


ACER

 Agency for the Cooperation
of Energy Regulators

ACER update to the ECRB

Covering BoRs 87, 88, 89 and 90

Dennis Hesseling, ACER representative to the ECRB
Virtual, June 9 2020

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Latest publications

04/12/2019 ACER analysis on Tariff Code implementation for gas in France

27/11/2019 ACER Implementation Monitoring Report of NC Requirements for Generators

22/11/2019 ACER analysis on Tariff Code implementation for gas in Spain

19/11/2019 **ACER Recommendation and ACER-CEER Conclusions Paper 'Bridge Beyond 2025'**

18/11/2019 ACER suspends processing of pending applications for registration of REMIT reporting parties

11/11/2019 MMR Electricity Wholesale Volume

05/11/2019 Capacity Calculation Methodology for long-term timeframe between DK, FI, and SE

05/11/2019 ACER Decision amending the regional design of LTRs in the Core region.

04/11/2019 ACER Decision amending HAR for long-term cross-border transmission rights

Update on participation of EFTA countries in the Agency

The Decision of the EEA Joint Committee No 93/2017 (which addresses the issue of the participation of EEA countries and of the EFTA Surveillance Authority (ESA) to ACER) entered into force in October.



2. Updates on recent developments

ACER

Latest publications

10/01/2020: ACER updates validation rules under REMIT

08/01/2020: New challenges and opportunities for ACER (quotes by the Director, AB and BoR Chairs) on the new term

08/01/2020: ACER and ENTSOG launch a public consultation on the Network Codes Functionality (FUNC) issue: missing harmonisation of interfaces on capacity platforms

06/01/2020: ACER launched three public consultations on the implementation of the CEP. [Geographical scope of system operation regions](#); 2. [Methodology for identifying regional electricity crisis scenarios](#) & 3. [Methodology for short-term and seasonal adequacy assessment](#)

06/01/2020: The Agency's Programming Document 2020 - 2022, which includes the 2020 Work Programme, was published

19/12/2019: ACER Opinion providing technical guidance on the calculation of the CO2 emission limits in generation capacity

16/12/2019: ACER annual monitoring report on the Inter-Transmission System Operator Compensation mechanism

2. Updates on recent developments

ACER

- **Possible delays to ACER work:** Discussion on possible delays to ACER work (in particular, 4 decisions in the electricity sector concerning adequacy-related methodologies) and CEP implementation by NRAs due to the coronavirus crisis and other missing deadlines for submitting certain methodologies under the CEP.
- **Latest publications**
 - 09/03:** ACER consultations on Electricity Balancing (on the methodology for classifying the activation purposes of balancing energy bids, and on harmonising the imbalance settlement), for comment by 29/03/2020
 - 06/03:** ACER Decisions on the methodology for identifying regional electricity crisis scenarios and for short-term and seasonal adequacy assessments
 - 06/03:** ACER analysis on Tariff Network Code implementation for gas in Austria
 - 20/02:** REMIT Quarterly
 - 19/02:** ACER consultations on Electricity Balancing (on the methodology establishing a co-optimised allocation process of cross-zonal capacity for the exchange of balancing capacity or sharing of reserves, and on the methodology establishing a list of standard products for balancing capacity for frequency restoration and replacement reserves)
 - 18/02:** ACER paper providing examples of calculation of CO2 emission limits
 - 14/02:** ACER-ENTSOG consultation on the Network Codes Functionality (FUNC) issue extended until 28/02/2020
 - 03/02:** New online forms allow the Agency to manage centrally all stakeholder queries related to REMIT in a more user-friendly way. A new form for registering Inside Information Platforms is available on the [REMIT Portal](#).
 - 03/02:** ACER Decision amending the rules that define how NEMOs calculate the results of the electricity market coupling in the day-ahead and intraday timeframes as well as the products that market participants can use in these two markets.
 - 28/01:** Three ACER Decisions on the framework for implementation of EU-wide trading platforms for electricity balancing (mFRR Platform, aFRR Platform and methodology for pricing balancing energy)

