



Update on ongoing EWG activities: October 2021 – November 2021

Milica Knežević, ECRB EWG Chair

50th ECRB Meeting

Athens & WEBEX-online, 30th November 2021



EWG Work Program 2021 (Status)



Task Force	Leader	Scope	Deliverable	Due
I. Wholesale Market Integration	<u>Deliverables 1-3</u> Mrs Milica Knežević (REGAGEN) <u>Deliverables 4</u> Mr Salvatore Lanza and Mr. Stefano Rossi (ARERA)	Effective wholesale market opening is central for establishing a competitive regional Energy Community electricity market and its integration with the European market. A harmonized regulatory approach is necessary in this context. With a view to support wholesale market opening, the activities of this Task Force will focus on regulatory support to forward market, day-ahead and intraday market integration in South East Europe. This will include the identifications of possible areas for early implementation of elements of the the electricity market Guideline Regulations before they become legally binding in the Energy Community.	1. Identification of possible areas of voluntary implementation of elements of the electricity market Guideline Regulations to support the realization of early implementation pilot projects	12/2021
			2. Harmonized regulatory review of auction rules for cross-border allocation of electricity transmission capacities	Upon available new version
			a. Review of SEE CAO auction rules b. Screening of existing auction rules for Contracting Parties not serviced by SEE CAO against improvement potentials	12/2021
			3. Joint workshops of ACER and ECRB on the electricity market Guideline Regulations for discussion of methodologies	Up to twice p.a.
			4. Regular updates on actual EU wholesale market Integration processes related to electricity market Guideline Regulations	Regularly at EWG meetings

✓ **Correlation matrix** (*National rules vs HAR Oct 2019*) → **Input data** → ...

- ✓ **1st Joint ACER-ECRB workshop in 2021:** held on 21st April
- ✓ **2nd Joint ACER-ECRB workshop in 2021:** held on 19th November



EWG Work Program 2021 (Status)



Task Force	Leader	Scope	Deliverable	Due
II. Regulatory investment climate	[tbd]	Providing a stable and predictable regulatory framework is a central precondition for attracting investments. ECRB, CEER and MedReg will analyse the regulatory investment framework in ECRB and CEER countries and discuss possible areas of improvement. This activity will be performed in cooperation with the mirroring activities of the ECRB gas working group.	Joint analysis of the regulatory investment framework in ECRB, CEER and CEER countries. ⁷	12/2021
III. Wholesale Market Monitoring	<u>Deliverables 1-2</u> Mr Zviad Gachechiladze (GNERC) <u>Deliverables 3</u> Coordinated by ECRB Section	Market monitoring is a core element of regulatory responsibilities. Only in-depth knowledge of market performance, stakeholder activities and development outlooks allow regulators to create an effective market framework that balances the needs of market players and is able to promote competition, customer protection, energy efficiency, investments and security of supply at the same time. Dedicated monitoring efforts will be also put on compliance of Contracting Parties with the transparency requirements of the Energy Community law in electricity	<ol style="list-style-type: none"> Monitoring report on the development of electricity wholesale markets in the Contracting Parties based on the indicators used by ACER for its annual market monitoring report SEE Market Monitoring Annual Report base on data collected via a regional Market Monitoring Administrator and quarterly rotation scheme Monitoring spread sheet on compliance of Contracting Parties with the transparency requirements of the Energy Community law in electricity 	Report 12/2021 SEEAMS Report 12/2021 Bi-annual updates
IV. Renewables integration	Mrs Milica Knežević (REGAGEN)	Integration of renewable energy sources into the energy systems gains more and more importance but also entails a number of regulatory challenges. The workshop will look into these aspects including the balancing responsibility of producers from renewable energy sources.	Joint ECRB-MedReg workshop on balancing responsibility in electricity markets including the impact of renewable energy sources in this context ⁸	2021



Report on Regulatory Frameworks for European Energy Networks 2021



TF II Regulatory Investment Climate

Mrs Elena Kolevska (ERC)

➤ BACKGROUND

- CEER & ECRB (electricity and gas)
- General overview of the regulatory systems for electricity networks in CPs (EWG)
- Contributions provided by: AL, BA, GE, XS*, MD, ME, MK and UA

➤ FINDINGS (structure)

- Subchapter per each CP providing data on:
 - Market structure
network operators/ network length/ ownership
 - General framework
authority/ system/ period/ base year for the next period/ transparency/ main elements for determining the revenue cap/ legal framework
 - Rate of return
type of WACC/ determination of the rate of return on equity/ rate of return in equity before taxes/ use of rate of return
 - Regulatory asset base
components of RAB/ regulatory asset value/ RAB adjustments
 - Depreciation
method/ depreciation ratio/ consideration
- + Descriptive part



