

**APPLICATION FOR AUTHORISATION TO  
CONSTRUCT OR RECONSTRUCT A  
GENERATING STATION**  
(as per Electricity Regulations (S.L.545.34))

Zentrum Business Centre Level 1  
Mdina Road  
Qormi, QRM 9010  
Malta

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## PART I

Where, for any question, insufficient space has been provided, the answer should be continued on a separate sheet.

### Section A. Owner's Details

Where the applicant is not the owner full details of the applicant on a separate sheet are to be submitted with the application form

1. Full Name(s) of Owner(s):		
2. Company Name (if applicable) :	3. Company Registration No. (if applicable) :	4. VAT No.:
5. Legal Address of the Organisation <i>In case of a body corporate, the registered (and where different, principal) place of business. :</i>		
PO Box:		
Street Name and Number:		
Town/ City:	Postcode:	Country:
6. Contact Address in Malta <i>(In the case of an overseas applicant, address in Malta for service of process and notices and if different from above) :</i>		
PO Box:		
Number and Street Name:		
Town / City:	Postcode:	
7. Telephone No.:	8. Facsimile No.:	
9. Email address:		
10. Full Name(s) of Legal Representative(s) <i>(Where applicant is a company) :</i>		
(i) _____		
(ii) _____		
(iii) _____		
11. Shareholding details:		
<i>In the case of a holding of 10% or more of the shares of an applicant is held by a body corporate or partnership or an unincorporated association or co-operative carrying on a trade or business with or without a view to profit. If more than one shareholder each with a 10% or more shareholding, use separate sheets.</i>		
Full Name of Shareholder:		
Address of Shareholder:		
PO Box :		
Number and Street Name:		
Town / City :	Postcode :	Country :
12. Ultimate Parent Undertaking(s) Details		
Full Name of Ultimate Parent Undertaking:		
Address of Ultimate Parent Undertaking:		
PO Box:		
Number and Street Name:		
Town/City:	Postcode :	Country :
Place of Incorporation:		

## Section B. Details of Proposed Construction(s) / Reconstruction

13. A sufficient description specifying the actual proposed location of the generating station and associated land use :

Site address:

14. Desired date from which the authorisation is to take effect (dd/mm/yyyy): \_\_\_\_ / \_\_\_\_ / \_\_\_\_

15. Date when the proposed generating station is expected to be commissioned (dd/mm/yyyy): \_\_\_\_ / \_\_\_\_ / \_\_\_\_

16. Is the owner of the proposed plant the owner of the land?

Yes ☐

No ☐

If No, please provide full particulars of the owner(s) of the land and whether consent for authorization to construct generating station on the land has been obtained. Full details and copies / declarations of the consent given are to be attached.

17. No. of generating units:

18. Details of the capacity (MW), type, expected life and technical specifications of each generating unit:

19. A description of how the generating station will be fuelled or driven, including both primary and back-up fuel sources, storage and security fuel stocks held.

20. Details of the ancillary services that the generating station will be capable of providing:

20A. Reactive Power Capability:      kVAr (lead): \_\_\_\_\_      kVAr (lag): \_\_\_\_\_

**20 B. Operating Reserve Capability** *(as applicable)* :

**20 C. Frequency Control Capability** *(as applicable)* :

**21. Black Start Capability** *(as applicable)* :

**22. A description of the measures to be taken by the applicant to ensure the safety and security of the electrical system, including details of who shall have responsibility for the engineering and Construction/ Reconstruction of the plant :**

**23. A description of the measures to be taken by the applicant to achieve effective and efficient use and production of energy which shall include energy efficient calculations. :**

**24. Details of any connection agreements made or being sought with Enemalta plc, including modifications to existing connection arrangements. :**

## Section C. Licensing History

**25. Has the applicant or an affiliate been licensed by the Malta Resources Authority / Regulator for Energy and Water Services?**

Yes ☐

No ☐

(If yes please provide full particulars)

## Section D. Regulatory Approvals

**26. Details of all applicable statutory or other consents, permissions or licences held, applied for or being applied for by the applicant, or by affiliates of the applicant, necessary for the construction and operation of the proposed generating station including planning permission (or exemption from planning permission.)**

**27. Has the applicant been found guilty or convicted or been subject to any form of enforcement action by any regulatory authority or convicted of a criminal offence under any law in the past 5 years or are any charges now pending?**

Yes ☐

No ☐

(If yes please provide full particulars)

