40				1	EUR
NAT.	Date of deposit	Nr.	P.	E.	D.

ANNUAL ACCOUNTS IN EUROS (2 decimals)
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L		
NAME: INTER-ENERGA Opa	Irachthoudende Vereniging	
Legal form: Cooperative con	mpany with limited liability	
Address: Trichterheideweg		Nr.:8 Box:
Postal code:3500	Municipality: <i>Hasselt</i>	
Country: Belgium		
Register of legal persons - comme	ercial court: Hasselt	
Website*:		
	Company	y number <i>BE 0207.165.769</i>
DATE 26 / 06 / 2012 the date of publication of the mem	of deposit of the memorandum of association orandum of association and of the act amending the	<del>-</del>
ANNUAL ACCOUNTS approved b	by the general meeting of	14 / 05 / 2013
re	egarding the period from 01 / 01 / 201	12 to 31/ 12 / 2012
	Preceding period from 01 / 01 / 201	11 to 31/ 12 / 2011
The amounts for the preceding pe	eriod are / Ăre ridentical to the ones previously	published.
	rnames, profession, address (street, number, pos JSINESS MANAGERS AND AUDITORS	stal code and municipality) and position within the
LAURENS APPELTANS	GROTE HOOLSTRAAT 102, 3540 Herk-de-Stad, Belgium	Director
JOS BEUTENS	TEGELRIJSTRAAT 219, 3850 Nieuwerkerke (Limbourg), Belgium	en Director
PATRICK BOSMANS	HEIDESTRAAT 113 box A, 3945 Ham, Belgium	Director
CARINE BOX	BOVENSTRAAT 5, 3730 Hoeselt, Belgium	Director
MAURITS CAMPS	ENGBERGSEWEG 44, 3980 Tessenderlo, Belgium	Director
WILLY CLAES	OORSPRONGSTRAAT 33, 3720 Kortessem Belgium	, Director
VICTOR CLUCKERS	de SCHAETZENGAARDE 30, 3700 Tongere Belgium	en, Director
Are attached to these annual acco		
	31	rd form not deposited because they serve no useful 7.2, 6, 7, 8, 9
	Signature (name and position)	Signature (name and position)

Optional information.

Strike out what is not applicable.

# LIST OF THE DIRECTORS, BUSINESS MANAGERS AND AUDITORS (continued)

CHRISTA COENEGRACHT	NIELSTRAAT 42, 3840 Borgloon, Belgium	Director
GUIDO COPS	ST JOBSTRAAT 57, 3550 Heusden-Zolder, Belgium	Director
JONATHAN COPS	DENNENBOSSTRAAT 24, 3690 Zutendaal, Belgium	Director
ANNE CUYPERS	BOSKANT 110, 3581 Beverlo, Belgium	Director
MARCEL DANIELS	PLEINSTRAAT 110, 3570 Alken, Belgium	Director
LUC DE MULDER	TOLLEMBEEKSTRAAT 27, 1570 Galmaarden, Belgium	Director
MARC DE PACHTER	WNNERSTRAAT 24 box A, 3940 Hechtel-Eksel, Belgium	Director
NOEL DECKERS	BOUDEWIJNLAAN 144, 3630 Maasmechelen, Belgium	Director
PETER DUFAUX	RUMMENWEG 100, 3800 Sint-Truiden, Belgium	Director
ROSETTE DUPONT	BERGEINDESTRAAT 44, 3680 Maaseik, Belgium	Director
HUBERT FRANSEN	HERENT 40, 3910 Neerpelt, Belgium	Director
ERIK GERITS	STATIONSTRAAT 59 box 41, 3600 Genk, Belgium	Director
MARLEEN GOOSSENS	KERKHOFSTRAAT 6 box A, 3440 Zoutleeuw, Belgium	Director
ALFONS HOLEMANS	DREEF 8, 3130 Begijnendijk, Belgium	Director
FREDDY JANS	NIEUWSTRAAT 6, 2430 Vorst (Kempen), Belgium	Director
JOS KERKHOFS	MOLDERSHOEVENSTRAAT 90, 3900 Overpelt, Belgium	Director
FRANK KEUNEN	DAUTENSTRAAT 85, 3590 Diepenbeek, Belgium	Director
JEAN KUYKEN	BEEMDSTRAAT 5, 3920 Lommel, Belgium	Director
JEAN LAMBRECKS	HOOGHEIDE 41, 3511 Kuringen, Belgium	Director
PIERRE LEURAERS	KUKKELBOSSTRAAT 15, 3590 Diepenbeek, Belgium	Director
KELLY LINSEN	KOLISHEIDE 28, 3910 Neerpelt, Belgium	Director
PAUL MARIS	DORPSSTRAAT 64, 3520 Zonhoven, Belgium	Director
RAF MOONS	Lakstraat 11 box A, 2431 Veerle, Belgium	Director
GILBERTE MULS	HEIDEKEN 3, 3210 Lubbeek, Belgium	Director
FRANCOIS NELISSEN	STRIEKESTRAAT 7 box A, 3740 Bilzen, Belgium	Director
MARIETTE PEUSKENS	NOENELDEREN 55, 3700 Tongeren, Belgium	Director

# LIST OF THE DIRECTORS, BUSINESS MANAGERS AND AUDITORS (continued)

FRANCOIS PIPELEERS	VEELSTRAAT 12, 3830 Wellen, Belgium	Director
JULIEN ROBEYNS	VILLES I' EVEQUESTRAAT 17, 3717 Herstappe, Belgium	Director
LEOPOLD RUTTEN	MEERHOUTSTRAAT 21, 3945 Ham, Belgium	Director
WALTER SACCHINI	LAKERWEG 16, 3530 Houthalen-Helchteren, Belgium	Director
INGRID SCHEEPERS	ALBERT MOYAERTSSTRAAT 68, 3890 Gingelom, Belgium	Director
VIVIANE SCHELLINGEN	HENRI DUNANTSTRTAAT 127, 3620 Lanaken, Belgium	Director
ROB SCHOUTEDEN	SCHOOLSTRAAT 13, 3670 Meeuwen-Gruitrode, Belgium	Director
JAN SCHRIJVERS	DRIEMORGENSTRAAT 12, 3950 Bocholt, Belgium	Director
THEO SCHUURMANS	SLIPSTRAAT 49, 3930 Hamont-Achel, Belgium	Chairman of the board of directors
JO SEUTENS	ENGELENWEG 38, 3660 Opglabbeek, Belgium	Director
GERT SEVERENS	ZAVELSTRAAT 8, 3990 Peer, Belgium	Director
CAROLINE SNIJERS	DIESTERSESTEENWEG 38 box 2, 3583 Paal, Belgium	Director
BENNY SPREEUWERS	REYNDERSSTRAAT 63, 3660 Opglabbeek, Belgium	Director
ALBERT STASSEN	HAAGSTRAAT 29, 3650 Dilsen-Stokkem, Belgium	Director
ISIDOOR STEYAERT	BERKENLAAT 87, 3970 Leopoldsburg, Belgium	Director
RENE SWINNEN	STEENWEG 7, 3440 Zoutleeuw, Belgium	Director
JULIEN THIJS	ST PIETERSTRAAT 181, 3300 Tienen, Belgium	Director
JOHN THOMAS	DIESTERSTRAAT 75, 3980 Tessenderlo, Belgium	Director
KRISTIEN TREUNEN	KLEINVELDSTRAAT 4, 3830 Wellen, Belgium	Director
JOS TRUYEN	BILZERWEG 50, 3665 As, Belgium	Director
MAGGI VAN DER EYCKEN	LANGGORENSTRAAT 4, 3560 Lummen, Belgium	Director
ERIK VAN ROELEN	BEEKSTRAAT 3, 3545 Halen, Belgium	Director
ROMAIN VANDERMEER	DONKERSTRAAT 16, 3870 Heers, Belgium	Director
GERT VANDERSMISSEN	GULKERVELDSTRAAT 6, 3540 Herk-de-Stad, Belgium	Director
ALBERT VANDEZANDE	GREZSTRAAT 1 box A, 3054 Vaalbeek, Belgium	Director

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#### LIST OF THE DIRECTORS, BUSINESS MANAGERS AND AUDITORS (continued)