Report on Regulatory Frameworks for European Energy Networks 2021



TF II Regulatory Investment Climate

Mrs Elena Kolevska (ERC)

➤ BENCHMARKING (structure)

- Regulatory system in place
- Efficiency Requirements
- General Overview of System Operators
Regulatory System in Place and Efficiency Requirements/ OPEX/ CAPEX/ Incentives and Penalties/ Tariffs/ Allowed Revenues
- Calculation of Rate of Return
Methods Used of the Rate of Return/ Year of Rate of Return Estimation and Length of
Regulatory Period/ Rate of Interest/ Risk-free Rate/ Debt Premiums/ Market Risk Premiums/ Capital Gearing/ Taxes/ Beta
- Components of the RAB
Tariff Calculation/ Fixed Assets/ Working Capital/ Assets Under Construction/ Contribution from Third Parties/ Leased Assets
- Determination of Initial Regulatory Asset Value
Historical Costs/ Re-evaluation of Assets/ Mix of Historical and Re-evaluation Assets
- Difference Between the RAB Defined on the Net Book Values and the RAB Based on the Re-evaluated Asset Base



Report on Regulatory Frameworks for European Energy Networks 2021



TF II Regulatory Investment Climate

Mrs Elena Kolevska (ERC)

➤ **BENCHMARKING (structure)**

- Monetary Value of Regulated Assets on Historical Cost Basis and Monetary Value of Re-evaluated Regulated Assets
- RAB Adjustments
- RAB Conclusions
- Depreciations
- Description of the Incentives Established
- If there are no Incentives Established
- Trending Topics and Regulatory Improvements

EWG Final comments/approval

2/12/2021



EWG Work Program 2021 (Status)



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III. Wholesale Market Monitoring	<u>Deliverables 1-2</u>	Market monitoring is a core element of regulatory responsibilities. Only in-depth knowledge of market performance, stakeholder activities and development outlooks allow regulators to create an effective market framework that balances the needs of market players and is able to promote competition, customer protection, energy efficiency, investments and security of supply at the same time. Dedicated monitoring efforts will be also put on compliance of Contracting Parties with the transparency requirements of the Energy Community law in electricity	1. Monitoring report on the development of electricity wholesale markets in the Contracting Parties based on the indicators used by ACER for its annual market monitoring report	Report 12/2021 SEEAMS
	Mr Zviad Gachechiladze (GNERC)		2. SEE Market Monitoring Annual Report base on data collected via a regional Market Monitoring Administrator and quarterly rotation scheme	Report 12/2021
	<u>Deliverables 3</u> Coordinated by ECRB Section		3. Monitoring spread sheet on compliance of Contracting Parties with the transparency requirements of the Energy Community law in electricity	Bi-annual updates

✓ EWG & ACER → Input data → Draft report confirmed by EWG


ACER Market Monitoring Report 2020 Electricity Wholesale Market Volume



TF III Wholesale Market Monitoring




Mr Zviad Gachechiladze (GNERC)

For the first time, the CPs are included in the Electricity Wholesale Market Volume of the annual Market Monitoring Report published by ACER (4/11/2021)

ACER 
European Union Agency for the Cooperation
of Energy Regulators

Publishing date: 30/10/2021
Document title: ACER Market Monitoring Report 2020 – Electricity Wholesale Market Volume
Document version: 1.0

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- Part I: Electricity Market trends in 2020
- Part II: The Internal Electricity Market
- Part III: Energy Community Outlook
 - ✓ Coordination of the market reforms in the EnC
 - ✓ Specific progress made by CPs:
 - Network codes
 - Balancing
 - Establishment of PXs
 - REMIT
 - RES integration
 - ✓ Main market characteristics
 - ✓ Market share in generation
 - ✓ Market share in DAM

www.acer.europa.eu/events-and-engagement/news/electricity-wholesale-markets-monitoring-2020-further-action-needed



EWG Work Program 2021 (Status)



