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2011 Fos Tonkin Open Season Information Memorandum

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Une société de GDF SV CZ

Summary

This document (« Information Memorandum ») presents the conditions applicable to the invitation to subscribe for capacity at the Fos Tonkin terminal (« 2011 Fos Tonkin Open Season » or « Open Season » and completes the Preliminary Information Memorandum sent to the Registered Subscriber on May 5, 2011.

In September 2009, Elengy launched an invitation to subscribe for capacity at the Fos Tonkin terminal (« 2009 Fos Tonkin Open Season »). The response obtained has confirmed an interest of the market in regasification capacity at the Fos Tonkin terminal significantly exceeding 3 bcm/year over a period of 20 years. This would, however, not justify the investment required by the continuation project of the Fos Tonkin terminal beyond 2014.

At the request of its customers, Elengy thus re-launches a consultation of the market on capacity at the Fos Tonkin terminal (« 2011 Fos Tonkin Open Season »).

Against this background, Elengy offers to market as of October 2014 and over a period of 20 years capacities, which may reach 7 bcm/year of regasification capacity. The proposed capacities benefit from the optimization studies of the terminal undertaken by Elengy since 2009.

The 2011 Fos Tonkin Open Season represents a very attractive opportunity for stakeholders wishing to have long-term regasification capacity subscriptions provided by a major operator and strategically located on the Mediterranean coast in a basin located in the heart of the port industrial area of Fos-sur-Mer. As one of the worldwide leading LNG terminal operators Elengy fully intends to contribute to the opening and the dynamics of the liquefied natural gas (LNG) market.

The information contained in the present Information Memorandum takes precedence over any information previously published or communicated by Elengy in relation to the Open Season. The French language version prevails over the version in English.

Furthermore, the information presented in this document is meant to be an introduction only and not a detailed presentation of the documents to which reference is made; interested parties should consult the reference documents shown as appendices to the present document.

The attention of interested parties is drawn to the fact that the provisions of the present document and its appendices have been developed by Elengy and include the modifications stipulated in the deliberation of July 7, 2011 by the French Energy Regulatory Commission ("CRE") on the validation of the Open Season procedure at the Fos Tonkin LNG terminal.





Table of contents

Elengy, 2nd largest european operator of LNG terminals	4
1. 2011 Fos Tonkin Open Season : projects proposed	6
1.1 Direct access to gas exchange points	6
1.2 Fos Tonkin terminal	6
The installations of the terminal	6
Fos Tonkin is able to receive LNG tankers 24h a day	7
Potentiality of the site and future specialization	7
LNG characteristics and authorized vessels	8
1.3 Horizon 2035 Project	8
Higher Capacity Horizon 2035 Project	
Lower Capacity Horizon 2035 Project	9
1.4 Horizon 2020 Project	10
1.5 amount of Investments	10
2. Procedure of the 2011 Fos Tonkin Open Season	
3. Open Season qualification	12
4. Allocation of terminal access capacities	
Non-binding phase	14
Binding phase	14
5. Regulatory framework : services and tariffs	15
1.6 Regasification services	
1.7 Access tariffs at the Fos Tonkin terminal	15
6. Transmission capacities downstream the terminal	
7. Open Season timetable	17
Annex : Allocation Rules	



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ELENGY, 2ND LARGEST EUROPEAN OPERATOR OF LNG TERMINALS

LNG terminal operator since 1965, Elengy provides its customers with over forty years of experience in the design, development, operation and maintenance of LNG terminals.

Advocate in favour of the opening of a constantly shifting market, Elengy caters to all the shippers wishing to import LNG to supply the French market and the interconnected European markets. Elengy draws on its experience as LNG terminal operator to vouch for timely and high performance service, develop new projects and offer competitive and innovative solutions, which meet the needs of flexibility.

In France, Elengy is in charge of operating three LNG terminals : Montoir-de-Bretagne, on the Atlantic coast, Fos Tonkin and, on behalf of STMFC, Fos Cavaou on the Mediterranean coast. At present, these terminals offer a total regasification capacity of 24 bcm/year. Elengy was able to receive and handle over 8000 LNG tankers under the very best conditions.

