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**POLISH VP APPENDIX**

**to the**

**EFET General Agreement**

**Concerning the Delivery and Acceptance of Natural Gas**

**Version 2.0/January 6, 2003 and Version 2.0(a)/May 11, 2007**

**(the "Polish VP Appendix")**

**NOTICE & WAIVER: THIS POLISH VP APPENDIX WAS PREPARED BY EFET’S MEMBERS EXERCISING ALL REASONABLE CARE BASED ON THE TRANSMISSION NETWORK CODE VERSION 23. HOWEVER EFET, THE EFET MEMBERS, REPRESENTATIVES AND COUNSEL INVOLVED IN ITS PREPARATION AND APPROVAL SHALL NOT BE LIABLE OR OTHERWISE RESPONSIBLE FOR ITS USE AND ANY DAMAGES OR LOSSES RESULTING OUT OF ITS USE IN ANY PARTICULAR CASE AND IN WHATEVER JURISDICTION. IT IS THEREFORE THE RESPONSIBILITY OF EACH PARTY WISHING TO USE THIS POLISH VP APPENDIX AND THE EFET GENERAL AGREEMENT TO ENSURE THEIR TERMS AND CONDITIONS ARE LEGALLY BINDING, VALID AND ENFORCEABLE AND BEST SERVE TO PROTECT THE USER’S LEGAL INTERESTS. USERS OF THIS POLISH VP APPENDIX ARE URGED TO CONSULT RELEVANT LEGAL OPINIONS MADE AVAILABLE THROUGH EFET AS WELL AS THEIR OWN COUNSEL.**

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**European Federation of Energy Traders**

**POLISH VP APPENDIX**

to the

General Agreement

Concerning the Delivery and Acceptance of Natural Gas

Version ……

**POLISH VP APPENDIX**

dated as of

 (the **“Polish VP Appendix Effective Date**”)

Between

[ ]

and

[ ]

**Check the following box and fill in date only if you are using this Polish VP Appendix to modify and supplement a previously executed General Agreement between the Parties:**

**[ ]** By executing this Polish VP Appendix in the signature block at the end hereof, the Parties hereby modify, supplement and amend the terms of that certain previously executed General Agreement entered into and dated as of \_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_ to provide that the terms of this Polish VP Appendix shall be incorporated therein and shall be applicable to and thereafter govern all Polish VP Transactions (as hereinafter defined).

**[ ]** All Polish VP Transactions (as hereinafter defined) concluded before execution of this Polish VP Appendix shall be governed by this Polish VP Appendix.

**ADDITIONAL PROVISIONS / AMENDMENTS TO THE POLISH VP APPENDIX**

**To be executed by Parties that checked and completed the box on the first page hereof**:

IN WITNESS whereof this Polish VP Appendix has been duly executed by the duly authorized representative(s) of each Party on the respective dates set out below with effect from the Polish VP Appendix Effective Date.

[Name of Party] [Name of Party]

By: By:

Name: Name:

Title: Title:

Date: Date:

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**European Federation of Energy Traders**

|  |
| --- |
| **ANNEX 2 POLISH VP (A)****to the** **General Agreement**  |

CONFIRMATION OF INDIVIDUAL CONTRACT FOR POLISH VP TRANSACTIONS (FIXED PRICE)

Between:

(1) ("**Seller**"); and

(2) ("**Buyer**").

concluded on [ / / ], [ : ] hours

**Delivery Point :** Polish VP

##### [X] INTRA SYSTEM

##### Relevant System : OGP Gaz-System transmission grid

**Contract Quantity :** [ ]

**Time Unit : 1 hour**

**Total Supply Period :** From [ ] hours on [ / / ]

 to [ ] hours on [ / / ]

**Contract Price :**

**Tolerance : 0**

This Confirmation confirms the Individual Contract entered into pursuant to the EFET General Agreement Concerning the Delivery and Acceptance of Natural Gas between the Parties (General Agreement) and supplements and forms part of that General Agreement. In case of any inconsistencies between the terms of this Confirmation and the Individual Contract, please contact us immediately.