Task Force	Leader	Scope	Deliverable	Due
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III. Wholesale Market Monitoring	<u>Deliverables 1-2</u> Mr Zviad Gachechiladze (GNERC) <u>Deliverables 3</u> Coordinated by ECRB Section	Market monitoring is a core element of regulatory responsibilities. Only in-depth knowledge of market performance, stakeholder activities and development outlooks allow regulators to create an effective market framework that balances the needs of market players and is able to promote competition, customer protection, energy efficiency, investments and security of supply at the same time. Dedicated monitoring efforts will be also put on compliance of Contracting Parties with the transparency requirements of the Energy Community law in electricity	<ol style="list-style-type: none"> Monitoring report on the development of electricity wholesale markets in the Contracting Parties based on the indicators used by ACER for its annual market monitoring report SEE Market Monitoring Annual Report base on data collected via a regional Market Monitoring Administrator and quarterly rotation scheme Monitoring spread sheet on compliance of Contracting Parties with the transparency requirements of the Energy Community law in electricity 	Report 12/2021 SEEAMS Report 12/2021 BI-annual updates

EWG Final comments/approval

✓ 11/11/2021



Annual Monitoring Report on activities related to cross-border transmission capacity in CPs



TF III Wholesale Market Monitoring

Mr Zviad Gachechiladze (GNERC)

➤ BACKGROUND

- Regular monitoring system operators activities to ensure that network users are granted access to the maximum amount of transmission transfer capacity on a non-discriminatory basis
- South East Europe Market Monitoring Guidelines
- Monitoring period: 2020

➤ MAIN FINDINGS

- Geographic scope: AL, BA,GE, XK*, ME, MK and RS

BCE (Base Case Exchange) Indicator: 165 violations (decreased)

R: *to increase accuracy of BCE assumption, NRA to require BCE values based on forecast of net commercial schedules, using recent historical data, unless good cause exists to use other methods. Further, NRAs should put more effort in collecting reasonable and substantiated explanations from their national TSOs for deviation from the BCE indicator thresholds*

AAC (Already Allocated Capacity) Indicator:

C: *cross-border capacity hoarding is not an issue in the region*

Critical Facility Indicator:

C: *internal congestions is still overestimated in many cases*

(94% of values have 10% and grater error value, while 44% have more than 100% error in variance)

R: *NRAs to engage directly with TSOs to identify sources of errors and appropriate follow-up activities at ECRB EWG*



Annual Monitoring Report on activities related to cross-border transmission capacity in CPs



TF III Wholesale Market Monitoring

Mr Zviad Gachechiladze (GNERC)

➤ MAIN FINDINGS

Generation Forecast Indicator:

C: *Generation forecast accuracy has increased since the last reporting period
44% of data is out of range in relation to the established threshold error (27%)*

R: *TSO should ensure that the generation data, which is necessary to create the network model, is checked and validated by TSO before use for the network model and to the extent possibly make corrections to the potential errors, including the data provided by power producers. In case deviation continue several months in a row, TSOs must investigate the reason together with the data owners (generation companies).*

Load Forecast Indicator:

C: *Load forecasts used in Network Model are very accurate
Increased number of forecast errors (deviations) beyond normal threshold (exceeding even 40%)*

R: *NRAs to examine what was the reason of increased values of load forecasting errors and to what extent the COVID-19 pandemic could influence load forecast errors in the reporting period.*

Transmission Reliability Margin (TRM) Indicator: **30** violations (decreased)

R: *NRAs should oblige the respective TSOs to adopt the ENTSO-E TRM formula based on ECRB Recommendation on Harmonizing Cross-Border Transmission Capacity Calculations in Electricity.*



Annual Monitoring Report on activities related to cross-border transmission capacity in CPs



TF III Wholesale Market Monitoring

Mr Zviad Gachechiladze (GNERC)

➤ MAIN FINDINGS

Assessment of the level of cross-border capacity offered to the market:

- R2019/943, Article 16

“minimum level of available capacity for cross-zonal trade shall be 70%”

- Environment in CPs:

- ✓ *no coordinated capacity calculation in place*

- ✓ *Estimations based on available data - average annual values calculated from the monthly data*

indicator	EMS		CGES		ISO BH		MEPSO		OST		GSE ²⁷	
	imp	exp	imp	exp	imp	exp	imp	exp	imp	exp	imp	exp
TRM/(TRM+AAC+ATC)	14%	16%	7%	7%	16%	17%	14%	18%	26%	26%		
(AAC+ATC)/TTC	42%	37%	74%	72%	42%	40%	34%	25%	21%	20%	0%	70%

R: This assessment shall be performed in the future reports as a provisional indicator, with potential improvements of SEEMMS software too, until coordinated capacity calculation, including also for short term timeframe, is implemented.