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2. Updates on recent developments

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• Latest publications

12/05: ACER analysis on gas Tariff Network Code implementation in Spain

12/05: ACER opinion on a bidirectional gas capacity decision

08/05: ACER Opinion on the 3rd draft guideline for cost benefit analysis of grid development projects

06/05: ACER consults on methodologies to assess electricity resource adequacy

30/04: ACER public consultation on the common Nordic aFRR Balancing Capacity Market (until 20 May)

28/04: ACER to decide on cost sharing methodology ensuring firmness and remuneration of long-term transmission rights

24/04: ACER Report on the gas Tariff Network Code implementation in Great Britain

20/04: ACER Infolash – oversight of European energy trading under REMIT continues despite the COVID-19 outbreak

15/04: ACER Infolash – InterGen fined €42.5 million for manipulating the UK energy market

08/04: ACER to decide on a common cost sharing methodology for redispatching and countertrading electricity in the South East Europe region by 6 October 2020

08/04: ACER report on the implementation of the gas Balancing Network Code

08/04: 5th edition of the ACER Guidance on the REMIT Regulation with updated section on the definition of ‘inside information’

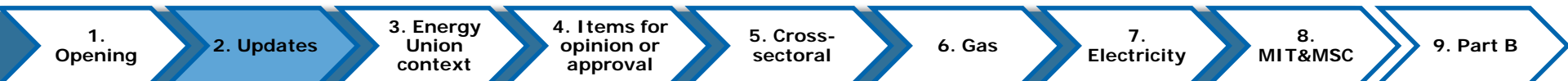
06/04: ACER Report on the harmonised transmission tariff structures for gas

06/04: ACER Decision on the definition of System Operation Regions

01/04: launch of the public consultation on (i) the methodology and assumptions to be used in the bidding zone review process and (ii) the alternative bidding zone configurations, which closed on 24 April.

• Next steps for the ACER MMR retail and consumer protection chapters

The circulated note explains how the 3 downstream reports on retail & consumer protection will be merged from this year.



3.1 ACER transmission tariff practices report

Pursuant to Article 59(1)(a) of the Electricity Directive, each NRA has the duty of fixing or approving, in accordance with transparent criteria, transmission tariffs or their methodologies, or both. Tariffs for access to the transmission network shall, inter alia, be cost-reflective, transparent, take into account the need for network security and flexibility, reflect the efficient actual costs incurred, be applied in a non-discriminatory manner, and be non-distance related.

The Report is based on the input provided by the NRAs between 14 August 2019 and 28 October 2019 via an online data collection tool (EU Survey) and/or by email on their respective transmission tariff structures.

This Report is considered as a first step towards delivering a report pursuant to Article 18(9) of Regulation (EU) 2019/943, as well as towards pursuing the objectives indicated in recital (40) of that Regulation to increase transparency and comparability in tariff-setting. In such a context, this Report provides a status review of transmission tariff structure across European countries, including 28 EU Member State jurisdictions, as well as Norway.

In addition, **it presents the findings of ACER's regular monitoring of the appropriateness of the ranges of allowable transmission charges paid by producers ("G-charge")**, pursuant to annex Part B of Commission Regulation (EU) No 838/2010 since 20135. The G-charge monitoring also includes Switzerland beyond the above mentioned jurisdictions.

The report was presented for the BoR's favourable opinion.



3.2 ACER Opinion on ENTSOGs Annual Work Programme 2020

In this Opinion, ACER assesses ENTSOG's final draft Annual Work Programme 2020 taking into account: the objectives referred to in recital (2) (the objectives of non-discrimination, effective competition and the efficient functioning of the internal gas market), and the planning and the foreseen prioritisation of ENTSOG's tasks, deliverables, resource allocation, and the expected challenges and ways to address them.

ENTSOG plans to work in 2020 in three core areas, namely activities related to network codes and guidelines, scenarios and infrastructure, and security of gas supply. ENTSOG also foresees work in the area of research and development and in supporting activities.

The Opinion was presented for the BoR's favourable opinion.