FRANS VANDUFFEL HEIKANTSTRAAT 4 box A, 3960 Bree, Director Belgium JOHAN VANSCHOENWINKEL VEERSTRAAT 39 box A, 3830 Wellen, Director Belgium PIERRE VERHEYDEN MOLENWEG 31, 3640 Kinrooi, Belgium Director GHISLAIN VERMASSEN BLOESEMWEG 3, 3680 Maaseik, Belgium Director JEF VERWEYEN SCHUTTERIJSTRAAT 3, 3930 Hamont-Achel, Director Belgium SUZY WITTERS VROENHOVENWEG 1, 3770 Riemst, Belgium Director **DECOSTER GUIDO** BOUDEWIJNLAAN 30, 1000 Brussels, Belgium Government commissioner COMMISSARIS VAN DE

ERNST & YOUNG BCVBA Nr.: BE 0446.334.711 Membership nr.: B00160

VLAAMSE REGERING

HERCKENRODESINGEL 4 box A, 3500

Hasselt, Belgium

**Auditor** 

Represented by:

Stefan OLIVIER Herckenrodesingel 4 box A, 3500 Hasselt,

Membership nr.: A01761 Belgium

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#### DECLARATION REGARDING A COMPLIMENTARY REVIEW OR CORRECTION ASSIGNMENT

The managing board declares that no audit or correction assignment has been given to a person who was not authorised to do so by law, pursuant to art. 34 and 37 of the law of 22th April 1999 concerning accounting and tax professions.

The annual accounts water of a udited or corrected by an external accountant or by a company auditor who is not the statutory auditor.

If affirmative, mention hereafter: name, surnames, profession, address of each external accountant or company auditor and his membership number with his Institute as well as the nature of his assignment:

- A. Bookkeeping of the enterprise\*\*,B. Preparing the annual accounts\*\*,
- C. Auditing the annual accounts and/or
- D. Correcting the annual accounts.

If the tasks mentioned under A. or B. are executed by certified accountants or certified bookkeepers - tax specialists, you can mention hereafter: name, surnames, profession, address of each certified accountant or certified bookkeeper - tax specialist and the nature of his assignment.

Number	Nature of the assignment (A, B, C and/or D)
	Number

<sup>\*</sup> Strike out what is not applicable.

<sup>\*\*</sup> Optional information.

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# **BALANCE SHEET AFTER APPROPRIATION**

	Discl.	Codes	Period	Preceding period
ASSETS				
FIXED ASSETS		20/28	1.141.872.815,89	1.118.216.708,51
Formation expenses	5.1	20		
Intangible fixed assets	5.2	21	348.401,80	328.757,04
Tangible fixed assets	5.3	22/27	1.141.463.896,84	1.117.827.434,22
Land and buildings		22	10.170.472,46	6.094.716,33
Plant, machinery and equipment		23	1.072.555.519,10	1.053.716.753,79
Furniture and vehicles		24	200.294,75	246.884,26
Leasing and similar rights		25	4.535.992,45	3.803.297,49
Other tangible fixed assets		26		
Assets under construction and advance payments	5.4/	27	54.001.618,08	53.965.782,35
Financial fixed assets	5.5.1	28	60.517,25	60.517,25
Affiliated enterprises		280/1	· · · · · · · · · · · · · · · · · · ·	······································
Participating interests		280		
Amounts receivable		281		
Other enterprises linked by participating interests	5.14	282/3		
· · · · · · · · · · · · · · · · · · ·	0.14	282		
Participating interests		283		
Amounts receivable		284/8	60.517,25	60.517.25
Other financial assets			,	60.517,25
Shares		284	60.517,25	60.517,25
Amounts receivable and cash guarantees		285/8		
CURRENT ASSETS		29/58	186.237.607,17	127.978.630,09
Amounts receivable after more than one year		29 290	1.809.709,24	2.163.021,28
Other amounts receivable		291	1.809.709,24	2.163.021,28
Other amounts receivable			·	·
Stocks and contracts in progress		3 30/36	1.001.251,58	56.291,00
Raw materials and consumables		30/31		
Work in progress		32		
Finished goods		33		
Goods purchased for resale		34		
<del>-</del>		35		
Immovable property intended for sale		36		
Advance payments  Contracts in progress		37	1.001.251,58	56.291,00
Amounts receivable within one year		40/41	9.092.475,53	8.440.678,81
Trade debtors		40	7.933.006,08	6.814.288,65
Other amounts receivable		41	1.159.469,45	1.626.390,16
Carlot arriodrito 1000/vable				
	5.5.1/	E0/50		400.000.00
Current investments	5.6	50/53		428.860,20
Own shares		50		400 000 00
Other investments		51/53		428.860,20
Cash at bank and in hand		54/58	1.728.623,62	1.899.594,97
Deferred charges and accrued income	5.6	490/1	172.605.547,20	114.990.183,83
TOTAL ASSETS		20/58	1.328.110.423,06	1.246.195.338,60

	Discl.	Codes	Period	Preceding period
EQUITY AND LIABILITIES				
EQUITY(+)/(-)		10/15	862.924.588,50	845.176.907,36
Capital	5.7	10	215.627.105,99	215.627.105,99
Issued capital		100	215.627.105,99	215.627.105,99
Uncalled capital		101		
Share premium account		11	81.294.640,71	81.294.640,71
Revaluation surpluses		12	379.384.348,19	381.714.812,58
Reserves		13	184.618.515,09	164.567.475,47
Legal reserve		130	15.002.305,77	14.104.465,01
Reserves not available		131	90.765.288,44	88.328.339,58
In respect of own shares held		1310		
Other		1311	90.765.288,44	88.328.339,58
Untaxed reserves		132		
Available reserves		133	78.850.920,88	62.134.670,88
Accumulated profits (losses) $(+)/(-)$		14		
Investment grants		15	1.999.978,52	1.972.872,61
Advance to associates on the sharing out of the assets		19		
PROVISIONS AND DEFERRED TAXES		16	41.156.945,44	40.036.717,59
Provisions for liabilities and charges		160/5	41.156.945,44	40.036.717,59
Pensions and similar obligations		160		
Taxation		161		
Major repairs and maintenance		162		
Other liabilities and charges	5.8	163/5	41.156.945,44	40.036.717,59
Deferred taxes		168		
AMOUNTS PAYABLE		17/49	424.028.889,12	360.981.713,65
Amounts payable after more than one year	5.9	17	230.624.037,45	208.433.850,74
Financial debts		170/4	230.603.472,30	208.413.285,59
Subordinated loans		170		
Unsubordinated debentures		171		
Leasing and other similar obligations		172	4.021.140,05	3.523.545,30
Credit institutions		173 174	136.953.827,13 89.628.505,12	110.855.847,79 94.033.892,50
Other loans  Trade debts		175	09.020.303,12	94.033.892,30
Suppliers		1750		
Bills of exchange payable		1751		
Advances received on contracts in progress		176		
Other amounts payable		178/9	20.565,15	20.565,15
Amounts payable within one year		42/48	125.959.246,78	85.019.765,23
Current portion of amounts payable after more than one year				
falling due within one year	5.9	42	19.109.192,50	15.618.149,12
Financial debts		43		
Credit institutions		430/8 439		
Other loans  Trade debts		439	21.860.337,63	23.490.578,56
Suppliers		440/4	21.860.337,63	23.490.578,56
Bills of exchange payable		441		
Advances received on contracts in progress		46		
Taxes, remuneration and social security	5.9	45		20.525,09
Taxes		450/3		5.183, <i>4</i> 2
Remuneration and social security		454/9		15.341,67
Other amounts payable		47/48	84.989.716,65	45.890.512,46
Accruals and deferred income	5.9	492/3	67.445.604,89	67.528.097,68
TOTAL LIABILITIES		10/49	1.328.110.423,06	1.246.195.338,60

