2. The Operator sets a fee for connection to the distribution network for entities:

- a) group A - based on one fourth of the actual expenditure incurred for the connection,
- b) group B - based on rates specified in item 11.17. depending on:
  - amount of connected power,
  - the length of the network section used to connect the entities applying for connectionwith the use of standard Connection components to the gas network,
- c) group C - based on the actual expenditure incurred for the connection.

11.3. The standard components of connection for connection group B include: connection system, conduit pipe, cut-off valve, insulating joint or polyethylene-steel connections on a polyethylene terminal, main valve, gas pressure reducer with a capacity not exceeding 10 m<sup>3</sup>/h, Metering and billing system for connection group B, subgroup I and casing pipes at the intersection with other underground utilities.

11.4. For components of the distribution network and equipment not listed in item 11.3., which are necessary for connecting entities included in connection group B, fees are charged in the amount of ¼ of the expenditure incurred for their purchase and construction. No fees are charged for the purchase and installation of Metering and billing systems for customers included in connection group B, subgroup I.

- 11.5. In case of an application from a connected entity or an entity applying for the connection to equip the reception point with a chromatograph, such entity shall bear the expenses and costs related to its installation and operation, taking into account the principles set out in the DNC.
- 11.6. Fee for connection to the Distribution Network for entities included in connection group B is calculated according to the formula:

$$O_p = O_R + S_P * L_P$$

where:

- $O_p$  – connection fee [PLN],
- $O_R$  – Lump sum for connection to the distribution network with a connection not longer than 15 m,
- $S_P$  – the fee rate for each meter of connection over 15 m [PLN/m]
- $L_P$  – length of a connection over 15 m, rounded to 1 meter [m].

- 11.7. The method of paying the connection fees is specified in the connection Agreement.
- 11.8. Where it is necessary to install a non-standard cabinet intended for the main tap or the Metering and billing system, resulting from other regulations than the act referred to in point 1.1. point a) or an entity applying for connection submits a written request and after obtaining the Operator's consent to resign from the standard cabinet, the entity applying for connection from connection group B bears the cost of purchase and installation of the said cabinet, which it owns and receives a discount in the fee for connection: for a connection capacity of not more than 10 m<sup>3</sup>/h - PLN 108.89 and above 10 m<sup>3</sup>/h - PLN 264.81, respectively.
- 11.9. For reconstruction of a connection, including the change of location or reconstruction of a Point/Gas assembly/Gas station without increasing the existing Connection Capacity, performed at the connected entity's request, a fee is collected in the amount of the actual expenditure incurred on this account.
- 11.10. For the reconstruction of a Connection, change of location, expansion of the network or reconstruction of a Gas Point/Group/Station caused by an increase in the connection capacity, made at the request of a connected entity, a fee is collected in the amount of:
- 1/4 of the actual expenditure incurred on this account - in case of connection groups A and B,
  - actual expenditure incurred on this account - in the case of connection group C.
- 11.11. No connection fee is charged for the purchase and installation of a gas pressure reducer and the Metering and billing system in the existing connection, in order

to start the collection of gaseous fuels by a Customer belonging to connection group B, subgroup I, unless there is a need to build or reconstruct the Connection or to reconstruct the gas point.

- 11.12. In order to start the collection of gaseous fuels in an existing connection by a Customer classified in connection group B, sub-group II, no connection fee shall be charged in the event that the interruption in the supply of gaseous fuel at that reception point has not exceeded 12 months, provided that it is not necessary to reconstruct the Connection or its construction or to reconstruct the Gas Point/Gas Complex/Gas Station. In the event of an interruption of more than 12 months, a charge shall be levied in accordance with item 11.4.
- 11.13. For replacement of Metering and billing System resulting from a change in the Connected Capacity or Gas Consumption Characteristics, made at the request of a connected entity which after this change will be included in the connection group:
- A or B, subgroup II - a fee is charged in the amount of one fourth of the expenditure incurred for its purchase and assembly,
  - C - a fee is charged in the amount of actual expenditure incurred for its purchase and assembly,
  - B subgroup I - no fee is charged.
- 11.14. In case of multi-family housing, when Metering and billing Systems are mounted on the gas system, the Operator does not bear the costs of purchasing and assembling cabinets intended for these systems.
- 11.15. In case of semi-detached, duplex buildings or other single-family buildings with separate premises, which, due to technical reasons, will be supplied via a single Connection, the connection fee is broken down among all entities applying for connection. The decision on the breakdown of the fee is made by the Operator, bearing in mind the principle of equal treatment of Customers.
- 11.16. Connection fee is determined and collected in the amount specified in the Tariff in force on the date of conclusion of the connection Agreement.
- 11.17. The rates of fees for connecting entities included in connection group B to the Operator's network are presented in the table below:

| Connected power<br>[b] | Lump sum for connection to the<br>distribution network with a<br>connection not longer than 15 m<br>[O <sub>R</sub> ] | The fee rate for each meter of<br>connection over 15 m<br>[S <sub>P</sub> ] |
|------------------------|-----------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------|
| [m <sup>3</sup> /h]    | [zł]                                                                                                                  | [PLN/m]                                                                     |
| $b \leq 10$            | 3 417.80                                                                                                              | 128.25                                                                      |
| $10 < b \leq 25$       | $3\,310.00 + 80.50 * (b - 10)$                                                                                        | 159.96                                                                      |
| $25 < b \leq 65$       | $4\,556.00 + 68.10 * (b - 25)$                                                                                        | 186.73                                                                      |
| $65 < b \leq 300$      | $7\,337.40 + 52.70 * (b - 65)$                                                                                        | 215.80                                                                      |
| $300 < b \leq 600$     | $19\,737.20 + 37.00 * (b - 300)$                                                                                      | 254.66                                                                      |

|                      |                                     |        |
|----------------------|-------------------------------------|--------|
| $600 < b \leq 1,000$ | $30\,874.00 + 27.30 * (b - 600)$    | 303.15 |
| $b > 1000$           | $41\,154.90 + 18.30 * (b - 1\,000)$ | 378.20 |

## **12. BILLING RULES FOR THE PROVISION OF DISTRIBUTION SERVICES ON THE BASIS OF THE SHORT-TERM AGREEMENT,**

- 12.1. If there are technical and economic conditions for the provision of distribution services in a period shorter than 12 months, the Operator may conclude a Short-term Agreement for a given reception point for the period of:
- a) one Gas Day or a multiple thereof, provided that the Metering and billing System at a given reception point is fitted with a device recording hourly gas consumption,
  - b) one Gas Month or a multiple thereof,
  - c) one quarter or a multiple thereof.
- 12.2. A short-term agreement may be concluded and billed in accordance with Chapter 12 for the reception point where gaseous fuel is collected with a contracted capacity exceeding 110 kWh/h.
- 12.3. In the event of exceeding the contractual capacity without the Operator's consent (more than the sum of the contractual capacity resulting from the Agreements concluded for this reception point), the amount exceeding the contractual capacity will be assigned in accordance with the billing allocation reported by the Customer (billing allocation is understood as the assignment to individual Customers referred to in item 5.1.3 the amount of gaseous fuel collected at the reception point). If the billing allocation is not reported, the entire excess is allocated in proportion to the amount of the contracted capacity ordered for individual Agreements. For a Short-term Agreement concluded for a period shorter than one Gas Month, the number of hours of the contract in a given Gas Month is used to calculate the fee for exceeding the Contracted Capacity. If, assigning the size of excess of the Contracted Capacity to a Short-Term Agreement, concluded for a period shorter than one Gas Month resulted in additional costs to the Operator related to such excess, the Operator is entitled to reimbursement of the costs incurred.
- 12.4. Qualification to the tariff group for a Customer using a Short-term Agreement takes place in accordance with the principles set out in item 4.3.
- 12.5. The fee for the provision of the distribution service under a Short-Term Agreement is determined in accordance with the provisions of items 5.3.4., 5.3.14. and 5.3.15., wherein the rate of the fixed distribution fee is the product of the rate of the fixed distribution fee set out in chapter 6 of this Tariff and the appropriate correction factor set out in item 12.6.