**28. Has the applicant ever had an authorisation, licence or permit or other form of registration of any kind refused, suspended, revoked or cancelled by any regulatory authority?**

Yes ☐

No ☐

(If yes please provide full particulars)

## PART II - A

### DOCUMENTS TO BE SUBMITTED TOGETHER WITH THE APPLICATION FOR AUTHORISATION TO CONSTRUCT/ RECONSTRUCT A GENERATING STATION

*If the applicant is not the owner, please attach relevant documents for both the applicant and the owner. Applicants are required to submit two (2) signed copies of each document with their application.*

**Refer also to Notes (i), (ii) and (iii) on Page 8 of this application form.**

**Checklist**  
(Tick as applicable)

#### 1. Financial information

##### (i) Financial history

- a) Copy of the audited statutory financial statements for the two financial years preceding current one ( or for the two years preceding the current one but one, in case application is being made within six months from the end of the applicant's last financial year) in respect of relevant undertakings being carried out by the applicant. ☐
- b) If more than six months have elapsed from the end of the accounting year covered by the audited financial statements submitted in (a) above, the applicant must submit a certificate stating that no material adverse change has occurred, in the financial position of the relevant undertaking since the last submitted audited period. ☐
- c) Where the applicant is a special purpose vehicle, a copy of the latest two years audited statutory financial statements of the relevant parent company and copy of the relevant guarantees being given by the parent company to the special purpose vehicle. ☐

##### (ii) Project planning and feasibility

Copy of the Business plan for the proposed project which should include:

- A. Details of the proposed business concept of the project ☐
- B. Financial details of the project for the next ten years including:
  - (i) Annual forecasts of Profit and Loss, Balance Sheet, Cash Flows and Changes in Equity, stating the assumptions underlying the figures provided. ☐
  - (ii) Details of any expected substantial capital outflows and inflows, including major decommissioning costs, subsequent to the said ten years. ☐
  - (iii) Estimates of net annual cash flows for subsequent periods sufficient to demonstrate the financial security and feasibility of the project(s) to which the application relates. ☐
  - (iv) Information on project financing included the intended source of finance and (where relevant) confirmation from the relevant lender(s). ☐
  - (v) Financial benchmarks for the project as derived from above, including Net Present Value, Pay back period, Internal rate of Return, Debt /Equity ratio (current and future financial structure) Debt cover ratio and Cost of debt. ☐

##### (iii) Exemptions

Applicants for generating stations less than 5MW may be exempt, on application in writing to the Regulator, from the requirement to submit financial information.

#### 2. Construction and commissioning programme.

(Identifying the major milestones in the project development, from authorisation to completion). ☐

#### 3. Maps(s) or marine charts sufficient to identify the location of the generating station to which the application relates. ☐

#### 4. System stability study showing that the generation plant will not affect the security and stability of the system or a statement to the same effect by Enemalta plc. ☐

#### 5. Connection Offer from Enemalta plc or confirmation that modification of an existing connection agreement is being sought. ☐

#### 6. Power Purchase Agreement (if applicable) ☐

## PART II - B

### OTHER DOCUMENTATION NECESSARY TO BE SUBMITTED TO THE REGULATOR FOR THE AUTHORISATION

**Checklist**  
(Tick as applicable)

- |   |                          |
|---|--------------------------|
| 7. (i) Planning permission [including an approved Environmental Impact Assessment (where applicable)] issued by the Planning Authority or   | <input type="checkbox"/> |
| (ii) confirmation from the Planning Authority that the proposal does not require planning permit  | <input type="checkbox"/> |
| 8. (i) An IPPC permit issued by the Environment and Resources Authority or  | <input type="checkbox"/> |
| (ii) confirmation from the Environment and Resources Authority that the proposal does not require an IPPC permit.   | <input type="checkbox"/> |
| 9. Memorandum and Articles of Association of the Applicant (if the applicant is a company).   | <input type="checkbox"/> |
| 10. Memorandum and Articles of Association of the owner (if the owner is a company and different from the Applicant).   | <input type="checkbox"/> |
| 11. The police conduct certificate of the applicant or in case of a company/organization of each of the directors and legal representatives.  | <input type="checkbox"/> |
| 12. A copy of the identity card or passport of the applicant or in case of a company/organization of the legal representative(s) and each of the directors.   | <input type="checkbox"/> |
| 13. (i) A borehole drilling permit issued by the Malta Resources Authority and a effluents discharge permit issued by the Environment and Resources Authority or                                      | <input type="checkbox"/> |
| (ii) confirmation from the Environment and Resources Authority and the Malta Resources Authority that the proposal does not require a borehole drilling permit and/or a effluents discharge permit or | <input type="checkbox"/> |
| (ii) neither (i) nor (ii) are applicable.   | <input type="checkbox"/> |

## PART III

### Declaration of the Applicant

I, the undersigned applicant, hereby confirm that the information contained in this application (including any documents submitted) is true and correct, and that it represents accurately the information being requested.