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## **INCOME STATEMENT**

	Discl.	Codes	Period	Preceding period
Operating income	5.10	70/74 70	380.186.826,04 338.193.473,29	319.631.677,05 299.817.389,39
Stocks of finished goods and work and contracts in progress: increase (decrease)(+)/(-)  Own work capitalised		71 72	944.960,58	56.291,00
Other operating income	5.10	74	41.048.392,17	19.757.996,66
Operating charges(+)/(-) Raw materials, consumables(+)		60/64 60	308.136.618,19 37.332.255,89	249.342.848,77 36.672.288,94
Purchases		600/8 609	37.332.255,89	36.672.288,94
Services and other goods	5.10	61 62	228.507.604,13	165.684.090,04
Depreciation of and other amounts written off formation expenses, intangible and tangible fixed assets		630	39.670.261,00	39.485.005,31
debtors: Appropriations (write-backs)(+)/(-) Provisions for liabilities and charges: Appropriations (uses		631/4	1.501.616,05	1.699.327,06
and write-backs)(+)/(-)	5.10 5.10	635/7 640/8	1.120.227,85 4.653,27	5.802.102,51 34,91
Other operating charges  Operating charges carried to assets as restructuring costs(-)	3.10	649	4.000,27	
Operating profit (loss)(+)/(-)		9901	72.050.207,85	70.288.828,28
Financial income		75 750	576.804,37	802.233,70
Income from current assets		751	303.255,49	625.284,96
Other financial income	5.11	752/9	273.548,88	176.948,74
Financial charges(+)/(-)  Debt charges	5.11	65 650	11.652.167,51 11.604.407,49	11.395.491,71 11.145.422,00
(+)/(-) Other financial charges(+)/(-)		651 652/9	47.760,02	250.069,71
Gain (loss) on ordinary activities before taxes(+)/(-)		9902	60.974.844,71	59.695.570,27

	Discl.	Codes	Period	Preceding period
Extraordinary income		76	9.136.503,32	11.728.784,98
intangible and tangible fixed assets		760		
Write-back of amounts written down financial fixed assets Write-back of provisions for extraordinary liabilities and		761		
charges		762		
Capital gains on disposal of fixed assets		763	367.494,02	37.335,73
Other extraordinary income	5.11	764/9	8.769.009,30	11.691.449,25
Extraordinary charges(+)/(-) Extraordinary depreciation of and extraordinary amounts written off formation expenses, intangible and tangible fixed		66	18.266.273,18	17.753.752,43
assets		660		
Amounts written off financial fixed assets  Provisions for extraordinary liabilities and charges:		661		
appropriations (uses)(+)/(-)		662		
Capital losses on disposal of fixed assets		663	3.153.436,69	1.170.541,91
Other extraordinary charges	5.11	664/8	15.112.836,49	16.583.210,52
Extraordinary charges carried to assets as restructuring costs(-)		669		
Gain (loss) for the period before taxes $\dots (+)/(-)$		9903	51.845.074,85	53.670.602,82
Transfer from deferred taxes		780		
Transfer to deferred taxes		680		
Income taxes(+)/(-)	5.12	67/77		
Income taxes		670/3		
Adjustment of income taxes and write-back of tax provisions		77		
Gain (loss) of the period(+)/(-)		9904	51.845.074,85	53.670.602,82
Transfer from untaxed reserves		789		
Transfer to untaxed reserves		689		
Gain (loss) of the period available for appropriation $(+)/(-)$		9905	51.845.074,85	53.670.602,82

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# **APPROPRIATION ACCOUNT**

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Profit (loss) to be appropriated        (+)/(-)           Gain (loss) of the period available for appropriation        (+)/(-)           Profit (loss) brought forward        (+)/(-)	9906 (990 14P
Withdrawals from capital and reserves  from capital and share premium account	791/2 791 792
Transfer to capital and reserves  to capital and share premium account  to legal reserve  to other reserves	691/3 691 6920 6921
Profit (loss) to be carried forward(+)/(-)	(14)
Owners' contribution in respect of losses	794
Profit to be distributed  Dividends  Directors' or managers' entitlements  Other beneficiaries	694/6 694 695 696
Outor bottonoiditoo	

Codes	Period	Preceding period
9906	51.845.074,85	53.670.602,82
(9905)	51.845.074,85	53.670.602,82
14P		
791/2		
791		
792		
691/2	17.614.090,76	19.082.053,84
691		
6920	897.840,76	882.053,84
6921	16.716.250,00	18.200.000,00
(14)		
794		
694/6	34.230.984,09	34.588.548,98
694	34.230.984,09	34.588.548,98
695		
696		

	Codes	Period	Preceding period
CONCESSIONS, PATENTS, LICENCES, KNOW-HOW, BRANDS AND SIMILAR RIGHTS			
Acquisition value at the end of the period	8052P	xxxxxxxxxxxxx	720.279,10
Movements during the period			
Acquisitions, including produced fixed assets	8022	57.991,98	
Sales and disposals	8032		
Transfers from one heading to another(+)/(-)	8042		
Acquisition value at the end of the period	8052	778.271,08	
Depreciations and amounts written down at the end of the period	8122P	xxxxxxxxxxxxx	391.522,06
Movements during the period			
Recorded	8072	38.347,22	
Written back	8082		
Acquisitions from third parties	8092		
Cancelled owing to sales and disposals	8102		
Transferred from one heading to another(+)/(-)	8112		
Depreciations and amounts written down at the end of the period	8122	429.869,28	
NET BOOK VALUE AT THE END OF THE PERIOD	211	348.401,80	

## STATEMENT OF TANGIBLE FIXED ASSETS

	Codes	Period	Preceding period
LAND AND BUILDINGS			
Acquisition value at the end of the period	8191P	xxxxxxxxxxxx	6.094.716,33
Movements during the period			
Acquisitions, including produced fixed assets	8161	43.503,29	
Sales and disposals	8171		
Transfers from one heading to another(+)/(-)	8181	4.032.252,84	
Acquisition value at the end of the period	8191	10.170.472,46	,
Revaluation surpluses at the end of the period	8251P	xxxxxxxxxxxxx	
Movements during the period			
Recorded	8211		
Acquisitions from third parties	8221		
Cancelled	8231		
Transferred from one heading to another(+)/(-)	8241		
Revaluation surpluses at the end of the period	8251		
Depreciations and amounts written down at the end of the period	8321P	xxxxxxxxxxxxx	
Movements during the period			
Recorded	8271		
Written back	8281		
Acquisitions from third parties	8291		
Cancelled owing to sales and disposals	8301		
Transferred from one heading to another(+)/(-)	8311		
Depreciations and amounts written down at the end of the period	8321		
NET BOOK VALUE AT THE END OF THE PERIOD	(22)	10.170.472,46	

	Codes	Period	Preceding period
PLANT, MACHINERY AND EQUIPMENT			
Acquisition value at the end of the period	8192P	xxxxxxxxxxxx	1.661.297.880,51
Movements during the period			
Acquisitions, including produced fixed assets	8162	6.364.987,74	
Sales and disposals	8172	258.394.634,28	
Transfers from one heading to another(+)/(-)	8182	53.366.358,72	
Acquisition value at the end of the period	8192	1.462.634.592,69	
Revaluation surpluses at the end of the period	8252P	xxxxxxxxxxxx	557.801.662,10
Movements during the period			
Recorded	8212		
Acquisitions from third parties	8222		
Cancelled	8232	84.708.431,63	
Transferred from one heading to another(+)/(-)	8242		
Revaluation surpluses at the end of the period	8252	473.093.230,47	
Depreciations and amounts written down at the end of the period	8322P	xxxxxxxxxxxx	1.165.382.788,82
Movements during the period			
Recorded	8272	38.213.347,85	
Written back	8282		
Acquisitions from third parties	8292		
Cancelled owing to sales and disposals	8302	340.423.832,61	
Transferred from one heading to another(+)/(-)	8312		
Depreciations and amounts written down at the end of the period	8322	863.172.304,06	
NET BOOK VALUE AT THE END OF THE PERIOD	(23)	1.072.555.519,10	

	Codes	Period	Preceding period
FURNITURE AND VEHICLES			
Acquisition value at the end of the period	8193P	xxxxxxxxxxxx	912.186,59
Movements during the period			
Acquisitions, including produced fixed assets	8163		
Sales and disposals	8173		
Transfers from one heading to another(+)/(-)	8183		
Acquisition value at the end of the period	8193	912.186,59	
Revaluation surpluses at the end of the period	8253P	xxxxxxxxxxxxx	16.313,00
Movements during the period			
Recorded	8213		
Acquisitions from third parties	8223		
Cancelled	8233		
Transferred from one heading to another(+)/(-)	8243		
Revaluation surpluses at the end of the period	8253	16.313,00	
Depreciations and amounts written down at the end of the period	8323P	xxxxxxxxxxxxx	681.615,33
Movements during the period			
Recorded	8273	46.364,61	
Written back	8283		
Acquisitions from third parties	8293	224,90	
Cancelled owing to sales and disposals	8303		
Transferred from one heading to another(+)/(-)	8313		
Depreciations and amounts written down at the end of the period	8323	728.204,84	
NET BOOK VALUE AT THE END OF THE PERIOD	(24)	200.294,75	

