

Technical Rule no. 04 rev.7 MTEE

(pursuant to Article 4 of the Rules of Operation of the Energy Efficiency Certificates Market)

Title	Invoicing of transactions and settlement of payments on the Energy Efficiency Certificates Market
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Reference standards	Article 34, Article 35, paragraphs 35.1, 35.3 and 35.4, Article 36, Article 37, Article 38, and Article 39 of the Rules of Operation of the Energy Efficiency Certificates Market (white certificates).
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Premise

Article 34, Article 35, paragraphs 35.1, 35.3 and 35.4, of the Rules provide, respectively, that the invoicing period for the transactions concluded on the energy efficiency certificates market and the procedures and terms of invoicing are defined in the Technical Rules.

Article 36 of the Rules provides that the modalities and terms of payment of the Market Participants, debtors to GME, are defined in the Technical Rules.

Article 37 of the Rules provides that the modalities and terms of payment of the GME in favor of the Market Participants, its creditors, are defined in the Technical Rules.

Article 38 and Article 39 of the Rules provide that the terms and procedures for invoicing and payment of fees owed by Market Participants to GME are defined in the Technical Rules.

1. The invoicing period

The invoicing period of the transactions concluded on the energy efficiency certificates market is each market session.

2. Communications and accounts payable

For each invoicing period, within the working day following the closing of the reference session, GME provides, on the SetService Platform, each Market Participant creditor, a communication showing the amounts relating to the sale transactions made by the Market Participant on the energy efficiency certificates market.

2.1 Invoicing by the Italian Market Participant

Having received the communication, the Italian Market Participant issues the invoice to GME by the second working day following the end of the reference session.

2.2 Invoicing by the Foreign Market Participant

Having received the communication, the Foreign Market Participant issues the invoice to GME by the second working day following the end of the reference session. However, if the latter coincides with the last working day of the month or the first working day of the following month, the same Market Participant will release the invoice on the first working day of the month following the month of the session.

3. Invoicing of accounts receivable of GME

For each invoicing period, GME issues to each Market Participant, its debtor, the invoice containing the amounts of those purchase transactions concluded by the Market Participant on the energy efficiency certificates market by the second working day following the end of the session of reference; if the latter coincides with the first working day or the working second day of the following month, GME shall issue the invoice in the month in which the reference session ended.

Within the seventh working day of the month following each calendar trimester, then, in the months of January, April, July and October, GME issues to each Market Participant an invoice with the sum of the fees due for all transactions made on the energy efficiency certificates market.

In case the transmission of the invoice issued by a PA Participant¹ through the Sistema di Interscambio (SDI) to the PA Market Participant is not successful, within the timeframes identified in the Law of 24 December 2007 no. 244 and related implementations in the field of electronic invoicing to the PA, GME will forward him/her/it the attestation of successful transmission of the invoice with delivery impossibility, through alternative channels to SDI, containing the invoice.

4. The compensation of economic items

If the same Market Participant on the same market session concludes purchase and sale transactions, compensation amounts including VAT, where chargeable, can be settled provided that they meet the following requirements:

- that the accounts receivable of the Market Participant is received by GME within the period referred to in paragraph 2 above;
- that the accounts receivable of GME is received by the non-PA and PA Market Participant within the time limits referred to in paragraph 2 and 3 above.

¹PA participant shall mean the entity referred to in Article 1, paragraph 209 of Law no.244 of 24 December 2007.

If this is not the case, GME postpones compensation of the amounts including VAT, where chargeable, at the time of receipt of the GME's invoice by the Participant and of the Participant's invoice by GME.

5. Settlement of payments of the Market Participants to GME

In accordance with Article 36 of the Rules, GME shall satisfy claims against the Market Participant, own net debtors, together with the closing of the reference session by the deposit available until possible, returning any surplus in the manner and within the terms set out in the Technical Rule 01 MTEE.

6. Settlement of payments of the fees

By the third last working day of the month in which it was released the invoice and with beneficiary currency on the same day, each Market Participant must make the payment of the fees referred to in Article 39 of the Rules, through bank transfers. The IBAN code on which to make the payments is available on the GME's website (www.mercatoelettrico.org).

The timing is also valid with regard to the PA Market Participants, as the same is compatible with the application of the provisions contained in Law of 24 December 2007, no. 244 and related implementations.

Failure to pay the amounts due within the prescribed time involves the suspension of the Market Participants from the TEE market under Article 43, paragraph 43.1, subpara. b) of the Rules until the date of payment and in any case for a period not exceeding six months, after which, without response, it will be arranged the exclusion of the Market Participant from the TEE market.

7. Settlement of payments of GME to Market Participants

The GME payments are made to each Italian Market Participant, own net creditor, on the third working day (same-day currency) following the end of the reference session as a result of the receipt of the invoice, by SEPA Credit Transfer with Priority or equivalent instrument. If the invoice is received by the Foreign Market Participant based on the terms set out in paragraph 2, item 2.2, GME will make the payment within the working day following the receipt of the invoice with beneficiary currency on the same day.

If the invoice is not received by GME within the period referred to in paragraph 2 above, the payment will be made within the next working day than the one of receipt.

In respect of the PA Market Participant, net creditor, the payment will be made within the working day following the compensation referred to in paragraph 6 above.

For the purposes of the survey, the date and time in which payments are debited on the bank account of GME will prevail as reported by the information system of the body entrusted of the treasury services.

8. Notifications and invoices format and way of transmission

The notifications of pro-forma invoices shall be provided to participants on the "SetService" platform under the procedures described in the specific "SetService User Manual" posted on GME's website (www.mercatoelettrico.org).

GME's invoices shall be made available on the "SetService" platform and shall be transmitted to participants through the SDI exclusively under the conditions provided for by the legislation in force on electronic invoicing and the related implementing provisions.

After downloading their pro-forma invoice notifications from the "SetService" platform, participants shall provide their own invoice on the "SetService" platform, entering only the necessary details, as described in the SetService User Manual.

Upon recurrence of the conditions established by the legislation in force from time to time on electronic invoicing and related implementing provisions, after downloading their pro-forma invoice notifications from the "SetService" platform, participants transmit the invoice, to GME through the SDI, integrated exclusively with the details required, as described in the SetService User Manual.