I undertake to inform the Regulator for Energy and Water Services of any changes in the information that may occur from time to time and contained in this application, and documentation required to be submitted with this application. I also authorise the Regulator for Energy and Water Services to carry out the necessary investigations in order to verify this information. I also undertake to give any other information that may, from time to time, be requested by the Regulator.

I understand that with the granting of the authorisation being applied for, I shall automatically be subjected to the conditions of the authorisation issued by the Regulator. I also understand that the conditions listed in the authorisation may be modified as prescribed by law. I undertake to abide by any approved standards, regulations, network codes, authorisation conditions or requirements of the Regulator with regard to the activity being licensed.

I understand that the granting of the authorisation being applied for will not exonerate me from obtaining and, or maintaining any other authorisation, licence or permit as required under any law or legal obligation. I understand that the Regulator may suspend or revoke my authorisation should it transpire that the information submitted in this application is not correct, and, or if I fail to abide with any approved standards, network codes, conditions or requirements of the Regulator.

Please tick "X" against the appropriate box:

☐ I /we declare that I/we have NOT been found guilty and, or have NOT been convicted of a criminal offence and, or have NOT been subject to any form of enforcement action by any official authority in the past 5 years and, or there are NO pending charges against me/us.

☐ I/we declare that I/ we have been found guilty and, or convicted of a criminal offence and, or have been subject to an enforcement action by an official authority in the past 5 years and, or there are pending charges against me/us.

Please tick "X" against the appropriate box:

☐ I /we declare that I /we have NEVER had an authorisation, licence or permit and, or other form of registration of any kind refused, suspended, revoked or cancelled by any regulatory authority.

☐ I /we declare that I have had a authorisation, licence or permit and, or other form of registration of any kind refused, suspended, revoked or cancelled by a regulatory authority.

Signature	Full Name(s) of Signator(y/ies):	I.D./Passport	Contact Telephone/Mobile No.

Note : If the applicant is a company this part shall be signed by the legal representative(s) of the company or person(s) duly authorised through a board resolution.

If the applicant is a legal organisation this part shall be signed by the administrator(s) so empowered by the statute of the organisation or the applicable law.

### Data Protection Notice

In processing your personal data, the Regulator will comply with binding legislative requirements imposed by the General Data Protection Regulation EU 2016/679 (the "GDPR") and national Maltese law requiring an adequate data protection standard.

The processing of your personal data by the Regulator shall be done in the performance of a task carried out in the public interest or in the exercise of official authority vested in the Regulator and, or in compliance with a legal obligation.

In terms of these legal bases, the Regulator sometimes shares your personal information with third parties, including Enemalta PLC, Government Departments (such as the Department of Customs, the Department of Health, the Civil Protection Department), other regulatory authorities (such as the Transport Authority, the Occupational Health and Safety Authority, COMAH Competent Authority, the Planning Authority, the Environment and Resources Authority, the Malta Competition and Consumer Affairs Authority) and other Government Agencies and entities such as the Energy and Water Agency and the National Statistics Office.

You may access the Regulator's Data Privacy Policy at: <https://www.rews.org.mt/#/en/a/51-privacy-policy>

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**Notes:**

- (i) The Regulator may commence consideration of an application for authorisation even if the documentation listed in Part II B is not deposited with the Regulator and may issue a refusal for such an application following due consideration of such an application. An authorisation will not however be issued until the documentation listed in Part II B of this application is submitted to the Regulator.
- (ii) Commencement of consideration of this application does not in any way prejudice the Regulator's role as a statutory consultee to any other regulatory authority on any application necessary for the construction and operation of the proposed generating station.
- (iii) The Regulator reserves the right to request any additional information from the applicant, to be submitted within such time as it may determine.

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**For Office Use Only**

**Received by:** \_\_\_\_\_

**Date received (dd/mm/yyyy):** \_\_\_\_/\_\_\_\_/\_\_\_\_

**Application Reference No.:** \_\_\_\_\_

**Signed:**

**Official Stamp:**