	Codes	Period	Preceding period
LEASING AND SIMILAR RIGHTS			
Acquisition value at the end of the period	8194P	xxxxxxxxxxxx	4.582.354,29
Movements during the period			
Acquisitions, including produced fixed assets	8164	2.104.896,28	
Sales and disposals	8174		
Transfers from one heading to another(+)/(-)	8184		
Acquisition value at the end of the period	8194	6.687.250,57	
Revaluation surpluses at the end of the period	8254P	xxxxxxxxxxxx	
Movements during the period			
Recorded	8214		
Acquisitions from third parties	8224		
Cancelled	8234		
Transferred from one heading to another(+)/(-)	8244		
Revaluation surpluses at the end of the period	8254		
Depreciations and amounts written down at the end of the period	8324P	xxxxxxxxxxxx	779.056,80
Movements during the period			
Recorded	8274	1.372.201,32	
Written back	8284		
Acquisitions from third parties	8294		
Cancelled owing to sales and disposals	8304		
Transferred from one heading to another(+)/(-)	8314		
Depreciations and amounts written down at the end of the period	8324	2.151.258,12	
NET BOOK VALUE AT THE END OF THE PERIOD	(25)	4.535.992,45	
OF WHICH			
Land and buildings	250		
Plant, machinery and equipment	251		
Furniture and vehicles	252	4.535.992,45	

	Codes	Period	Preceding period
ASSETS UNDER CONSTRUCTION AND ADVANCE PAYMENTS			
Acquisition value at the end of the period	8196P	xxxxxxxxxxxxx	53.965.782,35
Movements during the period			
Acquisitions, including produced fixed assets	8166	57.434.447,29	
Sales and disposals	8176		
Transfers from one heading to another(+)/(-)	8186	-57.398.611,56	
Acquisition value at the end of the period	8196	54.001.618,08	,
Revaluation surpluses at the end of the period	8256P	xxxxxxxxxxxxx	
Movements during the period			
Recorded	8216		
Acquisitions from third parties	8226		
Cancelled	8236		
Transferred from one heading to another(+)/(-)	8246		
Revaluation surpluses at the end of the period	8256		1
Depreciations and amounts written down at the end of the period	8326P	xxxxxxxxxxxxx	
Movements during the period			
Recorded	8276		
Written back	8286		
Acquisitions from third parties	8296		
Cancelled owing to sales and disposals	8306		
Transferred from one heading to another(+)/(-)	8316		
Depreciations and amounts written down at the end of the period	8326		
NET BOOK VALUE AT THE END OF THE PERIOD	(27)	54.001.618,08	

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	Codes	Period	Preceding period
OTHER ENTERPRISES - PARTICIPATING INTERESTS AND SHARES			
Acquisition value at the end of the period	8393P	xxxxxxxxxxxx	101.736,47
Movements during the period			
Acquisitions	8363		
Sales and disposals	8373		
Transfers from one heading to another(+)/(-)	8383		
Acquisition value at the end of the period	8393	101.736,47	
Revaluation surpluses at the end of the period	8453P	xxxxxxxxxxxx	
Movements during the period			
Recorded	8413		
Acquisitions from third parties	8423		
Cancelled	8433		
Transferred from one heading to another(+)/(-)	8443		
Revaluation surpluses at the end of the period	8453		
Amounts written down at the end of the period	8523P	xxxxxxxxxxxx	
Movements during the period			
Recorded	8473		
Written back	8483		
Acquisitions from third parties	8493		
Cancelled owing to sales and disposals	8503		
Transferred from one heading to another(+)/(-)	8513		
Amounts written down at the end of the period	8523		
Uncalled amounts at the end of the period	8553P	xxxxxxxxxxxx	41.219,22
Movements during the period(+)/(-)	8543		
Uncalled amounts at the end of the period	8553	41.219,22	
NET BOOK VALUE AT THE END OF THE PERIOD	(284)	60.517,25	
OTHERS ENTERPRISES - AMOUNTS RECEIVABLE			
NET BOOK VALUE AT THE END OF THE PERIOD	285/8P	xxxxxxxxxxxx	
Movements during the period			
Additions	8583		
Repayments	8593		
Amounts written down	8603		
Amounts written back	8613		
Exchange differences(+)/(-)	8623		
Other movements(+)/(-)	8633		
NET BOOK VALUE AT THE END OF THE PERIOD	(285/8)		
ACCUMULATED AMOUNTS WRITTEN OFF AMOUNTS RECEIVABLE AT END OF			
THE PERIOD ·····	8653		

#### PARTICIPATING INTERESTS INFORMATION

#### **PARTICIPATING INTERESTS AND SHARES**

List the enterprises in which the enterprise holds a participating interest, (recorded in the heading 280 and 282 of assets) and the other enterprises in which the enterprise holds rights (recorded in the headings 284 and 51/53 of assets) for an amount of at least 10 % of the capital issued.

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# OTHER INVESTMENTS AND DEPOSITS, ALLOCATION DEFERRED CHARGES AND ACCRUED INCOME

	Codes	Period	Preceding period
INVESTMENTS: OTHER INVESTMENTS AND DEPOSITS			
Shares	51		
Book value increased with the uncalled amount	8681		
Uncalled amount	8682		
Fixed income securities	52		
Fixed income securities issued by credit institutions	8684		
Fixed term accounts with credit institutions	53		428.860,20
up to one month	8686		
between one month and one year	8687		428.860,20
over one year	8688		
Other investments not mentioned above	8689		

	Period
DEFERRED CHARGES AND ACCRUED INCOME	
Allocation of heading 490/1 of assets if the amount is significant	
	100.421.288,68
	64.574.370,42
	3.007.667,12
	4.602.220,98

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# STATEMENT OF CAPITAL AND SHAREHOLDING STRUCTURE

	Codes	Period	k	Preceding period
STATEMENT OF CAPITAL				
Social capital				
Issued capital at the end of the period	100P	xxxxxxxxxx	xxxxx	215.627.105,99
Issued capital at the end of the period	(100)	215.627.10		
	( /		,	ı
	Codes	Value	,	Number of shares
Changes during the period				
Structure of the capital				
Different categories of shares				
Pillotott categories of charce		1.567.70	69,18	63.2 <i>4</i> 2
		81.286.3	35,63	3.278.997
		110.801.1	77,96	3.688.223
		21.971.82	23,22	886.318
Registered shares	8702	XXXXXXXXX	XXXXX	7.916.780
Shares to bearer and/or dematerialized	8703	XXXXXXXXX	XXXXX	
				Conital called but not
	Codes	Uncalled ar	mount	Capital called but not paid
Canital not noid				
Capital not paid Uncalled capital	(101)			xxxxxxxxxxxx
Called up capital, unpaid	8712	xxxxxxxxx		
Shareholders having yet to pay up in full				
			Codes	Period
			00000	1 01104
Own shares				
Held by the company itself				
Amount of capital held			8721	
Corresponding number of shares			8722	
Held by the subsidiaries				
Amount of capital held			8731	
Corresponding number of shares			8732	
Commitments to issue shares				
Owing to the exercise of conversion rights				
Amount of outstanding convertible loans			8740	
Amount of capital to be subscribed			8741	
Corresponding maximum number of shares to be issued			8742	
Owing to the exercise of subscription rights				
Number of outstanding subscription rights			8745	
Amount of capital to be subscribed			8746	
Corresponding maximum number of shares to be issued			8747	
			8751	
Authorized capital not issued			0/01	

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	Codes	Period
Shares issued, non representing capital Distribution		
Number of shares	8761	
Number of voting rights attached thereto	8762	
Allocation by shareholder		
Number of shares held by the company itself	8771	
Number of shares held by its subsidiaries	8781	

STRUCTURE OF SHAREHOLDINGS OF THE ENTERPRISE AT YEAR-END CLOSING DATE, AS IT APPEARS FROM THE STATEMENTS RECEIVED BY THE ENTERPRISE