Elengy, a subsidiary of GDF SUEZ, wholly owns and operates the facilities of Montoir-de-Bretagne and Fos Tonkin. Fos Cavaou is owned by Société du Terminal Méthanier de Fos Cavaou, a company in which Elengy has a shareholding of 72%. The Fos Cavaou LNG terminal was commissioned in 2010 and offers a regasification capacity of 8.25 bcm/year.







Transparency, non-discrimination and confidentiality of sensitive commercial data: Elengy operates under the rules and supervision of CRE, the regulator. It applies strict ethics laid down in its Code of Conduct of which the enforcement is strictly controlled. Moreover, access conditions and tariffs are easily consultable on Elengy's website <u>www.elengy.com</u>.

Performance in terms of health and safety at the workplace, industrial safety, protection of the environment (ISO 14001 certification) and quality assurance (ISO 9001 certification) is monitored within an integrated management system and assessed by an internationally recognized tool (ISRS7[©] of DNV).







1. 2011 FOS TONKIN OPEN SEASON : PROJECTS PROPOSED

1.1 DIRECT ACCESS TO GAS EXCHANGE POINTS

The Fos Tonkin LNG terminal is connected with the South zone of GRTgaz and, because of its location is a strategic facility for the gas supply of this area.

The development of wholesale market for natural gas in France, in particular at North PEG and South PEG, enables operators to easily exchange natural gas unloaded at the Fos Tonkin terminal. Indeed, Elengy customers holding regasification capacities at the Fos Tonkin terminal and having subscribed capacities between South zone and North zone of GRTgaz have direct access to South PEG as well as North PEG. In the beginning of 2011, 77 market players were operating on the French wholesale market, of which 17 were stakeholders at the Elengy terminals.



Key figures of the wholesale market in France at the main PEGs (Source : GRTgaz)

1.2 FOS TONKIN TERMINAL

THE INSTALLATIONS OF THE TERMINAL

The Fos Tonkin LNG terminal was commissioned in 1972. Until the end of September 2014, Elengy commercializes a regasification capacity of 5.5 bcm/year at this terminal.

The Fos Tonkin terminal is equipped with:

- The necessary mooring and unloading installations for LNG tankers,





- Two LNG metal storage tanks of a capacity of 35000 cm each (RV01 and RV02) and one concrete LNG storage tank of a capacity of 80000 cm (RV03) which is more recent,
- Boil-off equipment,
- Send-out installations, including open-rack and submerged combustion vaporizers,
- Utilities.

At the Fos Tonkin terminal, the energy required for regasifying the liquefied natural gas is mainly supplied by sea water which contributes to turning this terminal into one with the lowest fuel gas consumption¹ in Europe.

Fos Tonkin is able to receive LNG tankers 24h a day

Since it was commissioned, the Fos Tonkin terminal has been receiving LNG of different origins, but mainly from Algeria and Egypt. It is built in a dedicated site, protected from traffic and tides and can receive, 24 hours a day, LNG tankers of the Medmax type which carry up to 75000 cm of LNG.

POTENTIALITY OF THE SITE AND FUTURE SPECIALIZATION

The location of the Fos Tonkin terminal, the only facility at the far end of dock N°1 of the industrial port of Fos-sur-Mer offers the possibility of developing so-called small-scale LNG activities, such as those contemplated in Northern Europe using LNG as fuel, thus limiting greenhouse gas emissions.





¹ The take-off of gas in kind is determined by default at 0.3% of the quantity unloaded, whereas the unused part of this take-off is returned to the customers.



LNG CHARACTERISTICS AND AUTHORIZED VESSELS

The Fos Tonkin terminal is prepared to receive any type of LNG in compliance with the specifications indicated on the Elengy website (<u>www.elengy.com</u>). These specifications correspond to the EASEE-Gas recommendations and are among the broadest in Europe. Furthermore, Elengy undertakes to study the possibility of accepting to unload any cargo carrying LNG with properties, which would not comply with these specifications.

