


ACER

 Agency for the Cooperation
of Energy Regulators

ACER update ECRB

Dennis Hesseling, ACER representative to the ECRB

ECRB meeting, Athens, 4 December 2019

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3. Items for BoR opinion, approval, agreement or endorsement

4. Gas Bridge Beyond 2025

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9. PART B: additional documents and information

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2. Updates on recent developments

ACER

Latest publications

24/09/2019 Public consultation on CO2 emission limits for participating in Capacity Mechanisms

26/09/2019 ACER analysis on Tariff Code implementation in Estonia.

30/09/2019 ACER assesses consistency of proposed PCIs for trans-European energy infrastructure

04/10/2019 Gas Wholesale Volume MMR

15/10/2019 Fourth edition of the Guidance on the application of REMIT on how to apply the definition of “market manipulation”

17/10/2019 ACER Decision approving the compliance programme of the single gas balancing operator in Belgium and Luxembourg

BoR Chair

Update on the new ACER Director

On 26 September, the AB designated Mr Christian Zinglensen as Director of the Agency starting 1 January 2020. Before appointment, Mr Christian Zinglensen is invited to make a statement before the ITRE Committee. This is planned for 12 November.

Update on the stepping down of the AEWG Chair and next steps

Mr Hernandez has stepped down from the position of AEWG Chair, effective immediately. The next steps will be discussed.

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3.1 ACER Decision on the Nordic LT Capacity Calculation Methodology

The Decision of the Agency follows from the request of all the regulatory authorities of the Nordic CCR that the Agency adopts a decision on the proposal for the long-term CCM ('LT CCM'), which the TSOs of the Nordic CCR ('Nordic TSOs') submitted to all Nordic regulatory authorities for approval and on which those regulatory authorities could not agree.

The AEWG supports the ACER Decision on the Nordic Long-Term Capacity Calculation Methodology.

No comments or amendments have been submitted by the deadline of 15 October.

The draft Decision was shared for the BoR's favourable opinion.



3.2 ACER Decision on amendment of Harmonised Allocation Rules

The Decision of the Agency follows from the TSOs' proposal to amend the HAR as mandated by Decision No 03/2017. During the preparation of this Decision, the Agency closely cooperated with regulatory authorities and TSOs.

The AEWG supports the ACER Decision on the Harmonised Allocation Rules.

No comments or amendments have been submitted by the deadline of 15 October.

The draft Decision was shared for the BoR's favourable opinion.



3.3 ACER Decision on the amendment of Core regional design of LTTRs

The Decision of the Agency follows from the joint request of the Core regulatory authorities that the Agency adopts a decision on the proposal for amendment of the regional design of LTTR, which the Core TSOs submitted to all Core regulatory authorities for approval. During the preparation of this Decision, the Agency closely cooperated with all Core regulatory authorities and all Core TSOs.

The AEWG broadly supports the ACER Decision on the Core TSOs' proposal for the design of LTTRs, with 1 NRA not supporting the decision.

No comments or amendments have been submitted by the deadline of 15 October.

The draft Decision was shared for the BoR's favourable opinion.



4.1 Draft ACER Recommendation, draft conclusions paper and Evaluation of Responses

The following documents were prepared:

- An ACER Recommendation to the EU institutions;
- A separate joint ACER-CEER report/paper;
- A document on the evaluation of responses of the ACER consultation (ACER EoR)

The three papers are foreseen to be adopted and published ahead of a public launch event foreseen for 20 November in Brussels.

A roundtable with a restricted list of stakeholders' EU associations and the EC took place on 23 October from 11.00 until 12.45 in the margins of the Madrid Forum.

The draft ACER Recommendation, the draft ACER-CEER conclusions paper and the Evaluation of Responses were shared for discussion and for agreement on the next steps including the use of the BoR EP.



5.1 8th Market Monitoring Report - Electricity Wholesale Volume

The Electricity Wholesale volume was shared with the BoR for information.

Section 3.1.2 on the 70% capacity target was shared with the BoR on 22 October (the late circulation has been authorised) and thus a period of one week for comments will be allowed.

On 12 November, the Director will present aspects of the gas and electricity wholesale volumes as well as aspects of the retail market volume at the ITRE Committee.

The public launch of the MMR took place on 20 November from 10.00 to 12.30 in Brussels, Breydel auditorium.



5.2 8th Market Monitoring Report – Gas & Electricity Retail Volume and Consumer Empowerment Volume

The Gas and Electricity Retail Volume and the Consumer Empowerment Volume were shared with the BoR for information.

On 12 November, the Director presented aspects of the gas and electricity wholesale volumes as well as aspects of the retail market volume at the ITRE Committee of the EP.

The public launch of the MMR took place on 20 November from 10.00 to 12.30 in Brussels, Breydel auditorium.



6.2 ACER 2nd NC RfG implementation monitoring report

This is the second Report presenting the progress towards the implementation of Commission Regulation (EU) 2016/631 of 14 April 2016, establishing a network code on requirements for grid connection of generators (NC RfG).

The Report aims at identifying potential challenges in implementing the NC RfG and recommending concrete actions and best practices that can lead to a more efficient implementation.

The Report was shared with the BoR for information.



7.2 Common understanding of the MoU on data sharing between ACER and NRAs in light of market coupling

Following the discussion of the proposal for a common understanding of the Memorandum of Understanding on data sharing between ACER and NRAs in light of market coupling in the July BoR meeting, the BoR members agreed that there is no need for a change of the MoU in respect of sharing additional data with NRAs connected to market coupling.

The proposal is aiming for a common understanding of Article 3(2)(b) of the MoU on data sharing in a way that it allows for the sharing of records of transactions, including orders to trade, of coupled markets with NRAs as relevant information according to Article 7(2) of REMIT.

This approach is supported by the MoU itself, which highlights that data sharing mechanisms should be able to evolve over time, taking also into account changing market circumstances, legislative changes or experiences in market monitoring.

BoR members were invited to endorse the common understanding of the MoU on data sharing does not need to be updated in light of market coupling.



8.2 Madrid Forum

The Madrid Forum will take place after the BoR on 23 and 24 October.

The Agency is to present on the following agenda items:

- 01.A.02 EU internal gas market update – intro and update (presentation of the Bridge to 2025)
- 01.B.01 Indicators to measure market performance (presentation on the GTM metrics)
- 01.F.01 Update on Network Code implementation (presentation on the tariffs NC implementation)



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 EP on the Agency's draft Decision on the incremental capacity project between DE and PL **Doc 9.1 – for info**

The first round of the electronic procedure on the draft ACER Decision on the incremental capacity project DE-PL, was launched on 3 October and ended 10 October 17.00 CET. No comments or amendments were submitted by the BoR. The second and final round of the BoR electronic procedure was launched on 11 October and ran until 16 October 11.00 CET. 27 members participated and all voted in favour. The BoR favourable opinion was deemed to be provided.

9.2 NC implementation: methodologies tracker **Doc 9.2 – for info**

An updated version of the methodologies tracker was uploaded

9.3 Rolling agenda 2019 BoR meetings **Doc 9.3 – for info**

An updated version of the rolling agenda was uploaded

9.4 Next meetings 2019-2020 **Doc 9.4 – for info**

The latest calendar was uploaded.

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Thank you for your attention!

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