# PROVISIONS FOR OTHER LIABILITIES AND CHARGES

	Period
ANALYSIS OF THE HEADING 163/5 OF LIABILITIES IF THE AMOUNT IS SIGNIFICANT	
	5.914.000,00
	35.242.945,44

# STATEMENT OF AMOUNTS PAYABLE, ACCRUED CHARGES AND DEFERRED INCOME

	Codes	Period
BREAKDOWN OF AMOUNTS PAYABLE WITH AN ORIGINAL PERIOD TO MATURITY OF MORE THAN ONE		
YEAR, ACCORDING TO THEIR RESIDUAL TERM		
Current portion of amounts payable after more than one year falling due within one year		
Financial debts	8801	19.109.192,50
Subordinated loans	8811	
Unsubordinated debentures	8821	
Leasing and other similar obligations	8831	1.135.117,79
Credit institutions	8841	13.568.687,33
Other loans	8851	4.405.387,38
Trade debts	8861	
Suppliers	8871	
Bills of exchange payable	8881	
Advance payments received on contract in progress	8891	
Other amounts payable	8901	
Total current portion of amounts payable after more than one year falling due within one year	(42)	19.109.192,50
Amounts republic with a remaining town of more than one but not more than five years		
Amounts payable with a remaining term of more than one but not more than five years  Financial debts	8802	82.180.681,79
Subordinated loans	8812	
	8822	
Unsubordinated debentures	8832	4.021.140,05
Leasing and other similar obligations	8842	58.773.982,55
Credit institutions	8852	19.385.559,19
Other loans	8862	
Trade debts	8872	
Suppliers	8882	
Bills of exchange payable	8892	
Advance payments received on contracts in progress	8902	20.565,15
Other amounts payable		·
Total amounts payable with a remaining term of more than one but not more than five years	8912	82.201.246,94
Amounts payable with a remaining term of more than five years	0000	149 422 700 54
Financial debts	8803 8813	148.422.790,51
	8823	
Unsubordinated debentures	8833	
Leasing and other similar obligations	8843	
Credit institutions Other loans	8853	70.242.945,93
	8863	
Trade debts	8873	
Suppliers	8883	
Bills of exchange payable		
Advance payments received on contracts in progress	8893	
Other amounts payable	8903	
Total amounts payable with a remaining term of more than five years	8913	148.422.790,51

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	Codes	Period
GUARANTEED AMOUNTS PAYABLE (included in headings 17 and 42/48 of the liabilities)		
Amounts payable guaranteed by Belgian public authorities		
Financial debts	8921	
Subordinated loans	8931	
Unsubordinated debentures	8941	
Leasing and similar obligations	8951	
Credit institutions	8961	
Other loans	8971	
Trade debts	8981	
Suppliers	8991	
Bills of exchange payable	9001	
Advance payments received on contracts in progress	9011	
Remuneration and social security	9021	
Other amounts payable	9051	
Total amounts payable guaranteed by Belgian public authorities	9061	
Amounts payable guaranteed by real securities or irrevocably promised by the enterprise on its own assets		
Financial debts	8922	
Subordinated loans	8932	
Unsubordinated debentures	8942	
Leasing and similar obligations	8952	
Credit institutions	8962	
Other loans	8972	
Trade debts	8982	
Suppliers	8992	
Bills of exchange payable	9002	
Advance payments received on contracts in progress	9012	
Taxes, remuneration and social security	9022	
Taxes	9032	
Remuneration and social security	9042	
Other amounts payable	9052	
Total amounts payable guaranteed by real securities or irrevocably promised by the enterprise on its own assets	9062	
	Codes	Period
TAXES, REMUNERATION AND SOCIAL SECURITY		
Taxes (heading 450/3 of the liabilities)		
Outstanding tax debts	9072	
Accruing taxes payable	9073	
Estimated taxes payable	450	
Remuneration and social security (heading 454/9 of the liabilities)		
Amounts due to the National Social Security Office	9076	
Other amounts payable in respect of remuneration and social security	9077	

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	Period
ACCRUALS AND DEFERRED INCOME	
Allocation of heading 492/3 of liabilities if the amount is significant	
	42.077.954,28
	11.790.285,35
	13.577.365,26

F 5.10

# **OPERATING RESULTS**

	Codes	Period	Preceding period
OPERATING INCOME			
Net turnover			
Allocation by categories of activity			
		280.296.218,68 57.897.254,61	245.979.411,48 53.837.977,91
Allocation into geographical markets			
			••••••
Other operating income			
Operating subsidies and compensatory amounts received from public	740		
authorities	740	***************************************	
OPERATING CHARGES			
Employees for whom the entreprise submitted a DIMONA declaration or who are recorded in the general personnel register			
Total number at the closing date	9086		
Average number of employees calculated in full-time equivalents	9087		
Number of actual worked hours	9088		
Personnel costs			
Remuneration and direct social benefits	620		
Employers' contribution for social security	621		
Employers' premiums for extra statutory insurance	622		
Other personnel costs(+)/(-)	623		
Retirement and survivors' pensions	624		
Provisions for pensions and other similar rights			
Appropriations (uses and write-backs)(+)/(-)	635		
Amounts written off			
Stocks and contracts in progress			
Recorded	9110		
Written back	9111		
Trade debts			
Recorded	9112	1.501.616,05	1.699.327,06
Written back	9113		
Provisions for liabilities and charges			
Additions	9115	2.320.925,80	7.596.200,85
Uses and write-backs	9116	1.200.697,95	1.794.098,34
Other operating charges			
Taxes related to operation	640	245,41	34,91
Other costs	641/8	4.407,86	
Hired temporary staff and personnel placed at the enterprise's disposal			
Total number at the closing date	9096		
Average number calculated in full-time equivalents	9097		
Number of actual worked hours	9098		
Costs to the enterprise	617		
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# FINANCIAL AND EXTRAORDINARY RESULTS

	Codes	Period	Preceding period
FINANCIAL RESULTS			
Other financial income Subsidies granted by public authorities and recorded as income for the period		0.40.000.70	400.000.50
Capital subsidies	9125	213.060,59	130.080,59
Interest subsidies	9126	60.488,29	46.868,15
Allocation of other financial income		60.488,29 213.060,59	46.868,15 130.080,59
Depreciation of loan issue expenses and reimbursement premiums	6501		
Capitalized Interests	6503		
Amounts written off current assets  Recorded	6510 6511		
Other financial charges  Amount of the discount borne by the enterprise, as a result of negotiating amounts receivable	653		
Provisions of a financial nature Appropriations	6560 6561		
Allocation of other financial charges		47.760.00	250,060,74
		47.760,02	250.069,71

	Period
EXTRAORDINARY RESULTS	
Allocation of other extraordinary income	
	7.816.314,15 952.695,15
	952.695,15
Allocation of other extraordinary charges	
	15.100.000,00
	12.836,49

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# **INCOME TAXES AND OTHER TAXES**

	Codes	Period
INCOME TAXES		
Income taxes on the result of the period	9134	
Income taxes paid and withholding taxes due or paid	9135	
Excess of income tax prepayments and withholding taxes paid recorded under assets	9136	
Estimated additional taxes	9137	
Income taxes on the result of prior periods	9138	
Additional income taxes due or paid	9139	
Additional income taxes estimated or provided for	9140	
In so far as taxes of the period are materially affected by differences between the profit before taxes as stated in annual accounts and the estimated taxable profit		

Impact of extraordinary results on the amount of the income taxes relating to the current period

	Codes	Period
Status of deferred taxes  Deferred taxes representing assets  Accumulated tax losses deductible from future taxable profits  Other deferred taxes representing assets	9141 9142	
Deferred taxes representing liabilities	9144	
Allocation of deferred taxes representing liabilities		

	Codes	Period	Preceding period
VALUE ADDED TAXES AND OTHER TAXES BORNE BY THIRD PARTIES			
Value added taxes charged			
To the enterprise (deductible)	9145	31.679.380,09	21.379.402,86
By the enterprise	9146	5.334.012,97	2.554.944,53
Amounts withheld on behalf of third party			
For payroll withholding taxes	9147	18.688,00	18.509,18
For withholding taxes on investment income	9148		