## 12.6. Table of corrective factors

| Gas month | Coefficient correcting the rate of the fixed distribution fee for a short-term agreement |                   |                     |
|-----------|------------------------------------------------------------------------------------------|-------------------|---------------------|
|           | Daily agreement                                                                          | Monthly agreement | Quarterly agreement |
| 1         | 2                                                                                        | 3                 | 4                   |
| January   | 2.5                                                                                      | 2.2               | 1.7                 |
| February  | 2.5                                                                                      | 2.2               |                     |
| March     | 2.4                                                                                      | 2.1               |                     |
| April     | 2.2                                                                                      | 1.9               | 1.0                 |
| May       | 1.7                                                                                      | 1.4               |                     |
| June      | 1.4                                                                                      | 1.2               |                     |
| July      | 1.4                                                                                      | 1.2               | 1.0                 |
| August    | 1.4                                                                                      | 1.2               |                     |
| September | 1.7                                                                                      | 1.4               |                     |
| October   | 2.4                                                                                      | 2.1               | 1.7                 |
| November  | 2.5                                                                                      | 2.2               |                     |
| December  | 2.5                                                                                      | 2.2               |                     |

- 12.7. For a short-term agreement concluded for a period other than that specified in item 12.1. point b) or c), a fixed fee is determined, depending on the ordered capacity, taking into account the factors corresponding to the periods referred to in columns 3 and 4 of the table in item 12.6. and the fixed fee for each day outside these periods set on the basis of column 2 of said table.
- 12.8. A short-term agreement is concluded for a specified period referred to in item 12.1. The duration of a Short-term Agreement may not be extended or shortened.
- 12.9. To the extent not regulated in Chapter 12 other provisions of the Tariff shall apply to settlements of the Short-Term Agreement.

### **13. BILLING RULES FOR THE PROVISION OF DISTRIBUTION SERVICES ON AN INTERRUPTIBLE BASIS**

- 13.1. An Agreement for the provision of interruptible distribution services may be concluded for the reception point where gaseous fuel is collected with a contracted capacity exceeding 110 kWh/h. The above shall not apply to Customers connected to the network operated by the Operator pursuant to the provisions of Article 28(2) of the Act of 20 May 2021 amending the Energy Law and certain other acts (Journal of Laws of 2021, item 1093, 1642, 2269 and 2376 and 2022 item 1 and 1967), and which is supplied exclusively from a mine whose operating characteristics do not ensure continuity of supply of gaseous fuels and connection to an alternative supply source ensuring continuity of supply of gaseous fuels is not technically possible or economically justified.
- 13.2. An Agreement for the provision of interruptible distribution services may not be concluded with a Customer indicated in § 4.1 item 1, 3-7 and 10-12 of the Regulation referred to in item 1.1 point e), if that Customer's installation cannot be supplied with fuel other than natural gas to an extent that ensures no interference with its operation.
- 13.3. Interruptible distribution services are offered only in the event of technical or contractual restrictions preventing the Operator from providing distribution services on a continuous basis.
- 13.4. At a given reception point, a Customer may conclude an Agreement for the provision of distribution services on a continuous and interruptible basis. As part of the Distribution Services provided on a continuous basis, the contracted capacity is not subject to the restrictions referred to in item 13.8.
- 13.5. Immediately after the reasons justifying the provision of the interruptible distribution service by the Operator in a given reception point have ceased, the Operator shall start providing the service at this point on a continuous basis, after informing the Customer in writing about the date on which the change in the method of service provision would take place.
- 13.6. The terms of the interruptible distribution services shall be determined for the relevant reception point in the concluded Contract.
- 13.7. At a given reception point, the level of the Contracted Capacity that may be offered for the interruptible distribution service is determined by the Operator in a manner ensuring equal treatment of all Customers.
- 13.8. As part of the interruptible distribution services provided, under the terms and conditions set out in the Agreement, the Operator has the right to restrict the Interruptible Contracted Capacity at a given reception point during the entire term of the Contract and shall determine the point at which the limitation is implemented, taking into account item 13.11.

