

D-62

LRA - was fixed ϕ amount - Now a formula.

DSRA-

WCRA-

Cost Overruns Escrow:-

Guarantee Assurance Agreement

- Mash up of MTI + Project financing.
- Yeno asked to reconsider.

Came out of Gull in water rights

IGA - Haven't seen redraft.

UA - provided comments to Yeno.

Cost overruns - \$300

WCRA - \$75 million ^{1st} disbursement after closing.
& the collateral agent. →

DSRA - Funded on commissioning date per FLG.
Now want it funded when debt is exhibited.

LRA - \$60 mil for MELTA. Nil for UL.

Amortization period - earlier of Commissioning + 5 yrs + FC

- A The aggregate remaining project costs to achieve completion including
- (i) The remaining costs and payment obligations payable pursuant to the contracted items of the project budget incl. the cost of work completed but not yet paid for
 - plus
 - (ii) any amounts set out in the Project Budget for non-contracted items of the Contract Budget
 - plus
 - (iii) all other remaining project costs (included in the Project Budget but not covered by contract costs)
 - and
 - (iv) any appropriate contingencies and adjustments to such contingencies and escalation amounts and reasonably expected savings payable pursuant to the contracted items and non-contracted items of the project budget all as determined by the IE.
 - plus
 - ? (iv) Finance costs estimated to be payable to the Commissioning date in excess of the amount specified for that item in the DG3 Project Budget
 - less
 - B (i) total costs Project costs in the DG3 Project Budget less cumulative Project costs incurred to date by the project
 - plus
 - (ii) any cash deposits contained in The Escrow Account.