## RELATIONSHIPS WITH AFFILIATED ENTERPRISES AND ENTERPRISES LINKED BY PARTICIPATING INTERESTS

	Codes	Period	Preceding period
AFFILIATED ENTERPRISES			
Financial fixed assets	(280/1)		
Participating interests	(280)		
Subordinated amounts receivable	9271		
Other amounts receivable	9281		
Carlot amounte 1000174510			
Amounts receivable from affiliated enterprises	9291		
Over one year	9301		
Within one year	9311		
Current investments	9321		
Shares	9331		
Amounts receivable	9341		
/ Initial ite receivable			
Amounts payable	9351		
Over one year	9361		
Within one year	9371		
Personal and real guarantees			
Provided or irrevocably promised by the enterprise as security for debts or			
commitments of affiliated enterprises	9381		
Provided or irrevocably promised by affiliated enterprises as security for			
debts or commitments of the enterprise	9391		
Other significant financial commitments	9401		
Financial results			
Income from financial fixed assets	9421		
Income from current assets	9431		
Other financial income	9441		
Debt charges	9461		
Other financial charges	9471		
5			
Disposal of fixed assets			
Capital gains obtained	9481		
Capital losses suffered	9491		
ENTERPRISES LINKED BY PARTICIPATING INTERESTS			
Financial fixed assets	(282/3)		
Participating interests	(282)		
Subordinated amounts receivable	9272		
Other amounts receivable	9272		
Other amounts receivable	5202		
Amounts receivable	9292		
Over one year	9302		
Within one year	9312		
Amounts payable	9352	156.730.655,87	121.529.115,46
Over one year	9362	89.628.505,12	94.033.892,50
		67.102.150,75	27.495.222,96
Within one year	9372	07.102.100,70	21.490.222,90

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	Period
TRANSACTIONS WITH ENTERPRISES LINKED BY PARTICIPATING INTERESTS OUT OF MARKET CONDITIONS	
Mention of these transactions if they are significant, including the amount of the transactions, the nature of the link, and all information about the transactions which should be necessary to get a better understanding of the situation of the company	
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## FINANCIAL RELATIONSHIPS WITH

	Codes	Period
DIRECTORS, MANAGERS, INDIVIDUALS OR BODIES CORPORATE WHO CONTROL THE ENTERPRISE WITHOUT BEING ASSOCIATED THEREWITH OR OTHER ENTERPRISES CONTROLLED BY THESE PERSONS		
Amounts receivable from these persons	9500	
Conditions on amounts receivable		
Guarantees provided in their favour	9501	
Main conditions of these guarantees		
Other significant commitments undertaken in their favour	9502	
Main conditions of the other commitments		
Amount of direct and indirect remunerations and pensions, included in the income statement, as long as this disclosure does not concern exclusively or mainly, the situation of a single identifiable person		
To directors and managers	9503	64.940,00
To former directors and former managers	9504	

	Codes	Period
AUDITORS OR PEOPLE THEY ARE LINKED TO		
Auditor's fees	9505	36.350,00
Fees for exceptional services or special missions executed in the company by the auditor		
Other attestation missions	95061	13.825,00
Tax consultancy	95062	
Other missions external to the audit	95063	
Fees for exceptional services or special missions executed in the company by people they are linked to		
Other attestation missions	95081	
Tax consultancy	95082	
Other missions external to the audit	95083	

Mentions related to article 133, paragraph 6 from the Companies Code



#### Directors' report of Inter-energa OV

#### On 12 March 2013 for the financial year 2012

As required by law and the articles of association, we hereby submit our report on the activities of Inter-energia OV [mission-entrusted company] during the financial year just ended and present the annual accounts for 2012 for approval.

#### <u>Infrax</u>

The Flemish electricity and gas market regulators, and CREG in particular, are putting increasing pressure on distribution network holders to bring their tariffs under control and reduce them. Faced with this unavoidable development, we set up three Flemish public energy companies, Infrax Limburg, Iveg and Infrax West, in 2006 which deal with one another and with Infrax', a new operational consortium set up to use advantages of scale and efficiency improvements to reduce the costs of distribution activities in the areas they are involved in.

Thanks to these benefits within Infrax, PBE and Riobra also decided to join Infrax effective as of 1 July 2010 and 1 July 2011 respectively.

The company's business exists, subject to the policy lines as laid down by its partners, of operating, maintaining and developing electricity, natural gas, cable TV and sewerage networks.

The activities it conducts for and on behalf of our shareholders include:

- In general, providing management and other services and providing knowhow to its shareholders;
- Preparing for and implementing decisions by the executive bodies of its shareholders;
- All operational duties involved in operating, maintaining and developing networks;
- Providing all services to distribution network users in the course of its shareholders' activities at technical, administrative and commercial level;
- Promoting cooperation amongst the shareholders when dealing with distribution problems.

The process of integration within Infrax was continued and completed in many areas in 2012.

#### **Infrax Limburg operating company**

The partial demerger of Infrax Limburg in the financial year 2005 meant that the company's objects were revised completely.

The company's objects are [now] only to operate in the fields of electricity, natural gas, telecoms distribution and sewerage systems.

Infrax Limburg's operating activities for Inter-energa (electricity and natural gas), Inter-media (telecoms distribution) and Inter-aqua (sewerage) cover all the work involved in meeting the objects of those companies.

For the purposes of operational collaboration within Infrax, this work is delegated to Infrax cvba.

#### **Business risks**

Inter-energa has undergone a thorough change successfully in recent years; but continuing Inter-energa is an absolute must for the shareholders if they are to reach a situation in which Inter-energa acquires a stable position in the Flemish energy landscape, providing an optimum service to districts and their inhabitants, with a high level of reliability and safety and a stable dividend flow to its partner districts.

#### Investment

Gross investment into service came to € 52,250,970 on electricity, € 34,688,848 euro on natural gas and € 2,104,896 on communal investments. Interventions invoiced to third parties came to € 17,008,709 for electricity and € 6,066,014 for natural gas.

Assets under construction on Inter-energa's balance sheet stood at € 34,654,357 for electricity and € 19,347,260 for natural gas.

#### **Profits**

Inter-energa made a profit of  $\le$  51,845,074, comprising operating profits of  $\le$  72,050,207, a net financial loss of  $\le$  11,075,363 and extraordinary losses of  $\le$  9,129,770.

#### **Smart meters**

Infrax is working flat out on the new challenges facing the electricity network: the advent of smart networks with smart meters.

As far as smart meters were concerned, following a successful proof of concept (project to establish if they were technically viable), a pilot project was started, installing 10,000 smart meters in a number of test areas. VREG's proposed start deadline of 1 October 2012 was met on time.

#### Freezing electricity and natural gas network tariffs in 2013 and 2014

The Federal government agreement from the end of 2011 proposed that power over distribution network tariffs be moved from Federal to community level. In expectation of this, and at the request of the community regulators, CREG decided to extend the 2012 tariffs to 2013 and 2014 in March 2012.

The amended electricity law of January 2012, implementing the third European energy directive in Belgian law, required the CREG to consult the stakeholders and then develop a new tariff methodology. Infrax asked CREG to freeze the tariff methodology in view of the impending transfer of powers.

#### **Success of solar power installations**

The number of solar power installations has increased spectacularly since the second half of 2011: we

counted a total of 66,963 such installations in Infrax's area as at 31.12.2012, with a total capacity of 63.890 kW, up 124% on the same time last year. Some 31% of all Flemish solar power installations are in Infrax's area, where Infrax normally has around 22% of electricity market share, which means, there are half as many solar power installations proportionally than in other areas.

The success of solar power installations is causing an increase in non-controllable costs.

This unforeseen increase in solar power installations is causing major shortfalls on non-controllable costs in electricity: the buy-up obligation means network operators must buy up Green energy Production Certificates (GPC) than was foreseen when drawing up budgets on which today's tariffs are based. People generating their own electricity more also means network operators are transporting less energy, so incomes fall.

Non-controllable costs are those over which network operators have no direct control. The difference between estimated and actual costs is taken as a receivable or liability and hence netted in a subsequent tariff period. The difference between actual sales volumes and volumes estimated in budgets is also netted in a subsequent tariff period. These differences lead to an increase or reduction in future tariffs.