Date : Signature :

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**ANNEX 2 POLISH VP (B)**

**to the**

**General Agreement**

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CONFIRMATION OF INDIVIDUAL CONTRACT FOR POLISH VP TRANSACTIONS (FLOATING PRICE)

Between:

(1) ("**Seller**"); and

(2) ("**Buyer**").

concluded on [ / / ], [ : ] hours

**Delivery Point :** Polish VP

##### [X] INTRA SYSTEM

##### Relevant System : OGP Gaz-System transmission grid

**Contract Quantity :** [ ]

**Time Unit : 1 hour**

**Total Supply Period :** From [ ] hours on [ / / ]

 to [ ] hours on [ / / ]

**Price Source :**

**Commodity Reference Price :**

**Alternate Commodity Reference Price :**

**Calculation Date :**

**Calculation Agent :**

**Calculation Method :**

**Tolerance : 0**

This Confirmation confirms the Individual Contract entered into pursuant to the EFET General Agreement Concerning the Delivery and Acceptance of Natural Gas between the Parties (General Agreement) and supplements and forms part of that General Agreement. In case of any inconsistencies between the terms of this Confirmation and the Individual Contract, please contact us immediately.

Date : Signature :

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**European Federation of Energy Traders**

**ANNEX 2 POLISH VP (C)**

**to the**

**General Agreement**

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| --- | --- | --- |
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CONFIRMATION OF INDIVIDUAL CONTRACT FOR POLISH VP TRANSACTIONS (CALL OPTION)

Between:

(1) ("**Writer**"); and

(2) ("**Holder**").

concluded on [ / / ], [ : ] hours

**Option Details :**

(a) Option Type : Call

 (b) Option Style: American/European

 (c) Exercise Deadline :

(d) Exercise Period: (if American Style Option)

(e) Premium :

(f) Premium Payment Date :

**Delivery Point :** Polish VP

##### [X] INTRA SYSTEM

##### Relevant System : OGP Gaz-System transmission grid

**Contract Quantity :** [ ]

**Time Unit : 1 hour**

**Total Supply Period :** From [ ] hours on [ / / ]

 to [ ] hours on [ / / ]

**Contract Price :**

**Tolerance : 0**

This Confirmation confirms the Individual Contract entered into pursuant to the EFET General Agreement Concerning the Delivery and Acceptance of Natural Gas between the Parties (General Agreement) and supplements and forms part of that General Agreement. In case of any inconsistencies between the terms of this Confirmation and the Individual Contract, please contact us immediately.

Date : Signature :

**EFET**

**European Federation of Energy Traders**

**ANNEX 2 POLISH VP (D)**

**to the**

**General Agreement**

|  |  |  |
| --- | --- | --- |
|  |  |  |

CONFIRMATION OF INDIVIDUAL CONTRACT FOR POLISH VP TRANSACTIONS (PUT OPTION)

Between:

(1) ("**Writer**"); and

(2) ("**Holder**").

concluded on [ / / ], [ : ] hours

**Option Details :**

(a) Option Type : Put

 (b) Option Style: American/European

(c) Exercise Deadline :

(d) Exercise Period: (if American Style Option)

(e) Premium :

(f) Premium Payment Date :

**Delivery Point :** Polish VP

##### [X] INTRA SYSTEM

##### Relevant System : OGP Gaz-System transmission grid

**Contract Quantity :** [ ]

**Time Unit : 1 hour**

**Total Supply Period :** From [ ] hours on [ / / ]

 to [ ] hours on [ / / ]

**Contract Price :**

**Tolerance : 0**

This Confirmation confirms the Individual Contract entered into pursuant to the EFET General Agreement Concerning the Delivery and Acceptance of Natural Gas between the Parties (General Agreement) and supplements and forms part of that General Agreement. In case of any inconsistencies between the terms of this Confirmation and the Individual Contract, please contact us immediately.

Date : Signature :