3.3 ACER Rules of Procedure – Director’s proposal

The ACER Rules of Procedure (RoP) under Article 14(5) must be adopted by the Administrative Board on the basis of a proposal by the Director and after having consulted the BoR and obtained its favourable opinion (Article 19(2)).

The final ACER RoP are to be developed in two steps. First, a set of RoP will be adopted by the end of the year. Second, on the basis of the experience gained and to ensure the inclusion of the new ACER Director in the process, the discussion will continue next year with a view to having the RoP in place by April 2020.

The ACER Rules of Procedure were presented for discussion and favourable opinion.



3.4 ACER Programming Document 2020

The Programming Document (PD) of the European Union Agency for the Cooperation of Energy Regulators (the Agency) for the period 2020 - 2022. The PD contains a multiannual outlook, covering the 2020-2022 period, as well as the annual Work Programme for 2020.

In the 2020 Work Programme, the Agency's activities are grouped in six areas: (1) REMIT Policy and Information Management; (2) Market Surveillance and Conduct; (3) Electricity and Gas Market Monitoring; (4) Internal Electricity Market; (5) Internal Gas Market; (6) Infrastructure and Security of Supply

The ACER Programming Document 2020 is intended for adoption by the AB through written procedure in December.

The PD 2020 was shared for the BoR's favourable opinion.



3.5 BoR Recommendations to the Director on the AEWG and AMITWG Chairs

The BoR submits its recommendation for the AEWG and AMIT WG Chairs to the Director at the December BoR meeting.

- For the AMIT WG: Annegret Groebel (BNetzA)
- For the AEWG: Christine Materazzi-Wagner (E-Control)

According to the AWG RoP, the Director - after taking utmost consideration of the BoR recommendation - will make his final decision on the appointment of the AWG Chairs.



4.1 ACER Opinion on ENTSO-E's Annual Work Programme 2020

Background

According to Article 32(2) of Regulation (EU) 2019/943 ENTSO-E must submit the draft annual work programme, including the information regarding the consultation process, to ACER for an opinion. On 9 December 2019, ENTSO-E submitted to ACER for its opinion the draft ENTSO-E Annual Work Programme 2020.

The draft Opinion notes that the ENTSO-E Annual Work Programme for 2020 is in line with the requirements of Articles 30(4) and 31(1) of the Regulation 2019/943.

The Opinion was presented for the BoR's favourable opinion.



4.2 ACER Decision on the Implementation Framework for a European platform for the exchange of balancing energy from aFRR (automatic Frequency Restoration Reserve)

Background

The draft decision follows from the request of all RAs that the Agency adopts a decision on the proposal for the aFRRIF by all TSOs submitted **on which they could not agree**. The draft decision sets out the implementation framework for the European platform for the exchange of balancing energy from frequency restoration reserves with automatic activation in accordance with Article 21 of Regulation (EU) 2017/2195 as set out in Annex I to this Decision.

The decision was presented for the BoR's favourable opinion.



4.3 ACER Decision on the Implementation Framework for a European platform for the exchange of balancing energy from mFRR (manual Frequency Restoration Reserves)

Background

The draft Decision follows from the request of all RAs that the Agency adopts a decision on the proposal for the mFRRIF which all TSOs submitted and **on which the regulatory authorities could not agree**. It sets out the implementation framework for the European platform for the exchange of balancing energy from frequency restoration reserves with manual activation in accordance with Article 20 of Regulation (EU) 2017/2195 as set out in Annex I to this Decision.

The decision was presented for the BoR's favourable opinion.



4.4 ACER Decision on the Methodology for pricing of balancing energy and cross-zonal capacity

Background

The draft Decision follows from the request of all the regulatory authorities that the Agency adopts a decision on the proposal for the pricing methodology by all TSOs **on which all regulatory authorities could not agree.**

The draft decision sets out the methodology to determine prices for the balancing energy that results from the activation of balancing energy bids in accordance with Article 30 of Regulation (EU) 2017/2195 as set out in Annex I to this Decision.

