

Application for the conclusion of the Agreement for the provision of electricity transmission services for participation in the BM (balancing market) as MO (market operator) with the TSO (Application)

The application for the conclusion of the Agreement for the provision of electricity transmission services for participation in the BM as a MO with Polskie Sieci Elektroenergetyczne S.A. (TSO or PSE) signed in writing (with handwritten signatures) or in electronic form (with qualified electronic signatures) by persons authorised to represent the Counterparty, should be:

- delivered in writing to the address:

Polskie Sieci Elektroenergetyczne S.A.
Departament Przesyłu
ul. Warszawska 165
05-520 Konstancin – Jeziorna
Poland

- or sent electronically to the following e-mail addresses:

kancelaria@pse.pl and dp@pse.pl.

Instructions for completing the Application and a description of the process of commencing the provision of electricity transmission services for participation in the BM as a MO are included in the document *Opis procesu rozpoczęcia świadczenia usług przesyłania energii elektrycznej w zakresie udziału w RB jako OR* (Description of the process of commencing the provision of electricity transmission services for participation in the BM as a MO), available on the PSE website at www.pse.pl/dokumenty.

I. Declarations

.....(full name of the Counterparty).....* hereinafter referred to as the Counterparty, submitting this Application, declares that:

- a) persons representing it, employees, associates and other persons whose personal data were or will be provided to Polskie Sieci Elektroenergetyczne S.A. (PSE) for the purpose of processing the Application and concluding the Agreement for the provision of electricity transmission services for participation in the BM as MO with PSE (Agreement), have been or will be informed, as appropriate, by the Counterparty that PSE is the controller of their personal data within the meaning of the Regulation of the European Parliament and of the Council (EU) 2016/679 of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (OJ L 119, 4.05.2016, p. 1 and OJ L 127, 23.05.2018, p. 2), and that they have read or will read, as appropriate, the information on the principles of their processing, posted or available, as appropriate, on the PSE website at https://www.pse.pl/obowiazek_informacyjny.pdf,
- b) in order to consider the Application and conclude an Agreement with PSE, the Counterparty undertakes to comply with the provisions of the following documents, available on the TSO website at www.pse.pl/dokumenty, to the extent they apply to the Counterparty:
 - the applicable *Instrukcja Ruchu i Eksploatacji Sieci Przesyłowej* (IRiESP – Transmission Network Code) approved by the President of the Energy Regulatory Office,
 - the applicable *Warunki dotyczące bilansowania* (BC – Balancing Conditions) approved by the President of the Energy Regulatory Office,
 - *Instrukcja przyłączenia i akceptacji systemów informatycznych Operatorów Rynku do systemów informatycznych OSP dla WIRE/UR i WIRE* (WIRE Instruction – Instruction for connection and acceptance of Market Operator's IT Systems to TSO's IT Systems for WIRE/UR and WIRE),
 - *Wymagania techniczne dla systemów wymiany informacji przez WAN* (WAN Requirements – Security requirements for data transmission systems via the WAN),
 - *Regulamin świadczenia usług drogą elektroniczną w ramach Portalu Partnera Biznesowego* (BPP Rules – Rules for providing services electronically within the Business Partner Portal).

* Please specify:

- the full company name of the Counterparty, or
- first and last name and company name, in the case of a Counterparty entered in the Central Register and Information on Economic Activity (CEIDG)

II. Contact and registration data

1. Full name of the Counterparty

2. Contact details

Street

No.

Postal code

Locality (Municipality/District/Voivodship)

Country

E-mail for correspondence on matters relating to the implementation of the Agreement (notifications/notices)

Telephone number including area code

Landline phone number

Mobile phone number

3. Authorised contact person for the processing of the Application and arrangements for the draft Agreement

First and last name

Email

Telephone number including area code

4. Registration data

Tax Identification Number (NIP) for Value Added Tax (VAT) purposes *

* For Counterparties without a registered office in the territory of the Republic of Poland, the VAT number must be provided.

Registry court designation *

* For Counterparties without a registered office in the territory of the Republic of Poland, please provide the name of the court or other register-keeping authority

National Court Register (KRS) Number*

* Applies to Counterparties operating in the territory of the Republic of Poland in the form of a company or partnership established under commercial law. In the case of Counterparties without a registered office in the territory of the Republic of Poland, please provide the number from the relevant register (if any)

Amount of the share capital*

* Applies to Counterparties operating in the territory of the Republic of Poland in the form of a limited joint-stock partnership or company or Counterparties without a registered office in the territory of the Republic of Poland who have share capital

Amount of the paid-up share capital*

* Applies to Counterparties operating in the territory of the Republic of Poland in the form of a joint-stock company

5. Is the place of the Counterparty's business activity located in the territory of the Republic of Poland?

Yes No

6. Does the Counterparty have the status of a large entrepreneur within the meaning of the Act of 8 March 2013 on counteracting excessive delays in commercial transactions?*

Yes No

* Applies only to Counterparties operating in the territory of the Republic of Poland

7. Does the Counterparty plan to enter into the Agreement using a qualified electronic signature?*

Yes No

* The qualified electronic signature shall allow the verification of the person providing its signature and comply with the requirements of Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions on the internal market and repealing Directive 1999/93/EC

III. Implementation of the Market Operator (MO) function (please select Option 1 or 2 below)

1. Does the Counterparty intend to provide MO function for BMPs (balancing market participants) of the BRP (balancing responsible party) or BSP (balancing service provider) type via WIRE system connected to the WIRE OSP system and the PREU portal (Power Market and Services Portal)

Yes No

* If answer is positive, before concluding the Agreement:

- it is necessary to meet the technical requirements for information exchange systems specified in the WAN Requirements and successfully complete all steps provided for in the WIRE Instruction for the MO to perform its functions related to the exchange of information with the TSO in the BM, in accordance with the provisions of the IRIESP and BC, and

- you need to get access to PREU available within the PPB (Business Partner Portal), in accordance with the provisions of the IRiESP, BC and BPP Rules

2. Does the Counterparty intend to provide MO functions for BMPs of the BSP type only though PREU available within the BPP – option available only for selected Scheduling Units (SUs), in accordance with Annex No. 2 to the BC?*

Yes No

* If the answer is positive, before concluding the Agreement you need to get access to the PREU application available within the BPP, in accordance with the provisions of the IRiESP, BC and BPP Rules

3. List of BMPs for whom the Counterparty plans to perform the MO function as at the date of conclusion of the Agreement

No.	Full name of the BMP
1.
2.
n.

IV. List of documents and declarations sent with the Application

Mark with [x] the name of the document attached to the Application	Document
	Oświadczenie o umocowaniu operatora rynku (Declaration on authorisation of the Market Operator) by the BMP listed in Section III.3 of the Application – <u>document in the form of the template available at www.pse.pl/dokumenty, signed by persons authorised to represent the Counterparty and the BMP</u>
	Up-to-date excerpt from the relevant register of entrepreneurs obtained in accordance with the rules set forth in the regulations of the country of the Counterparty's registered office, with an issue date no older than 3 months – <u>applies to Counterparties without a business registered office in the territory of the Republic of Poland</u>
	Power of attorney confirming the right of persons representing the Counterparty to act and incur obligations on behalf of the Counterparty, including the authority to submit the Application or to conclude the Agreement – <u>applicable to attorneys-in-fact other than persons authorised to represent the Counterparty in accordance with the current excerpt from the register of entrepreneurs</u>

First and last name and signature:

First and last name and signature:

.....
(Handwritten signatures or qualified electronic signatures of persons authorised to represent the Counterparty)