

Dated *3rd September* 2012

- (1) LEICESTER CITY COUNCIL
- (2) THURLESTONE-LEICESTER SOLAR LIMITED

**SUPPLEMENTAL AGREEMENT TO
SOLAR CONCESSION AGREEMENT OF 28TH Feb 2012**

LEGAL SERVICES
LEICESTER CITY COUNCIL
NEW WALK CENTRE
WELFORD PLACE
LEICESTER LE1 6ZG
REF: BLS/85963

SUPPLEMENTAL AGREEMENT

THIS SUPPLEMENTAL AGREEMENT is made the *3rd* day of *September* 2012

BETWEEN:

- (1) **Leicester City Council** whose address is New Walk Centre Welford Place LEICESTER LE1 6ZG ("the Council") and
- (2) **Thurlestone-Leicester Solar Limited** (company number 7867832) and whose registered office is at Berkley Square House, Berkley Square, London W1J 6BD ("the SPV").

RECITALS

The Council and the SPV entered into a Solar Concession Agreement dated 28th February 2012 ('Original Agreement') and they now wish to amend the Original Agreement as set out below to reflect the alteration to the Feed in Tariff notified by the Office for Gas and Electricity Markets ("Ofgem") on 24 May 2012.

NOW IT IS AGREED as follows:

1 **Status of this Agreement**

- 1.1 This Agreement is supplemental to the Original Agreement. Terms defined in the Original Agreement shall have the same meaning in this Supplemental Agreement, unless otherwise provided by this Supplemental Agreement. The terms of the Original Agreement shall remain unaltered save for the amendments set out in clause 2 below.

2 **Amendments**

- 2.1 Paragraph B1 of Schedule 1 of the Original Agreement shall be amended by the

addition of the words:

“The Licence Fee shall be reduced to the sum of £250 PV Systems in respect of which Installation Works commenced after 1 August 2012”

2.2 The definition of Termination Fee shall be amended by the addition of the words:

“and in accordance with Schedule 9 in respect of PV Systems in respect of which Installation Works were commenced after 1 August 2012.

2.3 The Termination Fee Schedule annexed to this Supplemental Agreement as Annex 1 shall be Schedule 9 to the Original Agreement.

IN WITNESS of which the parties have executed this deed on the date above written

EXECUTED AS A DEED by)
LEICESTER CITY COUNCIL)
whose Common Seal was hereunto affixed)
in the presence of:)

Signature.....)

Print name.....)
Authorised Officer



EXECUTED as a deed by)
THURLESTONE – LEICESTER SOLAR)
LIMITED)
acting by)
its sole director)

Director

Print Name.

In the presence of:

Witness signature

Witness name

Witness address.

.....
.....

ANNEX 1

Schedule 9

Termination Fee Calculation Formula

SCHEDULE 9
TERMINATION FEE

Termination Fee calculation formula

Year	Fee payable when FIT for 20 years at 14.4p and export tariff of 4.5p)
1	1,696.89
2	1,684.64
3	1,668.19
4	1,647.16
5	1,621.11
6	1,589.59
7	1,552.10
8	1,508.09
9	1,456.98
10	1,398.14
11	1,330.90
12	1,254.50
13	1,168.16
14	1,071.01
15	962.12
16	840.5
17	705.04
18	554.58
19	387.85
20	203.49

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2012

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