The decision was presented for the BoR's favourable opinion.

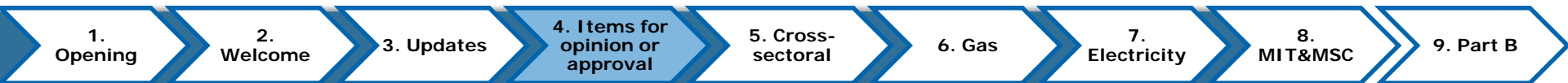


4.5 ACER Decision on the Amendment of the Algorithm methodology

Background

On 31 July 2019, all NEMOs submitted to ACER a proposal for amendment to the Algorithm methodology. The draft ACER Decision revises and approves the proposal for amendment. Annex I to this Decision sets out the amended Algorithm methodology, pursuant to Article 37(5) of the CACM Regulation. It notes that ACER considers the proposal for amendment compliant with the requirements of the CACM Regulation, provided that the amendments described in this decision are integrated in the proposal for amendment, as presented in Annexes I, II, III, IV and V to this Decision.

The decision was presented for the BoR's favourable opinion.



4.6 ACER Decision on the Amendment of the Products Proposal

Background

Pursuant to Articles 9(1), 9(6)(h) and 53(1) of the CACM Regulation, all NEMOs are required to propose products that can be taken into account in the SIDC (Single IntraDay Coupling). On 31 July 2019, all NEMOs submitted to ACER a proposal for amendment to the products that can be taken into account in the SIDC products. The draft ACER decision provides that the proposals for amendment are in line with the requirements of the CACM Regulation, provided that the amendments described in this decision are integrated in the proposal for amendment, as presented in Annex I to this decision.

The decision was presented for the BoR's favourable opinion.



4.7 ACER Decision to extend the HANSA NRAs' decision on CCM (Capacity Calculation Methodology) under the FCA GL

Background

The draft Decision of the Agency follows the request of Hansa regulatory authorities, received on 13 December, to extend the period for reaching an agreement on the Hansa CCR's TSOs' proposal for the long-term CCM, by six months, pursuant to Article 6(10) of Regulation (EU) 2019/942.

The draft ACER decision provides that the Agency accepts the request for an extension for the period for those regulatory authorities to reach an agreement on the Proposal by six months, until 3 July 2020.

The decision was presented for the BoR's favourable opinion.



4.8 ACER Programming Document 2021-2023

Pursuant to Article 20 of the ACER Regulation, each year, the Director shall prepare a draft programming document containing annual and multi-annual programming, and submit it to the AB and BoR. The AB adopts the draft programming document after receipt of a BoR favourable opinion and submits it to the European Parliament, to the Council and to the Commission no later than 31 January.

Pursuant to Article 22.5d the BoR shall approve the programming document in accordance with Article 20(1).

The ACER Programming Document 2021-2023 which includes the 2012 WP was presented for the BoR's favourable opinion / approval pursuant to Article 20 of the ACER Regulation.

Part of the SPD is the **budget for 2021** which amounts to 21,434,793 euros.



4.1 Second revision of the BoR Rules of Procedure

A note is presented regarding proposals for the second revision of the BoR RoP.

The note reflects discussions at the last BoR and within the RoP Group, and details:

- the proposals endorsed at the last BoR, subject to linguistic scrutiny (section 2);
- additional proposals (section 3) regarding **conflicting amendments, Guidance to the Director and AWGs, quorum and proxies**; and
- issues to be considered at a later stage (section 4).

The BoR was invited to:

- **Discuss and approve** the modifications set out in sections 2 and 3 of the note in accordance with Article 22(2) of Regulation 2019/942 (to be confirmed by EP after this meeting), and
- provide a **steer** on the issues set out in section 4 of the note.

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4.1 ACER Decision on the methodology for a co-optimised allocation process of cross-zonal capacity

Background

Pursuant to Articles 4(1) and 5(2)(h) of the Guideline on Electricity Balancing, all TSOs were required to develop a common proposal for the methodology for co-optimised allocation in accordance with Article 40(1) of the same.