The authorised vessels, which can unload LNG at the Fos Tonkin terminal are indicated in the list of vessels approved by the Fos Tonkin terminal published on the Elengy website (<u>www.elengy.com</u>). These LNG tankers can be automatically scheduled to unload their cargo at that terminal. Any request for access concerning a vessel that might not appear on this list is studied on the basis of size and safety criteria.

1.3 HORIZON 2035 PROJECT

The continuation project of the Fos Tonkin terminal until 2035 (« Horizon 2035 Project ») aims at prolonging the operation of the terminal beyond September 2014 at a target capacity of 7 bcm/year (« Higher Capacity Horizon 2035 Project ») or of 5.5 bcm/year (« Lower Capacity Horizon 2035 Project »), whereas the regasification capacity to be retained would depend on the level of customers' requests.

Operators of LNG terminals around the world have established the excellent sustainability of cryogenic equipment, which can serve over a long time provided it is properly renovated. They carry out substantial renovation programmes in order to continue to operate a site approved by the authorities and integrated with its industrial and human environment. The standard lifetime of 40 years can thus be prolonged.

On this basis and with a view of vouching for a safe and highly performing operation of the terminal, Elengy has refined the Horizon 2035 Project by introducing functional changes and, wherever possible, by reducing the equipment to be replaced to a strict minimum. The amount of investment expected to be required by the Horizon 2035 Project was therefore reduced in relation to the amounts anticipated by Elengy at the 2009 Fos Tonkin Open Season.

With the framework of the EU-programme in support of trans-European energy transmission systems, Elengy has applied for subsidy in order to cover part of the study costs of the Horizon 2035 Project.

HIGHER CAPACITY HORIZON 2035 PROJECT

The Horizon 2035 Project at a regasification capacity of 7 bcm/year includes:

- The construction of a new LNG tank of the « fully integrated » type of a capacity of 160 000 cm which will replace the two oldest tanks, which will be dismantled;
- The refurbishing or replacement of the equipment required for the mooring and unloading of the LNG tankers and for the LNG regasification facilities. The unloading ramp leading to the existing 80 000 cm tank and the boil-off control system will be replaced. This would ensure an unloading rate of 6 000 cm LNG/h under optimal safety conditions. The mooring-posts will be kept and





renovated. Finally, the open-rack vaporizers will be renovated and a new vaporizer running on natural gas will be installed.

The regasification capacity which will actually be made available will depend on the progress of the Horizon 2035 Project and on the capacity marketed by GRTgaz, the transmission system operator, at the Fos Transport LNG Terminal Interface Point (« PITTM »). In view of the work schedule planned by Elengy and that planned by GRTgaz at the Fos PITTM, Elengy, as far as the Higher Capacity Horizon 2035 Project is concerned, expects the regasification capacity at the terminal to be 5.5 bcm/year between October 1, 2014 and December 31, 2015, and to be 4 bcm/year between January 1, 2016 and the commissioning date of the new LNG tank. The regasification capacity at the terminal will reach 7 bcm/year by the end of 2017.

LOWER CAPACITY HORIZON 2035 PROJECT

The Horizon 2035 Project at a regasification capacity of 5.5 bcm/year includes:

- The construction of a new tank of the « fully integrated » type of a capacity of 80 000 cm, which will replace the two oldest tanks, which will be dismantled;
- The refurbishing or replacement of the equipment required for the mooring and unloading of the LNG tankers and for the LNG regasification facilities. The unloading ramp leading to the existing 80 000 cm tank will be kept and renovated. The unloading rate of 4 000 cm LNG/h will be maintained. The mooring-posts and the boil-off control system will be kept and renovated. Finally, the open-rack vaporizers will be renovated and the vaporizers running on natural gas will be removed.

This renovation work will contribute to reducing the terminal's footprint on air quality and to maintaining the natural gas consumption for fuelling the regasification at among the lowest levels in Europe.