➤ MESSAGE

ECRB recommends that NRAs keep monitoring the capacity calculation process of the TSOs and work ahead towards coordinated capacity calculation, including also short term calculation, as quickly as possible.



EWG Work Program 2021 (Status)



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IV. Renewables integration	Mrs Milica Knežević (REGAGEN)	Integration of renewable energy sources into the energy systems gains more and more importance but also entails a number of regulatory challenges. The workshop will look into these aspects including the balancing responsibility of producers from renewable energy sources.	Joint ECRB-MedReg workshop on balancing responsibility in electricity markets including the impact of renewable energy sources in this context ⁸	2021

✓ In the context of REMIT implementation ECS issued letters to NRAs to ensure publication of remaining data by respective TSOs



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✓ **Joint ECRB-MedReg workshop:** held on 15th April

✓ **Questionnaire** (*Marketing of RES energy and treatment in the balancing mechanism*)



EWG Work Program 2021 (Status)



Task Force	Leader	Scope	Deliverable	Due
V. Opinions on electricity Network Code and Guideline Regulations	Coordinated by the ECRB President ^e	The principles of the Energy Community law, and in particular Article 89 of the Energy Community Treaty, require network codes and guidelines adopted and/or amended in the EU under Regulation 714/2009 or Regulation 715/2009 and incorporated into the Energy Community <i>acquis communautaire</i> based on Decision 2011/O2/MC-EnC to be transposed into the national legal systems of the Contracting Parties. Article 3(3) of PHLG Procedural Act 01/2012 on adoption of Network Codes and Guidelines requests the Secretariat to seek for the Opinion of ECRB on the Proposals before PHLG adoption. The ECRB electricity working group is in charge of coordinated review of electricity related documents.	ECRB Opinion	Upon receipt by the Secretariat
VI. Implementation of Network Codes and Guideline Regulations	Coordinated by ECRB Section	Monitoring the status of implementation of Network Codes and Guideline Regulations in line with requirements from Network Codes requires assessment and exchanges with National Regulatory Authority. Under this task, EWG will review ACER's and ENTSO-E monitoring process and report on monitoring activity. In 2021 this task will focus on monitoring the implementation of the Connection Network Codes.	Monitoring report on state of implementation of Network Codes and Guideline Regulation	Report 12/2021

No requests submitted

Monitoring report on state of implementation of Network Codes and Guideline Regulation

✓ Spread sheet → Input data → ...



Impact of the electricity price surge in EnC CPs and measures undertaken



ECRB EWG position paper

➤ BACKGROUND

- Surge in energy commodities in H2 2021
- Initiated during 54th ECRB EWG meeting, NRAs provided feedback on impact in the electricity market and measures undertaken

➤ FINDINGS

- AL, MD and MK declared state of emergency - direct financial support introduced to the state owned companies or consumers.
- A large segment of the markets in the EnC is still either regulated through public service obligation or isolated via intra-group/companies arrangements.
- Net importing CPs (AL, XS*, MD and MK) impacted by the high import prices, producers from net exporting CP (BA) reported highest revenues.
- Consumers supplied under regulated prices likely to experience an increase in tariffs due to import price increase.
- TSOs and DSOs are to some extent impacted, in particular where the network losses are procured on the market - network charges likely to increase in the next tariff review by regulators.
- EMS already did, and others are likely to, review the balancing rules and increase the level of financial guarantees to cover the exposure on balancing market.

The ECRB EWG invites NRAs to monitor the market and exchange experiences through ECRB EWG on measures to improve market functioning.



ECRB EWG Work Program 2022



Task Force	Leader	Scope	Deliverable	Due
I. Wholesale Market Integration	<u>Task (a)</u> Mr. Salvatore Lanza (ARERA)	Effective wholesale market opening is central for establishing a competitive regional Energy Community electricity market and its integration with the European market. A harmonized regulatory approach is necessary in this context. With a view to support wholesale market opening, the activities of this Task Force will focus on regulatory support to forward market, day-ahead and intraday market integration in South East Europe. This will include the identifications of possible areas for early implementation of elements of the the electricity market Guideline Regulations before they become legally binding in the Energy Community.	a. Regular updates on actual EU wholesale market Integration processes related to electricity market Guideline Regulations	Three updates p.a. at the EWG meeting
	<u>Task (b-f)</u> Coordinated by ECRB Section		b. Joint workshops of ACER and ECRB on the electricity market Guideline Regulations c. Assessment of balancing markets in CPs, including cross-border balancing d. Assessment of intraday market in CPs, including cross-border intraday e. Review of Harmonised Allocation Rules implemented by CPs f. Identification of possible areas of voluntary implementation of elements of the electricity market Guideline Regulations to support the realization of early implementation pilot projects.	Up to twice p.a. 12/2022 12/2022 Upon request Upon request
II. System Operation	Coordinated by ECRB EWG Chair	To maintain secure operation of the interconnected transmission system in real time EU applies System Operation Regulation (EU) 2017/1485 (SOGL), which is yet to be adopted in the EnC. Nevertheless, the TSOs of the CPs are responsible for operation,	a. Assessment of state of implementation of SOGL by CPs be it on voluntary basis or	12/2022