ACER must approve the methodology by **17 June 2020**, within 6 months of receiving the all TSO proposal, in accordance with Article 5(2)(b) of the ACER Regulation.

The Decision

Members were asked to **agree to the use of the electronic procedure**, to be launched immediately after the BoR, to seek the BoR's favourable opinion on the Decision.



4.2 ACER Decision on the standard products for balancing capacity (SPBC)

Background

Pursuant to Articles 4(1) and 5(2)(a) of the Guideline on Electricity Balancing, all TSOs were required to develop a common proposal for SPBC in accordance with Article 25(2) of the same.

ACER must approve the methodology by **17 June 2020**, in accordance with Article 5(2)(b) of the ACER Regulation.

The Decision

The draft Decision and the AEWG advice were circulated **for discussion** at the BoR.

Members were asked to **agree to the use of the electronic procedure**, to be launched immediately after the BoR, to seek the BoR's favourable opinion on the Decision.



4.3 ACER Decision on the Implementation Framework for a European platform for imbalance netting (INIF)

Background

Pursuant to Articles 4(1) and 5(2)(a) of the Guideline on Electricity Balancing, all TSOs were required to develop a common proposal for INIF in accordance with Article 22 of the same.

Following a referral from all regulatory authorities, ACER must adopt a decision by **28 June 2020**, in accordance with Article 5(7) of the Guideline on Electricity Balancing and Article 6(10)(b) of the ACER Regulation.

The Decision

The draft Decision along with the AEWG advice were circulated **for discussion** at the BoR.

Members were asked to **agree to the use of the electronic procedure**, to be launched immediately after the BoR, to seek the BoR's favourable opinion on the Decision.



5.2 Revision of the AWG RoPs – discussion of open issues & agreement

Background

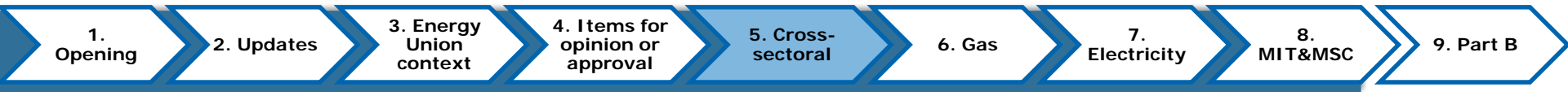
Article 30(3) of the ACER Regulation provides that the AB shall adopt and publish internal rules of procedure for the functioning of the Working Groups on the basis of a proposal by the Director after consulting the BoR and obtaining its favourable opinion.

BoR input

The BoR supported the modification proposals presented at the March BoR, subject to further discussing 2 open issues:

- **location of meetings:** fixed proportion (1/3) of physical meetings to be held in Ljubljana, and inclusion of an additional consideration (the need to reinforce interactions between ACER and NRA staff) for determining meeting locations
- **exchange of confidential information:** should be shared on a need-to-know basis

The BoR was invited to **discuss and agree** the above proposals, which are summarised in the circulated note, with a view to consolidating its input to the Director and to the AB.



5.2 Analysis document on derogations from the Tariffs Network Code for Interconnectors

Based on Article 37 of Commission Regulation (EU) 2017/460 of 16 March 2017 establishing a Network Code on Harmonised Transmission Tariff Structures for Gas ('NC TAR'), IUK and BBL were granted derogations from the application of several articles of the NC TAR (IUK's derogations were decided by Ofgem and CREG, while BBL's ones were only decided by Ofgem). Ofgem and CREG justified those derogations on the basis of two arguments: the specific nature of the interconnectors and the competition between infrastructure operators.

The Agency, pursuant to Article 37(5) of the NC TAR, analysed the derogations granted by Ofgem and CREG and the justification provided for each derogated article.

The joint analyses of the Agency reviewing the derogations granted to IUK and BBL interconnectors was shared for information and for transparency of the work undertaken.



