



**NOTICE OF INTENDED MODIFICATION OF LICENCE NO. ERA/LIC/GEN/015/138
ISSUED TO GENMAX NYAGAK LIMITED**
(Under Section 44 (5) of the Electricity Act, 1999)

In pursuance of its powers under Section 44 (4) of the Electricity Act, 1999 the Electricity Regulatory Authority (hereafter referred to as the “Authority”), hereby gives notice under Section 44 (5) as follows:

1. The Authority has approved the modification of the electricity generation and sale Licence Number ERA/LIC/GEN/015/138 (the “Licence”) issued to Genmax Nyagak Limited (the “Licensee”), for the proposed 5.5 MW Hydropower plant in Zombo District.
2. The modification is being proposed following a written request from the Licensee.
3. The proposed modification is to amend the period within which the Licensee is required to achieve Financial Close in Conditions 3 and 4.2 of the Licence. The Licensee was required to achieve Financial Close by 4th September 2016. The proposed modification will allow the Licensee to achieve Financial Close by 31st July 2017.
4. The proposed modification is set out below:-
 - 4.1. In the Definitions Clause, the term ‘Financial Close’ be modified by substituting the words ‘two hundred seventy (270) days’ with the words *five hundred ninety nine (599) days*, as follows:-

‘Financial Close’ the date not later than five hundred ninety nine (599) days from the Effective Date, on which the Licensee would have concluded financial arrangements and disbursements by the lenders and

by which the lenders confirm that all conditions precedent to the first drawdown have been satisfied or waived.'

4.2. Clause 18 of the license be substituted as follows:

'18.The Licensee shall provide proof of Financial Close to the Authority within five hundred ninety nine (599) days of the Effective Date, or within such period to be agreed between the Authority and the Licensee. In the event that the Licensee does not provide proof of the said Financial Close, the Licence shall terminate automatically.'

5. The Authority rejected the Licensee's request for review of the approved tariff under the Licence and the Power Purchase Agreement for the project, of US cents 5.74/kWh.
6. The purpose of this notice is to bring the proposed modification to the attention of the Public and invite representations or objections in connection thereto.
7. In line with Clause 44 (5) of the Act, any representations or objections with respect to the proposed modification may be made on or before thirty (30) days from the date of this Notice to:

**The Secretary
Electricity Regulatory Authority
ERA House, Plot 15, Shimoni Road, Nakasero
P.O. Box 10332
Kampala
Email: info@era.or.ug**

Dated this 14th April 2017

MANAGEMENT