

2nd ECP meeting Vienna 22 Oct 2018

TSO/TSO cooperation – update on Ukrainian case issued on the FUNC Platform (FP)

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Background



Problem description

- > Ukrtransgaz requested the EnC Secretariat to present its proposal to amend NC INT on the FP
- > Ukrtransgaz: The NC INT rules should be applied at interconnection points between Ukraine's GTS and the European TSOs



Process steps taken (1)



Telco between ACER, EC, EnC and ENTSOG

- > 14th September a telco took place to
 - Get a better understanding about the issue
 - How to further progress the issue
- > The Ukrtransgaz proposal to amend the INT NC is disregarded
 - Application of Third Package rules between EU and EnC contracting parties can only be established by an international treaty
- > EU TSOs say that there are no technical but contractual issues to conclude IAs between the parties
 - But maybe nomination and matching procedures could be established
 - ACER requested checking with Ukrtransgaz regarding their view on technical or contractual barriers
 - See next slide for more information



Process steps taken (2)

Email from ENTSOG INT team with 4 questions to UTG

- > Are there any technical obstacles on Ukrainian side which interfere to perform matching, nomination procedures with adjacent TSOs?
- > Are there any commercial, contractual or legal obstacles on Ukrainian side which interfere to perform matching, nomination procedures with adjacent TSOs?
- > Are you aware of any technical obstacles on EU TSOs' side which interfere to perform matching, nomination procedures with adjacent TSOs?
- > Are you aware of any commercial or legal obstacles on EU TSOs' side which might interfere to perform matching, nomination procedures with adjacent TSOs?

Summary of answers

- > Nomination and matching procedures already in place for flows from EU TSOs to UTG
- > No technical restriction but contractual ones for the other direction
 - Gazprom not providing nominations with Shipper-Code pairs
 - Nomination and matching procedures can't be applied
- > UTG don't see barriers on the EU TSOs side
- > **Very important for UTG to further work on IA between them and relevant EU TSOs**
 - **Need to be ready by the 1 Jan 2020**



Way forward



FUNC issue to be closed on the FP

- > ACER and ENTSOG to recommend to close the issue on the FP, with a description of the legal consideration and the identified contractual barriers.
- > The current understanding is that, when the contractual barriers are removed, the NC INT rules could be applied at interconnection points between Ukraine's GTS and the European TSOs.
- > Therefore IAs could be in place by the 1st Jan 2020
- > Formal conclusion of the issue is yet to be agreed by ENTSOG and ACER.



Thank You for Your Attention

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