6.2 ACER Implementation Monitoring Report on Congestion at Interconnection Points

Background

Paragraph 2.2.1(2) of the Commission Guidelines on Congestion Management Procedures requires the Agency to publish a yearly report on contractual congestion at Interconnection Points (IPs).

The underlying data has been shared with TSOs and NRAs, and comments have been taken into account.

The Report

The draft report was circulated to the BoR **for information**.

The report identifies contractual congestion at IPs in the EU in the period under consideration (2019), noting a slight increase in congestion due mostly to auction premia. Based on the analysis, the report sets out recommendations for TSOs, ENTSOG and the European Commission.



6.5 ACER annual monitoring report on the implementation and management of the inter-TSO compensation (ITC) fund

Pursuant to point 1.4 of Annex Part A of Commission Regulation (EU) No 838/2010 on laying down guidelines relating to the inter-transmission system operator compensation mechanism and a common regulatory approach to transmission charging, ACER is responsible, since 2012, for preparing a yearly monitoring report on the implementation of the Inter-Transmission System Operator Compensation mechanism and the management of the ITC Fund.

The data and information used for compiling this Report were provided by ENTSO-E and NRAs.

ACER has reviewed the implementation of the ITC mechanism and the management of the ITC Fund in 2018 based on:

- The ITC Agreement and its amendments;
- Relevant data and information from ENTSO-E in relation to the implementation of the ITC mechanism in 2018;
- NRAs' criteria for the valuation of transmission losses for the purpose of calculating the losses' compensation amount in the ITC mechanism.

The ITC monitoring report was shared with the BoR for information.



6.6 ACER Opinion on the calculation of values of CO2 emission limits

In the context of the EU Clean Energy Package, Regulation (EU) 2019/943 sets rules to enable a transition of the European electricity system towards a system in which security, affordability and environmental sustainability are fully integrated.

The introduction of emission limits for the participation of generation capacity in capacity mechanisms is a key element to enable this transition. Common methodological principles at the European level are needed in order to ensure that the emission limits will be applied in a homogenous way among Member States.

The Agency understands that the introduction of the CO2 emission limits is intended to avoid financial support for generation capacity that, as a result of its overall activity, does not meet the environmental goals.

It is against this background that, according to the third subparagraph of Article 22(4) of Regulation (EU) 2019/943, the Agency shall publish an opinion providing technical guidance related to the calculation of the values of CO2 emission limits defined in points (a) and (b) of the same Article.

The draft Opinion was shared for information.



Part B: Items for information only and not for an oral update/discussion

These items will not require an oral report at the BoR. Members are invited to take note of the relevant explanatory notes circulated under the BoR meeting folder. All relevant documents can be found in the BoR meeting folder for the information of the members.

8.1 Outcome of the EP on the ACER Recommendation Bridge Beyond 2025

The third round of the electronic procedure ran from 13 November until 18 November. All NRAs voted in favour. Informal endorsement of the Conclusions Paper was sought in two rounds in parallel to the electronic procedure on the Recommendation. All NRAs voted in favour and as a result the Conclusions Paper was deemed endorsed.

8.2 Letter to ENTSOG regarding the Winter Supply Outlook

On 14 October 2019, ENTSOG published its Winter Supply Outlook 2019/20 and Winter Supply Review 2018/19, pursuant to Article 8 (3) of Regulation (EC) 715/2009. Pursuant to Article 4(3)(b) of Regulation (EU) 2019/942 establishing a European Union Agency for the Cooperation of Energy Regulators (ACER), ACER may provide an opinion on ENTSOG's Winter Supply Outlook 2019/20 and Winter Supply Review 2018/19. Based on its assessment of the above mentioned document and taking into account its annual work programme, ACER has decided not to issue a formal opinion.

Part B: Items for information only and not for an oral update/discussion

These items will not require an oral report at the BoR. Members are invited to take note of the relevant explanatory notes circulated under the BoR meeting folder. All relevant documents can be found in the BoR meeting folder for the information of the members.

9.1 Outcome of the electronic procedure on the ACER practice report on transmission tariff methodology

The final round ended on 18 December. 27 members participated and all were in favour of a favourable opinion on the draft ACER report.