Elengy expects, as far as the Lower Capacity Horizon 2035 Project is concerned, the regasification capacity at the terminal to be at maximum 4 bcm/year between January 1, 2016 and the commissioning date of the new LNG tank and will reach 5.5 bcm/year by the end of 2017.







Project HORIZON 2035 - lower / higher capacity project simulation

1.4 HORIZON 2020 PROJECT

In case capacity subscriptions should not enable Elengy to implement the Horizon 2035 Project, Elengy also considers a project, which would ensure the operation of the Fos Tonkin terminal until 2020 (« Horizon 2020 Project »).

This project would be based on the dismantling of the two metal LNG storage tanks of a capacity of 35 000 cm each and a targeted renovation of the Fos Tonkin terminal. In this event, the operation of the terminal would only be guaranteed until 2020 at a regasification capacity level of 3 bcm/year.

With a view to defining the targeted renovation programme of the terminal a thorough diagnosis of the installations was carried out in order to forecast their performance in the event of their continued utilization. For a given target performance, the risk analysis, on the one hand, leads to carrying-out an action plan with respect to the operation (reinforced monitoring and maintenance) and, on the other, to carrying-out an action plan of replacement or renovation of the installations which make up the Horizon 2020 Project.

1.5 AMOUNT OF INVESTMENTS

The amounts of investment expected for the Projects Horizon 2035 and Horizon 2020 are expressed in Euros 2011 and are listed in the following table:





Horizon 2035 Project at 7 bcm/year	• Amount of investments : $325M\varepsilon_{2011}$, of which $125M\varepsilon_{2011}$ for the new tank of 160 000 cm and its ancillary installations
Horizon 2035 Project at 5.5 bcm/year	• Amount of investments : 255M€ ₂₀₁₁ , of which 90M€ ₂₀₁₁ for the new tank of 80 000 cm and its ancillary installations
Horizon 2020 Project at 3 bcm/year	 Amount of investments : 45M€₂₀₁₁

These evaluations have been carried out on the basis of preliminary studies.





2. PROCEDURE OF THE 2011 FOS TONKIN OPEN SEASON

Interested parties who have received in return the Confidentiality Agreement duly signed by Elengy will be considered to have registered for the Fos Tonkin Open Season 2011 (« Registered Subscribers ») and are invited to follow the marketing process drawn-up for the Open Season.

This process is governed by non-discriminatory and transparent rules and complies with the relevant rules of good practice ("Allocation Rules", reproduced in Appendix), provides for three main stages :



Initially, Elengy proceeds to the qualification of Registered Subscribers wishing to purchase capacity in the framework of the Open Season. A Registered Subscriber having been confirmed its qualification is named a Qualified Subscriber. Then Elengy conducts capacity allocation and selects a project. Elengy finally performs an analysis of the conditions in which the selected project can be developed and closes the Open Season by taking, if any, the decision to implement this project. Elengy expects to adopt, not later than December 31, 2011, his decision to implement a continuation project of the Fos Tonkin terminal.

Qualified Subscriber having been allocated capacities within the framework of the Open Season shall have an obligation of signing a contract (« Subscription Agreement ») with Elengy, which is established in accordance with :

- the general access conditions² to the LNG terminals operated by Elengy (« General Conditions ») which are available on its website;
- the special conditions reproduced in Appendix C of the Allocation Rules (« Special Conditions »).

The Subscription Agreement, in particular, includes a « ship or pay » clause as well as the conditions governing the yearly and monthly programmes, in accordance with the General Conditions.

3. OPEN SEASON QUALIFICATION

Every Registered Subscriber may request qualification to be admitted to participate in the 2011 Fos Tonkin Open Season.

In order to qualify, Registered Subscribers must at the latest on the qualification limit date – which is set on September 16, 2011 – provide Elengy with the duly signed or, if need be, certified qualification documents reproduced in Appendix A of the Allocation Rules, as follows :



² Link to the General Conditions: <u>http://www.elengy.com/en/commercial-section/access-to-terminals/contracts.html</u>



- a Qualification Request;
- a Delegation of Powers;
- a Declaration;
- a Guarantee.

