

To: Enemalta plc  
Central Administration Building  
Church Wharf,  
Marsa  
MRS 1000

Date: 22 December 2016  
Our Ref: IP 0002/07/F/Fi/Fii/Fiii

Application Number: IP 0002/07  
Application Type: Integrated Pollution Prevention and Control Permit  
Approved Documents: Document IP 0002/07/E

Location: Delimara Power Station, Delimara, Marsaxlokk  
Proposal: Combustion installation with a rated thermal input exceeding 50 MW

### **Industrial Emissions (Integrated Pollution Prevention and Control) Regulations (Legal Notice 10 of 2013)**

The Environment and Resources Authority (ERA) hereby grants consent in accordance with the application described above, of the operations detailed in the attached IPPC permit consisting of the following documents and associated approved documents:

- **Regulatory Framework Permit addressing all operators**  
IP 0002/07/F
- **Sub-permit numbers**  
IP 0002/07/Fi addressing ElectroGas Malta Ltd.  
IP 0002/07/Fii addressing D3 Power Generation Ltd.  
IP 0002/07/Fiii addressing Enemalta plc.

This permit regulates the management and operational conduct of the site.

This permit is granted until 19 December 2020; however, it may be varied/surrendered/transferred as specified in the introductory note of the regulatory framework permit and in each of the subsidiary permits. An application for renewal of this permit, including the sub-permits, is to be submitted **at least six (6) months** prior to expiry of this permit.

This permit is granted subject to the following conditions:

- 1 Operations are to conform to the standards and operating conditions specified in the IPPC permit documents (IP 0002/07/F, IP 0002/07/Fi, IP 0002/07/Fii, and IP 0002/07/Fiii) and the associated approved documents as listed above.

2 Enemalta plc., in its role as Permit Coordinator in the regulatory framework permit IP 0002/07/F, shall:

2.3 Provide a financial guarantee of €1,000,000 to secure the obligations listed in the respective permit. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee without any prejudice.

2.4 Provide a the financial guarantee of €150,000 to the Environment and Resources Authority as required by permit IP 0002/07/F, to cover the costs relating to studies on air quality monitoring and assessment. This guarantee will have to be maintained throughout the lifetime of the permit unless otherwise instructed by the Authority

3 The Operator in IP 0002/07/Fi, ElectroGas Malta Ltd, shall:

3.3 Provide a financial guarantee of €5,500,000 to secure the obligations listed in the respective permit. Following the completion of the commissioning phase and its approval by the Environment and Resources Authority as stipulated in the permit, this guarantee will be reduced to a total amount of €3,000,000. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee.

3.4 Pay an annual contribution fee which consists of the fixed annual amount of €2,926 and a variable addition reflecting the cost for inspections at €200 for each inspection by the Environment and Resources Authority as per the provisions of Regulation 4(7) of the Industrial Emissions (IPPC) Regulations, 2010.

For the initial year, a total of twelve (12) inspections are expected to be carried out the cost of which is being divided between the three (3) Operators. The variable addition shall therefore be that of €800 for four (4) inspections. The latter variable component depends on the actual number of site inspections, which is determined by the performance of the operator. This total annual contribution has to be paid before the 19<sup>th</sup> December of each year. Variations in ERA's inspection expenditure will be reflected in the following year's contribution.

4 The Operator in IP 0002/07/Fii, D3 Power Generation Ltd., shall:

4.3 Provide a financial guarantee of €1,500,000 to secure the obligations listed in the respective permit. Following the completion of the commissioning phase and its approval by the Environment and Resources Authority as stipulated in the permit, this guarantee will be reduced to a total amount of €1,000,000. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee..

4.4 Pay an annual contribution fee which consists of the fixed annual amount of €2,244 and a variable addition reflecting the cost for inspections at €200 for each inspection, by the Environment and Resources Authority as per the provisions of Regulation 4(7) of the Industrial Emissions (IPPC) Regulations, 2010.

For the initial year, a total of twelve (12) inspections are expected to be carried out the cost of which is being divided between the three (3) Operators. The variable addition shall therefore be that of €800 for four (4) inspections. The latter variable component depends on the actual number of site inspections, which is determined by the performance of the operator. This total annual contribution has to be paid before the 19<sup>th</sup> December of each year. Variations in ERA's inspection expenditure will be reflected in the following year's contribution.

5 The Operator in IP 0002/07/Fiii, Enemalta plc. shall:

- 5.3 Provide a financial guarantee of €3,500,000 to secure the obligations listed in the respective permit. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee.
- 5.4 Pay an annual contribution fee which consists of the fixed annual amount of €2,382 and a variable addition reflecting the cost for inspections at €200 for each inspection by the Environment and Resources Authority as per the provisions of Regulation 4(7) of the Industrial Emissions (IPPC) Regulations, 2010.

For the initial year, a total twelve (12) inspections are expected to be carried out the cost of which is being divided between the three (3) Operators. The variable addition shall therefore be that of €800 for four (4) inspections. The latter variable component depends on the actual number of site inspections, which is determined by the performance of the operator. This total annual contribution has to be paid before the 19<sup>th</sup> December of each year. Variations in ERA's inspection expenditure will be reflected in the following year's contribution.

This permit is granted saving third party rights. The applicant/permit holder is not excused from obtaining any other permission, authorisation, etc., required by any other law.