The table below shows the electricity shortfalls as a result of the increase in the number of solar power installations. The partial solidarization of GPC costs is included in the accounts in accordance with the solidarization system Flemish regulator VREG has established since 2009. There are major surpluses in natural gas, on the other hand, which does not have to deal with rising public service obligations. The figures for Inter-energa are as follows:

2008-2011	2012	2008-2012
- 46,533,111	- 42,603,236	- 89,136,348
35,960,286	2,524,859	38,485,144
-10,572,826	- 40,078,378	- 50,651,204
	- 46,533,111 35,960,286	2008-2011 2012 - 46,533,111 - 42,603,236 35,960,286 2,524,859 -10,572,826 - 40,078,378

(A '-' indicates a shortfall, which increases tariffs in following tariff periods, an '+' a surplus, which reduces them)

The differences above mean electricity tariffs are set to rise in future while natural gas tariffs fall.

#### **Provisions**

As was stated above, network operators record the shortfalls on non-controllable electricity costs (including shortfalls on receipts) as a claim on customers, particularly by increasing tariffs in the future. This claim is recorded as accrued income in the balance sheet ('regulatory assets') and increases turnover on the year.

Provisions were created to compensate for regulatory assets until 2011. The valuation method changed in 2012 such that no further provisions were made, whereby Inter-energa

has fallen in line with prevailing market accounting practices in the regulated sector. The law allows shortfalls on non-controllable costs to be recovered from customers, providing the regulator approves, in any case.

Had the valuation rules not changed, that would have meant making another EUR 23.8 m in provisions in 2012, reducing the net profits accordingly. The electricity provisions made in the past to compensate for regulatory assets are retained, and stood at € 35.2 m as at 31.12.2012. The Board is convinced that the provisions made cover the potential risk of being unable to recover these shortfalls in all generously.

#### **Controllable costs**

Controllable costs are those network operators can control directly. The difference between estimated (budgeted) costs and actual controllable costs is accounted for in the profit and loss accounts of the network operators.

The Infrax group makes surpluses on controllable costs in both electricity and natural gas.

The resulting figures for Inter-energa are as follows:

Net controllable costs	2008-2011	2012	2008-2012
Electricity	36,556,876	9,965,450	46,522,326
Natural gas	13,700,630	5,606,755	19,307,385
Total	50,257,506	15,572,205	65,829,711

#### Valuing Green Power Certificates (GPC)

There was a surplus of certificates for both GPC and CHP (Combined Heat and Power Production Certificates) in 2012, so their market price fell and network operators could only sell a limited proportion of those they held.

By the end of 2012, stocks of GPC and CHP stood at € 44.2 m. GPCs are valued at € 93 each, as against € 98.57 at the end of 2011, and CHPs at € 27, as against € 30.91. Stocks of certificates are recorded as deferred charges in the statutory annual accounts.

	2011		2012		Increase	
	Quantity	Value	Quantity	Value	Quantity	Value
GPC	244,874	24,137,230	469,990	43,709,070	225,116	19,571,840
СНР	3,344	103,363	19,607	529,389	16,263	426,026
Total	248,218	24,240,593	489,597	44,238,459	241,379	19,997,866

When it reformed the certificates in August 2012, the Flemish government asked network operators to 'bank' a number of certificates for some years, that is, not to offer them on the market to create supply and demand. Inter-energa banked 312,671 GPCs and 8,820 CHPs. The Flemish government guarantees the certificates banked ( $\le$  93 per GPC banked and  $\le$  27 per CHP, or  $\le$  29.3 m in all) and will cover the funding costs. There may be a risk that the non-banked certificates cannot be sold at a price of  $\le$  93 and  $\le$  27 respectively on the market in future, which will cause another shortfall on non-controllable costs as far as network operators are concerned.

#### **Legal matters**

Infrax DSOs were involved in a number of judicial procedures over distribution network tariffs in 2012.

Tariff adjustment May 2011: In April 2011, CREG adjusted Inter-energa's and Iveg's distribution tariffs as of 1 May 2011 due to the unforeseen increase in the cost of buying Green Power Certificates and rational use of energy–costs (REG). Two individuals appealed against these decisions to the Court of Appeal, Brussels. In June 2012, the Court found the tariff adjustment was justified but CREG had based it on the wrong provisions in law. It did not overturn CREG's decisions, however, stating in any case that it would be reasonable to maintain the consequences of the decisions while awaiting new (replacement) decisions based on the correct provisions in law. The Court found on the other hand that the Electricity law did not allow it to maintain the consequences of decisions to be overturned, although the Council of State did. The Court of Appeal therefore referred the matter to the Constitutional Court, asking if this was not discriminatory. Proceedings in the Constitutional Court are still impending.

Boonen and others v. Electrabel: Mr. Boonen and more than 1600 others have applied to the justices of the peace of Deurne to recover the distribution charges they have paid since 2009 and for an order not to charge distribution charges in future. They are suing Electrabel, which has summonsed just about all Belgian distribution network operators in third-party actions. Their action is based on the Constitutional Court's judgment of 31 May 2011 which overturned the effects of some articles of the tariff legislation in law. The plaintiffs claim overturning them removes any basis for charging distribution charges in law. Both the Belgian government and CREG are involved in the case, pleadings for which have been set down for the end of 2013.

<u>Law of 8 January 2012</u>: This law implements the aspects of the Third European Electricity and Gas Directive which come under the remit of the Federal government in Belgian law. CREG has appealed to the Constitutional Court to declare a large number of provisions of the law null and void. Two of Infrax's distribution network managers have intervened in the case, partly in favour of CREG and partly in favour of the Law. The matter is still impending before the Constitutional Court.

There were two developments in 2013 which should be mentioned for the sake of completeness:

<u>Network contribution</u>: CREG approved a 'network contribution' for Infrax's distribution network managers amongst others on 6 December 2012, which applies to decentralised production systems with an installed capacity of 10 kW or less with a reversing meter. A number of parties, including Solar Power Flanders, appealed against these decisions to the Brussels Court of Appeal in January 2013; and Infrax's DSOs have intervened in that case. The case has been set down for pleadings in June 2013.

<u>Transmission tariffs</u>: The Brussels Court of Appeal overturned CREG's decision approving Elia's tariffs for 2012-2015. None of Infrax's DSOs were party to the proceedings, but they affect the whole electricity market.

#### Significant events since the annual accounts for 2012 were closed

There have not been any events of note since the annual accounts were closed.

#### Notes to balance sheet and profit and loss accounts 2012

Making the numerous investments in natural gas distribution networks and shortfalls accumulating under the Public Service Obligations (GPC & CHP) mean Inter-energa has considerable funding requirements, which were pre-financed to some extent on a current account basis by Infrax Limburg and/or Infrax cvba in the past.

To consolidate Inter-energa's current financial position, a loan was taken out with BNP Paribas Fortis for € 40,000,000 over 10 years.

For more details see the notes and annexes to the annual accounts.

Inter-energa OV was not involved in research and development work in the year ended.

#### **Financial instruments**

Inter-energa uses financial instruments as stated in Article 96.8 of the Companies Code. To hedge its long-term loans completely, it concluded an IRS for € 40 m until 2022. See notes to the statutory annual accounts for more details.

The Board proposes that the Ordinary General meeting of shareholders:

- a) Approves the annual accounts and the appropriation of the profits as proposed therein;
- b) Exonerates the directors and auditors from liability in the performance of their duties.

Paul Coomans

CEO

THEO SCHUURHAMS

CHAIRMAN

#### Free translation of the Dutch original

Statutory auditor's report to the general meeting of shareholders of Inter-Energa O.V. on the financial statements for the year ended the 31<sup>st</sup> of December 2012.

In accordance with the legal and statutory requirements, we report to you on the performance of our mandate of statutory auditor. This report contains our opinion on the financial statements as well as the required additional comments.

#### Unqualified opinion on the financial statements, with emphasis of matter paragraph

We have audited the financial statements for the year ended  $31^{st}$  of December 2012, prepared in accordance with the financial reporting framework applicable in Belgium, which show a balance sheet total of  $\in 1.328.110.423$  and a profit for the year of  $\in 51.845.075$ .

Responsibility of the board of directors for the preparation and fair presentation of the financial statements

The board of directors is responsible for the preparation and fair presentation of the financial statements. This responsibility includes: designing, implementing and maintaining internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error; selecting and applying appropriate accounting policies; and making accounting estimates that are reasonable in the circumstances.

#### Responsibility of the statutory auditor

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with the legal requirements and the auditing standards applicable in Belgium, as issued by the Institute of Registered Auditors (*Institut des Réviseurs d'Entreprises/Instituut van de Bedrijfsrevisoren*). Those standards require that we plan and perform the audit to obtain reasonable assurance whether the financial statements are free from material misstatement.