The amount of the guarantee shall at least be equal to 150 EUR per GWh/year of capacity which the Registered Subscriber would wish to acquire. This amount shall determine the maximum capacity which the Registered Subscriber may request and be allocated at the conclusion of the allocation process, independently of the profiles' duration of the capacities requested.

Following the receipt of all these documents, Elengy shall confirm his qualification for the Open Season to every Registered Subscriber or shall inform him of his refusal of qualification. A Registered Subscriber having been confirmed his qualification by Elengy is designated Qualified Subscriber.

In the event that several related parties wish to qualify for the Open Season, they must organize themselves and designate one party as Qualified Subscriber who will represent the related parties within the framework of the Open Season.

4. ALLOCATION OF TERMINAL ACCESS CAPACITIES

In accordance with prevailing access conditions at the terminal, available capacities are currently allocated on the basis of "first come, first served" rule. As to additional capacities over and above the capacities presently available, capacities developed within the framework of the Fos Tonkin Open Season 2011 will be allocated in accordance with the Allocation Rules.

The capacity allocation process of the Open Season to Qualified Subscribers provides for an initial nonbinding phase of capacity request submission and capacity allocation at the terminal to different subscribers on the basis of their request ("Non-binding Phase").

This Non-Binding Phase will be followed by a binding phase of request submission and capacity allocation ("Binding Phase"); only Qualified Subscribers having submitted a valid non-binding request will be admitted to submitting a request during the Binding Phase.

In the event that at the conclusion of the Binding Phase the binding requests for capacity for the Horizon 2035 Project do not permit to justify the implementation of this project, different alternatives will be studied to allocate all or part of the requested capacities, including capacities in relation to the Horizon 2020 Project.

Elengy shall only undertake the Project Horizon 2035 or Horizon 2020 on the condition that Elengy duly has received binding requests justifying the investments required by these projects.

Elengy anticipates the allocation of non-binding and binding capacity requests to take place on the basis of the same conditions, except if – following an analysis of the results of the Non-Binding Phase – it is considered necessary to adapt the capacity offering or the allocation conditions.



NON-BINDING PHASE

Qualified Subscribers are invited to submit a non-binding subscription request before the non-binding submission deadline which is set September, 23 2011.

In the course of the Non-Binding Phase, Elengy will proceed with allocating capacities of the Higher Capacity Horizon 2035 Project to the Qualified Subscribers on the basis of their non-binding subscription request. Elengy will then make use of the allocated capacities for carrying-out an economic test of the Higher Capacity Horizon 2035 Project.

In the event that this economic test is satisfactory, Elengy will allocate the capacities of the Higher Capacity Horizon 2035 Project to the Qualified Subscribers and initiate the Binding Phase on the basis of the Higher Capacity Horizon 2035 Project.

In the event that this economic test is not satisfactory, Elengy will allocate the capacities of the Lower Capacity Horizon 2035 Project to the Qualified Subscribers and will initiate the Binding Phase on the basis of the Lower Capacity Horizon 2035 Project.

At the conclusion of the Non-Binding Phase, Elengy will communicate the results to the Qualified Subscribers and proceed with an analysis of the results of the Non-Binding Phase in order to identify possible needs of adapting the Allocation Rules.

BINDING PHASE

The Qualified Subscribers will then be invited to submit a binding subscription request before the binding submission deadline, which is set October 21, 2011, the submission conditions being identical – mutatis mutandis – with those applied to the Non-Binding Phase.

The allocation procedures as well as the selection of a project are identical with those applied during the Non-Binding Phase, except for the fact that only binding subscription requests submitted by Qualified Subscribers having submitted a non-binding subscription request shall be validated during the Binding Phase.

Elengy well then proceed to allocating capacities of the Horizon 2035 Project selected on the conclusion of the Non-Binding Phase to the Qualified Subscribers on the basis of their binding subscription request. Elengy will then make use of the allocated capacities to carry-out an economic test which, eventually, should make it possible to select one of the Horizon 2035 projects.

