

Shipper-Details

Company Name: _____

Postal Address: _____

For the purpose of booking the non-regulated transit capacities in OPAL pipeline („OPAL transit capacities“) and taking into account the decisions of the German regulatory authority Bundesnetzagentur from 25.02.2009 and 07.07.2009 (case No.: BK7-08-009, to be found at: http://beschlussdatenbank.bundesnetzagentur.de/index.php?lr=view_bk_overview&year=2009&group=56&filter_reset=1&page=0), we hereby declare in favour of OPAL Gastransport GmbH & Co. KG („OGT“) the following:

1. Neither our undertaking nor any other undertaking of our group of undertakings holds a dominant position on one or more relevant upstream or downstream natural gas markets, which cover the Czech Republic or the supply of gas to the Czech Republic (hereinafter “Relevant Market”).
2. There is no long-term and significant gas supply agreement between our undertaking or our group of undertakings and any of the above specified dominant undertakings or dominant groups of undertakings in relation to the Relevant Market.
3. We will inform OGT immediately in writing as soon as the present declaration ceases to be correct, if at that point of time there is a valid contract for the usage of the OPAL transit capacities.

Group of undertakings means for the purpose of this declaration all the undertakings which are under direct or indirect control of one and the same undertaking (the meaning of control is in accordance with the Article 3(2) of the Regulation (EC) No 139/2004 of 20.01.2004 on the control of concentrations between undertakings (the EC Merger Regulation)).

This declaration is subject to German law.

Name of the undertaking

Stamp

Place

Date

Signature

Name in block letters