- 13.9. As part of the interruptible distribution services provided, the maximum length of a single curtailment may be equal to the number of Gas Days for which the Contract has been concluded at the relevant reception point. There is no limit on the number of Gas Days during the term of the Contract for interruptible distribution services provided on an interruptible basis where the contracted capacity may be curtailed.
- 13.10. A Customer is obliged to comply with the limitations of interrupted contractual capacity introduced by the Operator in accordance with the provisions of item 13.8. at a given reception point, within the period indicated by the Operator.
- 13.11. Restriction of the Interruptible Contracted Capacity for a given Customer is made to the level of the Contracted Capacity available at a given reception point.
- 13.12. If, for a given reception point, the Interruptible Distribution Service is provided for two or more Customers, as referred to in item 5.1.3., their respective Interruptible Contracted Capacity for the respective Customers is limited proportionally to the general Interruptible Contracted Capacity of the relevant Customer at the reception point.
- 13.13. For the purposes of determining the duration of the introduced restriction in the interruptible contracted capacity, each such restriction on a given Gas Day is treated as a restriction introduced for the entire Gas Day.
- 13.14. In the event of Customer's non-compliance with the restrictions introduced by the Operator, as referred to in item 13.8., despite prior notice sent at the contact details specified in the Agreement, of the intention to terminate the Agreement and setting an additional 1-hour period, counted from receipt of the aforementioned notice, for adapting to the restrictions introduced, the Operator has the right to terminate the Agreement with immediate effect in the section concerning the provision of interruptible distribution services for a given reception point.
- 13.15. The provision of distribution services on an interruptible basis does not exclude the possibility of introducing restrictions referred to in item 7.1. and item 7.4..
- 13.16. Introduction of restrictions on the maximum amount of hourly gas offtake in accordance with the regulation referred to in item 1.1. point e), is not treated as a reduction in interruptible contracted capacity, as referred to in item 13.8. In this case, the period of limiting the maximum amount of hourly gaseous fuel consumption is not treated as the use of the limit of the number of Gas Days specified in the Agreement for which the Contracted Capacity may be limited ( $d_n$ ) with respect to interruptible distribution service.
- 13.17. In the case of providing interruptible distribution services, Customer's qualification to a tariff group takes place in accordance with the principles set out in item 4.3., subject to the next sentence. If the same Customer, uses the gaseous fuel distribution services simultaneously on a continuous and interruptible basis at the

same reception point under one Agreement, the classification to the tariff group is made based on the sum of these contracted capacities to the tariff group with index 1.

- 13.18. The fee for the provision of the Interruptible Distribution Service is determined in accordance with the provisions of item 5.3.4., where the rate of the fixed distribution fee is the product of the rate specified in Chapter 6 and the "D" factor calculated according to the following formula:

$$D = \frac{t - t_0}{t}$$

where:

- D – corrective factor,
- t – number of hours in the Billing Period [h],
- t<sub>0</sub> – number of hours of interruptible contracted capacity reduction in the Billing Period [h].

If the value of the D coefficient is less than 0.05, it is assumed that its value is 0.05.

- 13.19. In the event of Customer's non-compliance with the restrictions introduced by the Operator, as referred to in item 13.8., regardless of the rights resulting from the provisions of item 13.14., an additional fee is charged, being the product of the maximum capacity registered by the Metering and billing system over the unrestricted power, the number of hours in the Billing Period and the threefold rate of the fixed distribution fee, as specified in chapter 6, appropriate for the tariff group the Customer is qualified to at a given reception point under the Agreement for the provision of the interruptible distribution service. For the purposes of calculating the fee referred to above, it is assumed that the number of hours in the Billing Period is equal to the number of hours in a Gas Month, and the fee is calculated separately for each Gas Day during which the Customer failed to comply with the limitations introduced by the Operator.
- 13.20. In the event of exceeding the contractual capacity without the Operator's consent (more than the sum of the contractual capacity resulting from the Agreements concluded for this reception point), the amount exceeding the contractual capacity shall be assigned in accordance with the billing allocation reported by a Customer. If the billing allocation is not reported, the entire excess is allocated in proportion to the amount of the contracted capacity ordered for individual Agreements.
- 13.21. If the Operator introduces the restrictions referred to in item 13.8., Customers are not entitled to the discounts referred to in Chapter 7.

- 13.22. In the case of restrictions on the interruptible contracted capacity introduced by the Operator for the reasons referred to in items 7.1. and 7.4., Customers are entitled to the discounts referred to in Chapter 7.
- 13.23. To the extent not regulated in Chapter 13, other provisions of the Tariff shall apply accordingly to the billing of the Agreement for the provision of interruptible distribution services.

## 14. PRINCIPLES OF BILLING FOR THE PROVISION OF VIRTUAL REVERSE DISTRIBUTION SERVICES

- 14.1. The Operator may offer virtual reverse distribution services, which are virtual gaseous fuel transport services in the opposite direction to the physical flow of the gas stream from the source input points to the virtual output point from the distribution area to the TSO's transmission system.
- 14.2. The fee for the virtual reverse distribution service is the product of the quantity of gaseous fuel covered by this service, the  $R_w$  coefficient of 0.2 and the average fee rate for the gaseous fuel distribution service in the amount specified in the table below:

| Average fee rate for the Gas Distribution Service |                      |
|---------------------------------------------------|----------------------|
| High-methane gas E                                | Nitrogen-rich gas Lw |
| [gr/kWh]                                          | [gr/kWh]             |
| 6.650                                             | 2.243                |

- 14.3. To the extent not regulated in Chapter 14, the remaining provisions of the Tariff shall apply accordingly to the billing of virtual reverse distribution services.