9.2 Outcome of the electronic procedure on the BoR RoP revision

The BoR EP for the BoR approval of the revised BoR RoP ended on 20 December. 27 members participated and all approved the RoP.

9.3 Letters regarding the analysis of derogations from the tariffs NC for interconnectors

The letters to the relevant NRAs, OFGEM and CREG, have been sent on 18 December and are shared for info.

9.6 BoR decisions n° 1/2020 and n° 2/2020

The AB decisions are circulated on the appointment of Mr Hogni S. KRISTJANSSON and Mr Gunnar Thor PETURSSON as Member and Alternate Member of the BoR for ESA and on the appointment of Mr Jim GANNON as Member of BoR from CRU.

Part B: Items for information only and not for an oral update/discussion

These items will not require an oral report at the BoR. Members are invited to take note of the relevant explanatory notes circulated under the BoR meeting folder. All relevant documents can be found in the BoR meeting folder for information.

9. Other documents

9.1. Outcome of the electronic procedure on the ACER decisions on aFRR and mFRR

The single round of the electronic procedure for the BoR FO on the aFRR and mFRR decisions ended on 23 January. 26 members participated: The BoR FO was deemed to be provided.

9.2. Outcome of the electronic procedure on the ACER Decision on the ENTSO-E's draft methodology for short term and seasonal adequacy assessment

The second round of the electronic procedure for the BoR FO ended on 26 February. 27 members participated and all voted in favour of the BoR favourable opinion which is deemed to be provided by consensus.

9.3. Outcome of the electronic procedure on the ACER decision on a methodology for identifying regional electricity crisis scenarios

The second round of the electronic procedure for the BoR FO ended on 26 February. 27 members participated and all voted in favour of the BoR favourable opinion which is deemed to be provided by consensus.

9.4. Outcomes of the electronic procedures for the ACER Opinion on the ENTSO-E's winter adequacy outlook and summer review & ACER Decision on ENTSO-E's proposal for SORs

The electronic procedures for both acts were launched on 16 March. The second round was launched on 24 March until 27 March. 25 members participated and voted in favour of the Opinion on the ENTSO-E's winter adequacy outlook and BoR favourable opinion was deemed to have been provided by consensus of those who participated in the EP. 26 members participated in the EP for the ACER Decision on SORs. The BoR favourable opinion was deemed to have been provided by the required majority.

9.5. Decision on appointment of the AEWG Vice-Chairs

Mr Johan Roupe from Ei and Mr Barry Hussey from CRU were appointed as the new AEWG Vice-Chairs.

9.7. AB decision on the appointment of the Member and Alternate of Orkustofnun in the BoR

Mr Gudni A JOHANNESON and Ms Hanna Björg KONRADSDOTTIR are appointed as Member and Alternate Member of the BoR in representation of Orkustofnun (Iceland).

Part B: Items for information only and not for an oral update/discussion

These items will not require an oral report at the BoR. Members are invited to take note of the relevant explanatory notes circulated under the BoR meeting folder. All relevant documents can be found in the BoR meeting folder for information.

9. Other documents

9.1. Outcome of the EP on the BoR approval of the regulatory part of the ACER AAR

The EP for the approval of the regulatory part of the ACER AAR was launched on 30 April and concluded on 6 May. The second round will conclude on 13 May.

9.2. Outcome of the EP on the ACER opinion on the ENTSO-E CBA methodology

The ACER opinion on ENTSO-E's draft 3rd guideline for cost benefit analysis of grid development projects requires the favourable opinion of the BoR pursuant to Articles 22(5)(a) and 24(2) of the ACER Regulation. The second round concluded on 24 April. 26 members participated and 24 voted in favour of the ACER opinion. The BoR FO is therefore deemed to have been provided.

9.3. Outcome of the EP on the revision of the BoR RoP

The revised RoP was unanimously approved via a single-round EP which concluded on 14 April, and in which 27 members participated.

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Thank you for your attention!

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