ECRB EWG Work Program 2022



Task Force	Leader	Scope	Deliverable	Due
		maintaining and developing under economic conditions secure, reliable and efficient transmission systems, regardless of their membership in ENTSO-E. The task force will conduct screening of regulatory-legal framework in place in CPs in order to <u>asses</u> the level of (voluntary) implementation of SOGL and its adequacy for voltage control and reactive power management by system operators.	<p>through the agreements with the EU TSOs (ENTSO-E).</p> <p>b. Assessment of regulatory-legal framework for voltage control and reactive power management by system operators in CPs.</p>	12/2022
III. Wholesale Market Monitoring	<p><u>Task (a)</u></p> <p>Mr Zviad Gachechiladze (GNERC)</p> <p><u>Task (b & c)</u></p> <p>Coordinated by ECRB Section</p>	<p>Market monitoring is a core element of regulatory responsibilities. Only in-depth knowledge of market performance, stakeholder activities and development outlooks allow regulators to create an effective market framework that balances the needs of market players and is able to promote competition, customer protection, energy efficiency, investments and security of supply at the same time. Dedicated monitoring efforts will be also put on compliance of Contracting Parties with the transparency requirements of the Energy Community law in electricity</p>	<p>a. SEE Market Monitoring Annual Report based on data collected via a regional Market Monitoring Administrator and quarterly rotation scheme</p> <p>b. Monitoring report as contribution for ACER Monitoring Report</p> <p>c. Monitoring spread sheet on compliance of Contracting Parties with the transparency requirements of the Energy Community law in electricity</p>	<p>12/2022</p> <p>based on ACER's timeline</p> <p>Bi-annual updates</p>



ECRB EWG Work Program 2022



Task Force	Leader	Scope	Deliverable	Due
IV. Renewables integration and flexibility	Task (a-c) <i>Coordinated by ECRB Section</i>	Integration of renewable energy sources into the energy systems gains more and more importance but also entails a number of regulatory challenges that come with the need to make the system more flexible. The task will look into these aspects including the balancing responsibility of producers from renewable energy sources, marketing and connection to the grid. Part of this task will be potential cooperation and exchange of experience with MEGREG through workshops and joint events.	a. Regulatory contribution on the flexibility assessment of the ECS including potential recommendations	As requested
	Task (b) <i>Mr Igor Malidzan (REGAGEN)</i>		b. Update on developments on regulatory framework regarding renewables and flexibility	12/2022
			c. Joint workshops with MEGREG on renewables' integration and flexibility and e-mobility	



ECRB EWG Work Program 2022



Task Force	Leader	Scope	Deliverable	Due
V. Opinions on electricity Network Code and Guideline Regulations	<i>Coordinated by the ECRB President⁷</i>	The principles of the Energy Community law, and in particular Article 89 of the Energy Community Treaty, require network codes and guidelines adopted and/or amended in the EU under Regulation 714/2009 or Regulation 715/2009 and incorporated into the Energy Community <i>acquis communautaire</i> based on Decision 2011/O2/MC-EnC to be transposed into the national legal systems of the Contracting Parties. Article 3(3) of PHLG Procedural Act 01/2012 on adoption of Network Codes and Guidelines requests the Secretariat to seek for the Opinion of ECRB on the Proposals before PHLG adoption. The ECRB Electricity Working Group is in charge of coordinated review of electricity related documents.	ECRB Opinion	Upon receipt by the Secretariat
VI. Implementation of Network Codes and Guideline Regulations	<i>Coordinated by ECRB Section</i>	Monitoring the status of implementation of Network Codes and Guideline Regulations in line with requirements from Network Codes requires assessment and exchanges with National Regulatory Authorities. This task will focus on monitoring the implementation of the Connection Network Codes in Contracting Parties following the monitoring activities of ACER and ENTSO-E.	Report on state of implementation of Network Codes and Guideline Regulations	12/2022

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