In the event that no Horizon 2035 Project is retained Elengy, together with the Qualified Subscribers having submitted a Binding Subscription Request, will then examine various alternatives allowing for the allocation of all or part of the requested capacities, including the capacities related to the Horizon 2020 Project. Elengy expects the finalization of the binding phase by November 18, 2011.





5. REGULATORY FRAMEWORK : SERVICES AND TARIFFS

Access to the LNG facilities is governed more particularly by law N° 2003-8 dated January 3, 2003, amended and supplemented in particular by law N° 2004-803 dated August, 9 2004³. Within this framework, Elengy offers third parties a regulated access to its LNG terminals.

1.6 REGASIFICATION SERVICES

Services in connection with regasification capacity bookings within the framework of the 2011 Fos Tonkin Open Season include the reception of the LNG tanker at the terminal, the unloading of the LNG, storage, regasification and send-out operations from the terminal into the transmission system.

In accordance with the access conditions prevailing at the terminal and depending on the average number of cargoes which the customer intents to unload over the year, Elengy offers a « continuous » service and undertakes to send-out as continuously and regularly for the subscriber as possible over the whole contractual period in accordance with the terminal's overall unloading schedule, and a « uniform » service for which each cargo is sent-out on a flat daily basis starting from the unloading ending date.

Within the scope of the Horizon 2035 Project, Elengy will propose these same services to the subscribers of capacities at the Fos Tonkin terminal. If need be and in cooperation with the stakeholders concerned, Elengy shall study any developments of its services or propose new services. In concert with the customers and CRE⁴ the regasification services offered by Elengy at the Fos Tonkin terminal could thus be adjusted.

Within the scope of the Horizon 2020 Project, the operations at the terminal will be supported by one single LNG storage tank of a capacity of 80 000 cm. This situation will result in operational constraints with repercussions on the send-out level of the terminal and will significantly affect stock management and send-out in the event that cargoes are rescheduled. Thus, the send-out from the terminal will not be guaranteed and the cargo rescheduling service cannot be ensured. Consequently, the selection of the Horizon 2020 Project at the conclusion of the 2011 Fos Tonkin Open Season will lead to a change in the service characteristics of the Fos Tonkin terminal.

1.7 ACCESS TARIFFS AT THE FOS TONKIN TERMINAL

Article 7 of law N° 2003-8 dated January 3, 2003 lays down that *« the motivated tariff proposals for the use of transmission and distribution grids of natural gas and of the liquefied natural gas facilities be submitted by the Energy Regulation Commission to the Ministers in charge of economy and energy, more particularly, upon the request of the operators. The ministerial decision is considered to be attained, except in the case of one of the ministers opposing it within two months following the receipt of the Commission's proposals. The tariffs are published in the Official Journal by the ministers responsible for economy and energy.* »



³ The French legislation is the transposition of the European regulations, in particular of the Directive 2003/55/EC dated June 26, 2003 which was abrogated by the Directive 2009/73 dated July 13, 2009.

⁴ As indicated in the deliberation of the Energy Regulation Commission of March 15, 2011 relating to the creation of a consensus body with respect to access conditions to regulated LNG terminal.

In this way, the tariff is redefined at periodic intervals to cover operating expenses and capital expenditure.

The present tariff for the use of LNG terminals was approved by virtue of a decree on tariffs dated October 20, 2009 and was set at a fixed average unit tariff of 1.14 EUR/MWh for the period 2010 – 2012.

At the presentation meeting of the 2011 Fos Tonkin Open Season held on June, 9 2011, Elengy communicated an estimate for each of the Horizon 2035 Projects and for the Horizon 2020 Project as follows :

- An estimated authorized income over the period of the projects;
- An estimation of the average unit tariffs for regasification capacities at the Fos Tonkin terminal.

These estimations have been carried out according to the principles of the prevailing tariff framework and on the basis of the provisional project development costs, without any prejudice to the tariffs which will subsequently be set by CRE.

Estimations carried out by Elengy for the Horizon 2035 Project result in average unit tariffs, in constant Euros 2011, which are lower than the present tariff.