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Perit Ruben Abela  
CEO

Cc: Electrogas Malta Ltd.  
: D3 Power Generation Ltd.

To: Electrogas Malta Ltd  
Block D,  
Ta' Monita Residence  
Piazza off St. Joseph Street  
Marsaskala  
MSK 1050

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Our Ref: IP 0002/07/F/Fi/Fii/Fiii

Application Number: IP 0002/07  
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7 Enemalta plc., in its role as Permit Coordinator in the regulatory framework permit IP 0002/07/F, shall:

7.1 Provide a financial guarantee of €1,000,000 to secure the obligations listed in the respective permit. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee without any prejudice.

7.2 Provide a the financial guarantee of €150,000 to the Environment and Resources Authority as required by permit IP 0002/07/F, to cover the costs relating to studies on air quality monitoring and assessment. This guarantee will have to be maintained throughout the lifetime of the permit unless otherwise instructed by the Authority

8 The Operator in IP 0002/07/Fi, ElectroGas Malta Ltd, shall:

8.1 Provide a financial guarantee of €5,500,000 to secure the obligations listed in the respective permit. Following the completion of the commissioning phase and its approval by the Environment and Resources Authority as stipulated in the permit, this guarantee will be reduced to a total amount of €3,000,000. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee.

8.2 Pay an annual contribution fee which consists of the fixed annual amount of €2,926 and a variable addition reflecting the cost for inspections at €200 for each inspection by the Environment and Resources Authority as per the provisions of Regulation 4(7) of the Industrial Emissions (IPPC) Regulations, 2010.

For the initial year, a total of twelve (12) inspections are expected to be carried out the cost of which is being divided between the three (3) Operators. The variable addition shall therefore be that of €800 for four (4) inspections. The latter variable component depends on the actual number of site inspections, which is determined by the performance of the operator. This total annual contribution has to be paid before the 19<sup>th</sup> December of each year. Variations in ERA's inspection expenditure will be reflected in the following year's contribution.

9 The Operator in IP 0002/07/Fii, D3 Power Generation Ltd., shall:

9.1 Provide a financial guarantee of €1,500,000 to secure the obligations listed in the respective permit. Following the completion of the commissioning phase and its approval by the Environment and Resources Authority as stipulated in the permit, this guarantee will be reduced to a total amount of €1,000,000. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee..

9.2 Pay an annual contribution fee which consists of the fixed annual amount of €2,244 and a variable addition reflecting the cost for inspections at €200 for each inspection, by the Environment and Resources Authority as per the provisions of Regulation 4(7) of the Industrial Emissions (IPPC) Regulations, 2010.

For the initial year, a total of twelve (12) inspections are expected to be carried out the cost of which is being divided between the three (3) Operators. The variable addition shall therefore be that of €800 for four (4) inspections. The latter variable component depends on the actual number of site inspections, which is determined by the performance of the operator. This total annual contribution has to be paid before the 19<sup>th</sup> December of each year. Variations in ERA's inspection expenditure will be reflected in the following year's contribution.

10 The Operator in IP 0002/07/Fiii, Enemalta plc. shall:

10.1 Provide a financial guarantee of €3,500,000 to secure the obligations listed in the respective permit. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee.

10.2 Pay an annual contribution fee which consists of the fixed annual amount of €2,382 and a variable addition reflecting the cost for inspections at €200 for each inspection by the Environment and Resources Authority as per the provisions of Regulation 4(7) of the Industrial Emissions (IPPC) Regulations, 2010.

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Perit Ruben Abela  
CEO

Cc: Enemalta Plc.  
: D3 Power Generation Ltd.

To: D3 Power Generation Ltd.,  
Delimara Power Station,  
Marsaxlokk  
MXK 1320

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- 12 Enemalta plc., in its role as Permit Coordinator in the regulatory framework permit IP 0002/07/F, shall:

12.1 Provide a financial guarantee of €1,000,000 to secure the obligations listed in the respective permit. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee without any prejudice.

12.2 Provide a the financial guarantee of €150,000 to the Environment and Resources Authority as required by permit IP 0002/07/F, to cover the costs relating to studies on air quality monitoring and assessment. This guarantee will have to be maintained throughout the lifetime of the permit unless otherwise instructed by the Authority

13 The Operator in IP 0002/07/Fi, ElectroGas Malta Ltd, shall:

13.1 Provide a financial guarantee of €5,500,000 to secure the obligations listed in the respective permit. Following the completion of the commissioning phase and its approval by the Environment and Resources Authority as stipulated in the permit, this guarantee will be reduced to a total amount of €3,000,000. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee.

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14 The Operator in IP 0002/07/Fii, D3 Power Generation Ltd., shall:

14.1 Provide a financial guarantee of €1,500,000 to secure the obligations listed in the respective permit. Following the completion of the commissioning phase and its approval by the Environment and Resources Authority as stipulated in the permit, this guarantee will be reduced to a total amount of €1,000,000. This guarantee will have to be maintained throughout the lifetime of the permit. Following variations to this permit, the Authority may require amendments to the bank guarantee..

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15.1 Provide a financial guarantee of €3,500,000 to secure the obligations listed in the respective permit. This guarantee will have to be maintained throughout the lifetime of the permit.



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