

## **DECISION 1**

### **«Procedure for acquiring the Participant status, Participant resignation and other issues regarding participation in the PPA Platform of HEnEx»**

#### **THE HELLENIC ENERGY EXCHANGE S.A.**

Having regard to the provisions of subsections 3.1.2, 3.3.1, 3.3.2 (par. 1), 3.5.1 and the section 3.6 (par. 7) of the Rulebook for the operation of the RES power purchase agreement (RES-PPA) Platform of HEnEx (hereinafter the “Rulebook”):

#### **DECIDES AS FOLLOWS**

##### **Scope**

1. This Decision sets out the following matters concerning the Participants of the PPA Platform of HEnEx:
  - a. The procedure for acquiring the Participant status.
  - b. The procedure for resigning from the Participant status.
  - c. The procedure applied to Participant corporate transformations.
2. The terms of this Decision have the same meaning as that attributed to them in the Rulebook, as well as in other decisions issued for its implementation.

## Article 1. Procedure for acquiring the Participant status

### 1.1 Procedure for examining and approving a Participant

- 1) In order to acquire the Participant status, candidates must comply with and successfully complete the procedure outlined in this Article. The process consists of:
  - i. The submission of the candidate's Application to become a Participant (hereinafter the «Application»),
  - ii. The approval to acquire the relevant status, and
  - iii. The activation of the Participant.
- 2) HEnEx shall inform the candidate Participant about the procedure for acquiring the Participant status and provide the candidate with all necessary data and information.

#### 1.1.1 Submission of Application

This subsection concerns the submission of the Application to the competent HEnEx department for the acquisition of the Participant status.

##### 1.1.1.1 General terms

- 1) The Application shall be submitted using a standardized form provided by HEnEx (the "**Candidate Membership Form**"), which is published on the HEnEx website.
- 2) All supporting documents shall be submitted in Greek or English. The submitted documents may bear a qualified electronic signature as defined in Article 3, point 12, of Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014. If the submitted documents do not bear a qualified electronic signature of their issuer, they must bear an authenticated signature and, if issued abroad, must bear the Hague Apostille, where applicable.
- 3) When examining the following information and supporting documents provided by the candidate Participant, the competent department of HEnEx may request additional documents, if it deems it necessary for the completeness of the Application.
- 4) The Application shall be accompanied by the following information and supporting documents, in accordance with the provisions of the Rulebook.

##### 1.1.1.2 Supporting documents

- 1) The candidate Participant shall provide:

- i. Proof of deposit of the charge for the examination of the Application, if required by the Decision 4 and
  - ii. The "**HEnEx PPA Platform Member's Contacts and Users Form**", available on HEnEx website, in which the candidate Participant declares the details of:
    - a. the persons responsible for communication between the Participant and HEnEx and
    - b. the authorized users for the Participant's access to the PPA Platform.
- 2) Candidates who are already registered with HEnEx as Participants or Members in HEnEx markets are not required to submit the additional supporting documents under subsection 1.1.1.3, except for cases where the submission of updated documents is required. Candidates who are not registered with HEnEx as Participants or Members in HEnEx Markets shall submit the additional supporting documents under subsection 1.1.1.3.
- 3) HEnEx evaluates the completeness of the Application file and, in case the file is completed, informs the Participant to provide proof of payment for the initial registration fee, as well as the annual fee, in accordance with the relevant Decision.
- 4) Upon successful completion of the above, the competent body of HEnEx decides on the Application of the candidate Participant.

#### **1.1.1.3 Additional supporting documents**

- 1) Additional supporting documents are required for candidates who are not registered with HEnEx as Participants or Members in HEnEx markets, depending on their category:
  - a. **Natural persons**
    - i. Photocopy of ID or passport.
    - ii. Single judicial solvency certificate (issued by the competent Court of First Instance through gov.gr, no more than three (3) months prior to the submission to HEnEx), or, for foreign candidates, an equivalent certificate in force, as issued under the law governing the candidate natural person.
  - b. **Legal entities**
    - i. Announcement of the latest codified Articles of Association or the relevant corporate agreement, as applicable, to the General Electronic Commercial Registry or, in case of a foreign candidate, to the relevant Companies Registry along with the relevant information for its online search (link).