The Horizon 2020 Project implies the termination of activity at the Fos Tonkin site after the year 2020. Accordingly, in the event that the Horizon 2020 Project is retained, Elengy has requested CRE to stipulate the tariff for the period 2015-2020, in order to cover all charges supported by the terminal including the ones related to the termination of activity. This revision of the actual method to estimate the access tariffs at the LNG terminals would imply that, besides the actual charges taken into account to define the tariff, additional charges would be considered, in particular :

- the cost of amortizing the regulated asset base so as to fully amortize these assets before the operation of the terminal ceases;
- the possible provisions for the dismantling and other costs associated with the closing-down of the Fos Tonkin terminal for which provisions would not have been made or which would not have been taken into account at the time of estimating the tariff presently in force.

6. TRANSMISSION CAPACITIES DOWNSTREAM THE TERMINAL

The decree on tariffs dated March 10, 2010 concerning the tariffs for the use of natural gas transmission systems provides that : " the holding of regasification capacities in LNG terminals entail the right and the obligation to subscribe for entry capacities on the corresponding transmission systems for the same duration and the level."

Accordingly, any shipper subscribing regasification capacity in the framework of the 2011 Fos Tonkin Open Season will have to, provided that the project is completed, subscribe the equivalent transmission capacities to the Fos Transport LNG Terminal Interface Point (« PITTM Fos ») with GRTgaz, the gas transport network operator downstream of Fos Tonkin.

Elengy informed GRTgaz that it launched the 2011 Fos Tonkin Open Season on April 4, 2011 and that it needed, if subscription requests are sufficient to initiate investments for the Horizon 2035 Project, additional capacity at the Fos Transport LNG Terminal Interface Point (« PITTM Fos »).





Additional capacity at the Fos PITTM may be proposed by GRTgaz if gas transmission facilities of the artery of the Rhone are strengthened. By deliberation of April 19, 2011 deciding to change the GRTgaz investment program, CRE approves GRTgaz request to launch the project ERIDAN in 2011. By strengthening the artery of the Rhone, this project provides additional capacity at Fos PITTM

For further information on the GRTgaz transmission system, interested parties may visit the website <u>www.grtgaz.com</u>.

7. OPEN SEASON TIMETABLE

The main stages and deadlines of the 2011 Fos Tonkin Open Season are the following:

Timetable			
Launch of the 2011 Fos Tonkin Open Season and start of registrations	April 4, 2011		
Market consultation by CRE	From June 5 to June 15, 2011		
Project presentation meeting for Registered Subscribers	June 9, 2011		
Deliberation by the CRE	July 7, 2011		
Publication of the final information memorandum	July 13, 2011		
Qualification deadline	September 16, 2011		
Non-binding submission deadline	September 23, 2011		
Notification date of the results of the non-binding phase	September 30, 2011		
Starting date of the binding phase	October 3, 2011		
Binding submission deadline	October 21, 2011		
Closing date of the binding phase	November 18, 2011		
Target date for Commitment Decision	December 31, 2011		





Contact

Please note the following contact points for all questions, mail or written requests concerning the 2011 Fos Tonkin Open Season :

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Additional Information

We are available for any additional information. You may also connect to our website (<u>www.elengy.com</u>) as well as to the website of CRE (<u>www.cre.fr</u>), or that of ERGEG (<u>www.energy-regulators.eu</u>).

This information memorandum is intended to present the market with the regasification capacities proposed by Elengy at the Fos Tonkin LNG terminal beyond 2014. The publication of the information memorandum may in no way be considered as a contractual proposal for the subscription of regasification capacities. Any party interested in this operation is required, in their capacity as a professional, to make inquiries and search for the elements necessary for assessing their interest in answering the call for subscriptions. Elengy may not be held liable for any assessment or interpretation that might be made by interested parties of the information contained in this document.

Elengy reserves the right to modify or to stop the 2011 Fos Tonkin Open Season procedure at any time.





Annex : Allocation Rules