# Audit report dated 26<sup>th</sup> march 2013 on the statutory financial statements of Inter-Energa O.V. for the year ended 31th of December 2012

In accordance with these standards, we have performed procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on our judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error.

In making those risk assessments, we have considered internal control relevant to the company's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the company's internal control. We have evaluated the appropriateness of accounting policies used, the reasonableness of significant accounting estimates made by the company and the presentation of the financial statements, taken as a whole. Finally, we have obtained from the board of directors and the company's officials the explanations and information necessary for executing our audit procedures. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

#### Opinion

In our opinion, the financial statements for the year ended 31th of December 2012 give a true and fair view of the company's financial position and the results of its operations in accordance with the financial reporting framework applicable in Belgium.

Without qualifying our opinion, we wish to draw the attention to the information, included in the board of directors report which clarifies the uncertainty in respect of the net operating differences resulting from the tariff settlement mechanisms. Currently, no stable regulatory framework exists that determines how the tariffs are established including subsequent treatment of the operating difference balances resulting from previous periods.

#### Additional comments

The preparation and the assessment of the information that should be included in the directors' report and the company's compliance with the requirements of the Company Code (Wetboek van vennootschappen/Code des sociétés) and its articles of association are the responsibility of the board of directors.

Our responsibility is to include in our report the following additional comments, which do not modify the scope of our opinion on the financial statements:

• The directors' report deals with the information required by law and is consistent with the financial statements. We are, however, unable to comment on the description of the principal risks and uncertainties which the company is facing, and on its financial situation, its foreseeable evolution or the significant influence of certain facts on its future development. We can nevertheless confirm that the matters disclosed do not present any obvious inconsistencies with the information that we became aware of during the performance of our mandate.

# Audit report dated 26<sup>th</sup> march 2013 on the statutory financial statements of Inter-Energa O.V. for the year ended 31th of December 2012

- Without prejudice to formal aspects of minor importance, the accounting records were maintained in accordance with the legal and regulatory requirements applicable in Belgium, except for the valuation rules concerning the fixed assets and the depreciation period of the revaluation surplus. The valuation of the fixed assets and the depreciation period of the revaluation surplus for assets related to the electricity and gas activities are in accordance with the directives of the CREG and the Royal Decrees of the 2<sup>nd</sup> of September 2008 with regards to the rules concerning the determination and the control of the total income and the fair profit margin, the global structure of the rates, the balance between cost and profit and the basic principles and procedures concerning the proposition and the approval of the rates, the reporting and the cost management by the distribution system operators for electricity and gas. In accordance with these directives, the revaluation surplus with regards to investments in electricity and gas are not depreciated, regardless of the expected residual useful life of the asset which the valuation surplus relates to. Valuation surpluses are annually impaired with 2% and do not take in account disposals of assets which the valuation surplus might relate to.
- We do not have to report any transactions undertaken or decisions taken in violation of the company's articles of association or the Company Code. The appropriation of the results proposed to the shareholders' meeting complies with the legal and statutory provisions.

Hasselt, 26th march 2013

Ernst & Young Bedrijfsrevisoren BCVBA Statutory auditor represented by

Stefan Olivier Partner

Ref: 13S00068



#### **VALUATION RULES**

#### A. GENERAL

The rules the Board lays down for producing the annual accounts in accordance with the Companies Code are as stated below.

#### B. SPECIFIC VALUATION RULES

#### 1. Setup and restructuring costs

Costs incurred prior to starting trading and various costs relating to fixed assets under construction are valued at cost.

#### 2. Intangible fixed assets

Research and development costs, concessions, patents, licences and knowhow are valued at acquisition value and are amortised over 10 years.

#### 3. Tangible fixed assets

In 2012 the tangible fixed assets were recorded again at the initial book values of 2011, but in line with the technical inventory of those assets. This has led to a shift in the various components of the assets (original values, revaluation value and depreciation). These shifts are explained in the notes to the annual accounts.

#### Depreciation

Depreciation on the transmission network is applied in accordance with CREG guidelines as mentioned in the Royal Decree on long-term tariffs (Royal Decree of 8 June 2007).

- 2% (50 years) on 36 kV and 150 kV cables and lines;
- 3% (33 years) on 36 kV and 150 kV station buildings and equipment;
- 10% (10 years) on tools and furniture;
- 20% (5 years) on vehicles and IT.

Depreciation percentages for distribution networks are applied in accordance with CREG rules as mentioned in the Royal Decree on long-term tariffs of 2 September 2008.

The depreciation percentages used are as follows:

- 2% (50 years) on administrative buildings;
- 2% (50 years) on electricity distribution cables and lines and natural gas distribution pipelines;
- 3% (33 years) on industrial buildings, posts, cabins, stations, connections and electricity and natural gas distribution meters;
- 3% (33 years) on head-end stations, super trunk networks and cable TV distribution fibre optical cables;
- 5% (20 years) on distribution networks (primary and secondary networks) and cable TV lines;
- 10% (10 years) on remote read and budget meters, CHP installations, telecoms transmission and

fibre optical cables, CAB, remote control and dispatching equipment, laboratory equipment, tools and furniture, electronic cable TV equipment and other tangible fixed assets;

- 20% (5 years) on vehicles;
- 33% (3 years) on administrative equipment (IT and office equipment)
- 5% (20 years) on public lighting.

The interventions of third parties in the financing of tangible fixed assets are deducted from the corresponding acquisition cost. No depreciation applies to fixed assets under construction (work in progress) or land.

#### **Cost price components**

The capitalised costs of contractors, labour and materials are increased by an allowance for indirect costs at a flat rate of 16.5%.

Indirect labour costs of network setup services (project design, implementation and network registration), competence centres, GIS, RPA etc. are ascribed to tangible fixed assets.

#### 4. Financial fixed assets

These are recorded at acquisition value, and impaired if their value is reduced permanently.

#### 5. Stocks, work in progress

Stocks in warehouse are included in the balance sheet at cumulative average prices. Work in progress is valued at cost, less prepayments if any.

#### 6. Receivables and liabilities

Receivables and liabilities are recorded at their original value. There were no foreign currency receivables or liabilities as at 31 December 2012.

Outstanding receivables are fully written off once collection procedures have been completed.

The valuation rules used in producing the annual accounts enclosed as at 31 December 2012 differ from those used in previous financial years as far as amounts receivable within one year are concerned. These new valuation rules are intended primarily to promote financial reporting based on uniform valuation rules within the Infrax group.

The changes to the valuation rules as used in the financial statements enclosed concerns classifying debtors as doubtful. The effects of these changes on calculating the provisions for doubtful debtors included in the liabilities under 'Provisions for risks and costs' is as follows:

- Estimated provision for doubtful debtors in accordance with the valuation rules as used in the annual accounts for 2011: € 5,383,000
- Estimated provision for doubtful debtors under the amended valuation rules as used in the annual accounts for 2012: € 5,914,000, an increase of € 531,000.

Potential doubtful debtors are defined as:

- Customers or debtors who have been made insolvent or sought protection from their creditors;
- Debtors to whom supplies are suspended for non-payment;
  - Receivables from customers who have moved and cannot be contacted.

Rules to provide for doubtful debtors based on the due date balance sheet as at 31 December of the financial year just ended. These receivables are in Infrax's annual accounts which invoices for and on behalf of Inter-energa, distinguishing between reduced rate customers (social customer) on the one hand and non-reduced rate customers (other customers) on the other, and calculating for each of these customer groups as follows:

#### Reduced rate customers (Infrax acts as social provider)

- \* For reduced rate customers with payment agreements, a provision is made at 50% of the total outstanding balance excluding VAT;
- \* For all other receivables, a provision is made at 100% of the balances excluding VAT which are outstanding for more than half a year (180 days)

#### Non-reduced rate customers (other customers)

The percentages used in calculating the provision on the other receivables are as follows:

- Balances outstanding excluding VAT due < 60 days: 0%;
- Balances outstanding excluding VAT due > 60 days but < 180 days: 20%;
- Balances outstanding excluding VAT due >180 days but < 365 days: 40%;</li>
- Balances outstanding excluding VAT due > 365 days but < 730 days: 60%;
- Balances outstanding excluding VAT due > 730 days: 80%.