## **15. BILLING RULES FOR THE PROVISION OF DISTRIBUTION SERVICES ON THE BASIS OF THE COMMISSIONING AGREEMENT,**

- 15.1. A Customer may apply for the conclusion of a Commissioning Agreement with the Operator, for the provision of distribution services characterized by special terms and conditions of the order on contracted capacity for the reception point gaseous fuel with a connection capacity greater than 710 kWh/h for high-methane gas, 590 kWh/h for nitrogen-rich gas Lw, 520 kWh/h for nitrogen-rich gas Ls, new or existing, for which new connection conditions have been issued in relation to a documented replacement or connection of new gas equipment of the Customer.
- 15.2. The Commissioning Agreement for the provision of distribution services is concluded for the period requested by a Customer, but not longer than 110 days, and ends on the last day of the Gas Month. The Commissioning Agreement results in signing the Agreement for a period of at least 12 months, provided that during this period the Customer may not enter into a Agreement in accordance with the provisions of item 16, wherein the duration of the Agreement includes the term of the Commissioning Agreement.
- 15.3. A Customer's qualification to a tariff group using the Commissioning Agreement for the provision of the Distribution Service is carried out in accordance with the rules set out in item 4.3., based on the maximum registered hourly capacity in a given Gas Month, but not lower than 711 kWh/h for high-methane gas, 591 kWh/h for Lw nitrogen-rich gas or 521 kWh/h for Ls nitrogen-rich gas, respectively.
- 15.4. The fee for the provision of the distribution service under the Commissioning Agreement is determined in accordance with the provisions of item 5.3.4. wherein the contracted capacity accepted for billing is determined based on the maximum registered hourly capacity in a given Gas Month, but not higher than the Contracted Capacity and not lower than, 711 kWh/h for high-methane gas, 591 kWh/h for Lw nitrogen-rich gas or 521 kWh/h for Ls nitrogen-rich gas, respectively.
- 15.5. The maximum hourly consumption of gaseous fuel in a given reception point may not exceed the connection capacity. In the event of exceeding the connected capacity without the Operator's consent, a Customer is charged a fee for exceeding the capacity in accordance with the provisions of items 5.3.14. and 5.3.15.
- 15.6. If a Customer does not specify the contracted capacity, no later than on the 7th day before the end of the technological commissioning period, for billing of the gas fuel distribution service in the subsequent months of the Gas Year, the maximum hourly capacity registered during the technological commissioning at a given reception point shall be assumed, but not higher than the connection power specified for this reception point and not lower than 711 kWh/h for high-methane gas, 591 kWh/h for Lw nitrogen-rich gas or 521 kWh/h for Ls nitrogen-rich gas,

taking into account items 5.3.8., 5.3.9. and 5.3.10. The Contracted Capacity specified by a Customer may be lower than the registered capacity during the technological commissioning, but may not be lower than the minimum values specified above.

- 15.7. To the extent not regulated in Chapter 15, other provisions of the Tariff shall apply accordingly to the billing of the Commissioning Agreement for the provision of distribution services.
- 15.8. In the event that gaseous fuel consumption does not commence within 12 months from the conclusion of the Commissioning Agreement, it is necessary to submit a new application to the Operator for the provision of distribution services under the Commissioning Agreement.

## **16. BILLING RULES FOR THE PROVISION OF DISTRIBUTION SERVICES RELATED TO THE SPECIFIC CONDITIONS OF THEIR PROVISION**

