

# FEE SCHEDULE FOR THE END CUSTOMERS MARKET

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## Article 1 Subject of the Regulation

- 1. This Fee Schedule set forth Fees Types and rates for services provided by the POWER EXCHANGE CENTRAL EUROPE, a.s. (PXE) on the market of commodities for the end customers organized by PXE (the “Exchange Fees”).
- 2. The terms used herein that start with a capital letter shall have the same meaning as in the Exchange Rules for the Commodity Market for End Customers, unless the context indicates otherwise.

## Article 2 Types and Structure of Exchange Fees

- 1. Exchange fees on the Market shall be trading fees and participation fees.
- 2. If the Exchange provides counselling services to a trading participant in connection with the trading on the Market, the remuneration, if it was agreed, and other possible conditions of the services will be subject of the separate agreement between the Exchange and the trading participant.

## Article 3

### Obligated Entities

1. Obligated entities with regard to payment of exchange fees shall be Suppliers and Customers.
2. According to these rules Suppliers shall pay the Exchange only the variable part of trading fees.
3. Customers shall pay the Exchange participation fees, fixed part of trading fees (hereinafter only as the "Auction Fee") and variable part of trading fees, unless stipulated otherwise below.
4. The following deviations shall apply to Associated Customers:

#### *Participation Fees*

- a) Participation fees shall be paid by (i) an Associated Customer that is a representative of all other Associated Customers for submitting a Bid (hereinafter referred to as the "Main Associated Customer") and (ii) each of the Associated Customers that have concluded a separate Participation Agreement. Other Associated Customers shall not pay participation fees. For the purposes of these Rules, a representative of all other Associated Customers that is not an Associated Customer, but has the status of a central customer shall also be deemed a Main Associated Customer.
- b) However, if there is no Main Associated Customer, participation fees shall be paid by each of the Associated Customers in full.

#### *Trading Fees – Variable Part*

- c) The variable part of trading fees shall be paid by (i) the Main Associated Customer based on the expected consumption specified in the Bid attributable to all Associated Customers, with the exception of those who have concluded a separate Participation Agreement, and (ii) the Associated Customers that have concluded a separate Participation Agreement based on their own expected consumption specified in the Bid. Other Associated Customers shall not pay the variable part of trading fees.
- d) However, if there is no Main Associated Customer, the variable part of trading fees shall be paid by each of the Associated Customers based on the expected consumption attributable to such an Associated Customer according to the data in the Bid.

#### *Trading Fees – Fixed Part (Auction Fee)*

- e) The Auction Fee shall be paid by the Main Associated Customer. Other Associated Customers shall not pay the Auction Fee.
- f) If there is no Main Associated Customer, all Associated Customers shall pay one Auction Fee altogether, whereas each of the Associated Customers shall pay such part of the Auction Fee corresponding to the ratio between expected consumption attributable to such an Associated Customer specified in the Bid and expected consumption attributable to all Associated Customers specified in the Bid. The parts of the Auction Fee paid by the Associated Customers shall be rounded up to the nearest whole Crown.

## Article 4

### Billing Period

1. The billing period for trading fees for the Supplier shall be a calendar month.
2. The billing period for trading fees for the Customer shall be an auction day. If there are multiple auctions held on one working day, the trading fees for the Customer for all auctions shall be billed for one day.

## Article 5

### Fee Base and Rates

1. The base of the variable part of trading fees for the Supplier shall be the total volume of Exchange Trades concluded by the Supplier in the billing period.

2. The trading fees paid by the Customers consist of the fixed part amounting to CZK 250 for every realized auction and of the variable part.
3. The base of the variable part of trading fees for the Customer shall be the total volume of Exchange Trades concluded by the Customer in the record period of 12 consecutive months (hereinafter referred to as the "Record Year"). However, only such trades where the Customer was a payer of the variable part of trading fees are counted in the volume of the Exchange Trades concluded in the Record Year.
4. The base of the variable part of trading fees for the Main Associated Customer shall be the total volume of Exchange Trades concluded by all Associated Customers in the Record Year. However, only such trades where the Main Associated Customer or the other Associated Customers were a payer of the variable part of trading fees are counted in the volume of the Exchange Trades concluded in the Record Year.
5. The first Record Year shall commence on the day of the first auction in which the Customer participated on the Market. The following Record Year shall always commence on the anniversary day of this first auction.
6. Trading fees for Customers (Main Associated Customer) shall be billed continuously after the end of each day billing period in which the Customer (Associated Customer) concluded a trade (hereinafter referred to as the "Current Billing Period"). The subject of billing shall always be the difference between the current total amount of the variable part of trading fees corresponding to the traded volume in all past billing periods of the Record Year, including the Current Billing Period, and the total amount of the variable part of trading fees corresponding to the traded volume in all past billing periods of the Record Year, except the Current Billing Period.
7. The rate of the variable part of trading fees for the Customer (Main Associated Customer), based on the volume traded, shall amount to:

up to 25,000 MWh	CZK 7 per MWh
over 25,000 MWh to 50,000 MWh	CZK 175,000 + CZK 5 per each MWh that exceeds the volume of 25,000 MWh
over 50,000 MWh to 100,000 MWh	CZK 300,000 + CZK 3 per each MWh that exceeds the volume of 50,000 MWh
over 100,000 MWh to 250,000 MWh	CZK 450,000 + CZK 1 per each MWh that exceeds the volume of 100,000 MWh
over 250,000 MWh	CZK 600,000

8. The rate of the variable part of trading fees for the Supplier shall not be dependent on the volume traded and shall amount to CZK 1 per MWh.
9. The fee rate for participation for the Customer shall be CZK 2,500.
10. The amount of the fee as specified herein is exclusive of value added tax. The value added tax at the rate applicable as of the taxable supply date shall be added to the total amount of the fees.

## Article 6

### Maturity of the Trading Fee

1. The trading fee shall be payable in arrears for the billing period.
2. Maturity of the trading fee shall be 21 days from issuance of a tax document by the Exchange. The Exchange shall always issue a tax document after the end of the billing period.

## Article 7

### Maturity of the Participation Fee

1. Maturity of the participation fee shall be 21 days from issuance of a tax document by the Exchange. The Exchange shall usually issue a tax document no later than upon conclusion of the Participation Agreement.

### Article 8

#### Method of Payment of Fees

1. Any and all fees shall be paid by bank transfer, based on a tax document issued by the Exchange.
2. By concluding a Participation Agreement, the Trading Participant agrees with issuing of tax documents for fees in electronic form, in accordance with applicable legal regulations.
3. The Exchange shall send the Trading Participant issued tax documents in electronic form with an electronic mark, with a qualified time stamp, based on a qualified system certificate.
4. The Trading Participant shall provide the Exchange with its email address for delivery of issued tax documents. The Trading Participant shall inform the Exchange of any changes to this address no later than the last day of the calendar month of the taxable period.

### Article 9

#### Use of Fees

The funds obtained from fees shall constitute the Exchange's income.

### Article 10

#### Reduction of Fees or Exemption from Payment of Fees

1. The Exchange Chamber may decide to reduce fees paid by obliged entities or to exempt obliged entities from payment of fees.
2. The Customer who concluded an Exchange Trade on the Exchange with the Supplier that subsequently (i) lost its authorization or (as a consequence of non-fulfilment of financial requirements for settlement of imbalances) possibility to supply Commodity, being subject of the Exchange Trade, to the Customer, or, (ii) in case of Commodity supply on the basis of a Contract for associated services of Commodity supply, ceased to have the distribution system services secured for the Customer (hereinafter referred to collectively as the "Failed Supplier"), shall not pay trading fees for the further Exchange Trade concluded on the Exchange (hereinafter referred to as the "Substitute Exchange Trade"), if:
  - a) the subject of the Substitute Exchange Trade was the supply of the same Commodity, for the same supply points and for the same supply period or remaining part thereof as with the above stipulated Exchange Trade concluded with the Failed Supplier, and
  - b) the PARC System as at the start of the Bid preparation contained up-to-date data of the supply points that were subject of the Substitute Exchange Trade.

### Article 11

#### Consequences of Failure to Pay Fees

If a fee is not paid in due time, the obliged entity shall pay a late payment interest as stipulated in the Government Order No 351/2013 Coll., determining the amount of interest for late payments and the costs associated with the claims, determining the remuneration of the liquidator, the winding-up administrator and the member of the body of the legal person appointed by the Court, and regulating certain issues of the Commercial Bulletin (*Obchodní věstník*) and of the public registers of legal and natural persons and records of trust funds and records of beneficial owners.

### Article 12

#### Transitional Provision

1. The Customer's obligation to pay the maintenance fee for participation, if the obligation was not fulfilled by the effective date of this exchange regulation approved by the Exchange Chamber on 6 December 2017 ("Regulation"), ceases to exist as of the effective date of the Regulation, regardless of whether and when the due date of the fee occurred.

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**Article 13**  
**Effect of the Rules**

This Schedule shall come into effect on August 1, 2019.