- ii. Announcement of the latest minutes regarding the legal representation of the candidate to the General Electronic Commercial Registry or, in case of a foreign candidate, to the relevant Companies Registry, along with the relevant information for its online search (link), as well as samples of the signatures of its legal representatives.
  - iii. If the above online search based on points under (i) or (ii) is not possible, a copy of the Articles of Association or of the relevant corporate agreement, as well as the minutes regarding the legal representation in the books of the Companies Registry to which the candidate belongs.
  - iv. Single judicial solvency certificate (issued by the competent Court of First Instance through gov.gr, no more than three (3) months prior to the submission to HEnEx), or, in case of a foreign candidate, an equivalent certificate in force, as issued under the law governing the candidate legal entity.
- 2) Foreign candidates who are not Participants/Members in HEnEx markets, that have a branch or office in Greece, shall also submit the announcement of the branch or office details to the General Electronic Commercial Registry and provide all relevant information for its online search (link).

### **1.1.2 Application approval and activation of Participant on the PPA Platform**

Upon approval of the Application by the competent body of HEnEx, and provided that the candidate Participant has paid to HEnEx the fees and charges under paragraph (3) of subsection 1.1.1.2 of this Decision, HEnEx issues a certificate of registration for the Participant in the PPA Platform and proceeds with the activation of the Participant for its participation in the PPA Platform, in accordance with the provisions of Decision 2.

## **1.2 Notification to HEnEx**

- 1) The Participant shall record the documents including the supporting ones in accordance with the procedure indicated by the competent services of HEnEx. Participants are solely responsible for the completeness, accuracy and truthfulness of the information provided to HEnEx and shall respond promptly and seamlessly to HEnEx's requests.
- 2) The Participant is obliged to promptly inform HEnEx, as instructed by the competent services of HEnEx, of any changes to the Participants' Registry data in accordance with the provisions of the Rulebook. Until the notification of this change is made, any document is legally disclosed to the contact details provided by the Participant at the time of the Application's submission.
- 3) If the Participant wishes to modify the details of the persons mentioned in subsection 1.1.1.2 par. 1 (ii), it shall resubmit the "**HEnEx PPA Platform Member's Contacts and Users Form**".

- 4) If the Participant wishes to delete the details of the persons mentioned above, it shall notify HEnEx through the appropriate communication procedures as indicated by HEnEx to Participants.

## **Article 2. Procedure related to resignation from the Participant status**

In order to resign from the Participant status, the Participant shall, in accordance with the provisions of the Rulebook, proceed to the following actions:

- a. notify HEnEx in writing of the intended resignation by submitting the relevant standardized form (the "**HEnEx PPA Platform Membership Resignation Form**"), available on the HEnEx website,
- b. take all necessary measures to ensure that the obligations arising from the Rulebook are fulfilled, and
- c. comply with HEnEx instructions for the final settlement of any outstanding issues related to the Participant status.

## **Article 3. Corporate Transformations of Participants in the PPA Platform**

In the event of a corporate transformation of a Participant, the Participant is required to:

- i. notify HEnEx in a timely manner,
- ii. cooperate with HEnEx for the implementation of the necessary actions, planning any changes to its passwords or accounts and calculation of related costs,
- iii. take all necessary measures to ensure that obligations arising from the Rulebook are fulfilled, and
- iv. comply with HEnEx instructions for the resolution of any outstanding issues related to the Participant status.

## **Article 4. Validity**

The herein decision takes effect as of .../.../2024.

The herein decision shall be published on the website of HEnEx [www.enexgroup.gr](http://www.enexgroup.gr).