- 16.1. The conclusion of an Agreement for the reception points that may be qualified as ones related to the specific conditions for the provision of distribution services is possible if the following conditions are jointly met:
- a) The contracted capacity or the connection capacity (for the new reception point) is greater than 710 kWh/h for high-methane gas, 590 kWh/h for nitrogen-rich gas Lw or 520 kWh/h for nitrogen-rich gas Ls,
  - b) pressure at the reception point is not higher than 0.5 MPa,
  - c) the share of the total quantity of gaseous fuel distributed in the periods from October 1 to November 30 and from May 1 to September 30 to the amount of gaseous fuel collected during the Gas Year may not be less than 75%, whereby:
    - for reception points connected before the beginning of the previous Gas Year, this condition must be met in the previous Gas Year,
    - for reception points connected during the previous Gas Year or during the current Gas Year, the fulfilment of the condition is determined on the basis of the Customer's statement on the planned quantities of collection in individual Gas Months,
  - d) there are technical and economic conditions for the provision of distribution services, calculated taking into account the billing rules for these Agreements,
  - e) A Customer shall apply for the provision of distribution services on special terms, for a period of at least 12 Gas Months.
- 16.2. Qualification to the tariff group is carried out in accordance with the principles set out in item 4.3., although for a new reception point, the Connected Capacity is assumed instead of the Contracted Capacity.
- 16.3. The rules and procedure for introducing changes to the Contracted Capacity are set out in item 5.3.9.
- 16.4. Billing for the gaseous fuel distribution service provided are made on the terms set out in item 5.3.4., while the contracted capacity (M) used in the formula in the above-mentioned item is replaced by the billed capacity ( $M_w$ ) determined each time after the end of the Billing Period, based on the following formula:

$$B_w = \frac{Q}{T} * W_n + w_p * M$$

where:

- $M_w$  – billing power [kWh/h] calculated with an accuracy up to 1 kWh/h,
- Q – amount of gaseous fuel taken in the Billing Period [kWh],
- T – number of hours in the Billing Period [h],

$W_n$  – billing coefficient of uneven gas consumption,

$w_p$  – corrective factor,

$B$  – Contracted power [kWh/h].

subject to item 16.6. point a).

16.5. The values of  $W_n$  and  $w_p$  coefficients are specified in the table below:

| Tariff group                                                       | $W_n^*)$ | $w_p$ |
|--------------------------------------------------------------------|----------|-------|
| W-6A.1, W-6A.2, Lw-6.1, Lw-6.2, Ls-6.1, Ls-6.2                     | 5.0      | 0.10  |
| W-7A.1, W-7A.2, W-8.1.s, W-8.2.s, Lw-7A.1, Lw-7A.2, Ls-7.1, Ls-7.2 | 7.0      | 0.05  |

\*) for places of receipt referred to in item 16.7., the  $W_n$  coefficients are 2.0 and 3.5, respectively

16.6. If during the Billing Period:

- a) The billing capacity ( $M_w$ ) is greater than the Contracted capacity ( $M$ ), the billing should take the Contracted capacity ( $M$ )
- b) the maximum recorded hourly capacity is higher than the ordered Contracted Capacity ( $M$ ), the Customer is charged a fee for exceeding the Contracted Capacity, in accordance with the principles set out in item 5.3.14., where the power used to calculate the amount of the excess is the ordered Contracted Capacity ( $M$ )

16.7. The places of receipt that are compressed natural gas stations, may be billed in accordance with the principles set out in Chapter 16, despite failure to meet the condition referred to in item 16.1. points a) and c).

16.8. After the end of the Gas Year for a given reception point, the fulfilment of the conditions for the conclusion of the Agreement referred to in item 16.1. points a) – c). If a Customer at a given reception point does not meet any of the conditions, then in the next Gas Year it will be billed on general terms, of which the Operator shall immediately inform the company operating in the field of gaseous fuel trading the Customer has concluded an agreement with. Failure to meet the condition referred to above also applies to the case where, despite the concluded agreement, no gas was taken from the reception point in the previous Gas Year.

16.9. To the extent not regulated in Chapter 16, other provisions of the Tariff shall apply to the billing of Agreements taking into account the specific conditions for the provision of distribution services.

16.10. For the reception point where gaseous fuel was delivered in the previous Gas Year, and for which a new Agreement was concluded along with the statement referred to in item 16.1. point c), second indent, and after the verification referred to in item 16.8. it was found that the condition set out in item 16.1. point c) was

not met, the Operator shall correct the billings for a given Gas Year by billing on general terms.

- 16.11. In the event that for a given reception point, where fuel is taken on the basis of an Agreement for the provision of distribution services on special terms, and the actual implementation period of which is less than 12 months as a result of the termination of said Agreement, the Operator shall adjust the billing for the entire duration the Agreement, by billing on the terms set out in item 5.3.17.