

ACER Consultation Template

Tariff NC Article 26(5)

The following document constitutes support material for the online template created by the Agency for the Coordination of Energy Regulators ('the Agency') for the national consultations to be carried out according to the Commission Regulation (EU) 2017/460 of 16 March 2017 establishing a Network Code on Harmonised transmission tariff structures for gas ('TAR NC').

The document should not be used independently of the online template provided by the Agency, which can be accessed at:

[http://www.acer.europa.eu/Official_documents/Public_consultations/Pages/ACER-Consultation-Template.-Tariff-NC-Article-26\(5\).aspx](http://www.acer.europa.eu/Official_documents/Public_consultations/Pages/ACER-Consultation-Template.-Tariff-NC-Article-26(5).aspx)

The document provides a checklist of consultation obligations on the reference price methodology ('RPM') as laid out in Article 26, as well as an interpretation to several aspects of Article 26, clarifying the criteria and the principles which will be used by the Agency in its review. It is intended to support NRAs and TSOs in their effort to comply with their respective legal obligations.

The obligations here listed mirror those which have been made part of the online template, which is accessible in the link above.

Where relevant, the cell provides a reference to the relevant Article of the TAR NC:

- Blue table cells replicates the text of the Tariff NC and provides references to articles of the TAR NC.
- White table cells provides descriptions and clarifications to the text of the TAR NC.

Further information on the template shall be found at the above link in the Agency's website.

[A] ART. 26(1)(A):PROPOSED REFERENCE PRICE METHODOLOGY

[1] Information on the parameters used in the proposed RPM related to technical characteristics of the transmission system [Art. 26(1)(a)(i), Art. 30.(1)(a)]:

Provide the information on the parameters listed in Article 30(1)(a)(i-v) when they are an input to the proposed RPM . For parameters that are not an input to the RPM, mark as 'Not applicable'.
The description of the RPM and the justification of the parameters may refer to information requested in other points of Article 26 and in other articles, such as Article 7.

Article 26(1)(a)	<p>[A] Description of the proposed reference price methodology.</p> <p>The following description is intended to provide an overview of the RPM. Include a reference to, at least, the following elements. Only refer to these items if they are applicable to the RPM:</p> <ul style="list-style-type: none"> Choice of RPM Cost drivers of the RPM Locational signals in E/E points resulting of the RPM (e.g.: capacity, distance). Locational signals are price levels that send incentives to network users in order for the network operators to achieve an efficient operation and/or expansion of the gas system. If not applicable, indicate. Entry/exit split. Cost reflectivity and application to the RPM. Capacity/commodity split. Cost reflectivity and application to the RPM. Intra-system/cross-system split. Cost reflectivity and application to the RPM. Adjustments (benchmarking, equalisation and rescaling). Use of inter-TSO compensation mechanism. Brief note on the application of the RPM in multi-TSO E/E system and reference to the inter-TSO compensation mechanism consultation. Only if applicable. <p><input type="checkbox"/> Reference to consultation document(s)</p> <p><input type="checkbox"/> Description</p>	
Articles 26(1)(a)(i) 30(1)(a)(i-v)	<p>[B] Justification of the parameters used that are related to the technical characteristics of the system</p> <p>Justify the selection and use of the parameters listed in Art. 30(1)(a)(i-v) that are and input to the RPM, in view of the level of complexity of the transmission network related to the technical characteristics of the transmission system.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p>	
Articles 26(1)(a)(i) 30(1)(a)(i)	<p>[C] Technical capacity at entry and exit points. Values</p> <p>Provide information when the parameter is an input to the RPM.</p> <p><input type="checkbox"/> Not applicable.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p>	<p>Associated assumptions</p> <p><input type="checkbox"/> Not applicable.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p>
Articles 26(1)(a)(i) 30(1)(a)(ii)	<p>[D] Forecasted contracted capacity at entry and exit points. Values</p> <p>Provide information when the parameter is an input to the RPM.</p> <p><input type="checkbox"/> Not applicable.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p>	<p>Associated assumptions</p> <p><input type="checkbox"/> Not applicable.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p>
Articles 26(1)(a)(i) 30(1)(a)(iii)	<p>[E] The quantity and the direction of the gas flow for entry and exit points. Values</p> <p>Provide information when the parameter is an input to the RPM</p> <p><input type="checkbox"/> Not applicable.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p>	<p>Associated assumptions</p> <p><input type="checkbox"/> Not applicable.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p>
Articles 26(1)(a)(i) 30(1)(a)(iv)	<p>[F] Structural representation of the transmission network with an appropriate level of detail</p> <p>The representation should include an image of a simplified network depicting the transmission network and distinguishing the elements defined in Art. 2(1)(1) of the Regulation (EC) No 715/2009:</p> <ul style="list-style-type: none"> High-pressure pipelines (other than the upstream pipeline network and other then high-pressure pipelines primarily used in the context of local distribution of natural gas, with a view to its delivery). Transmission networks which are dedicated to supplying domestic customers TSO-DSO interface (transmission exit points to DSO). <p>The representation should include the transmission network elements included in the regulatory asset base.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p>	<p>Associated assumptions</p> <p>The representation should be accompanied by an explanation of the criteria used for the simplification (e.g.: clustering and average distances)</p> <p><input type="checkbox"/> Reference to consultation document(s).</p>

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Articles 26(1)(a)(i) 30(1)(a)(v)	[G] Additional technical information about the transmission network, such as: the length and the diameter of pipelines and the power of compressor stations Provide pipeline pressure levels if available. <input type="checkbox"/> Not applicable. <input type="checkbox"/> Reference to consultation document(s).	Associated assumptions Provide assumptions used, if any. <input type="checkbox"/> Not applicable. <input type="checkbox"/> Reference to consultation document(s).
[2] The value of the proposed adjustments for capacity-based transmission tariffs pursuant to Article 9 [Art. 26(1)(a)(ii)]:		
Articles 26(1)(a)(ii) 9(1)	[A] Proposed discount(s) at entry points from and exit points to storage facilities <input type="checkbox"/> Not applicable <input type="checkbox"/> Yes, namely: Click here to enter text.% at entry points from storage facilities and Click here to enter text.% at exit points to storage facilities compared to the initial result of the RPM <input type="checkbox"/> Information on storage facilities that are connected to more than one transmission or distribution network system. Indicate file or reference: <input type="checkbox"/> Other file or reference (e.g. different discounts for different products at the same storage facilities).	
Articles 26(1)(a)(ii) 9(2)	[B] Proposed discount(s) at entry points from LNG facilities <input type="checkbox"/> Not applicable <input type="checkbox"/> Yes, namely: Click here to enter text.% at entry points from LNG facilities. <input type="checkbox"/> Other file or reference. Indicate.	
Articles 26(1)(a)(ii) 9(2)	[C] Proposed discount(s) at entry points from and exit points to infrastructure developed with the purpose of ending the isolation of Member States <input type="checkbox"/> Not applicable <input type="checkbox"/> Yes, namely: Click here to enter text.% at entry points from to infrastructure developed with the purpose of ending the isolation of Member States and Click here to enter text.% at exit points to infrastructure developed with the purpose of ending the isolation of Member States compared to the initial result of the RPM. <input type="checkbox"/> Other file or reference. Indicate.	
[3] Indicative reference prices subject to consultation [Art. 26(1)(a)(iii)]		
Article 26(1)(a)(iii)	[A] Indicative reference prices at each entry and at each exit point <input type="checkbox"/> Reference to consultation document(s).	
[4] Cost allocation assessment [Art. 26(1)(a)(iv), Art.5]		
According to Article 27(2)(b) the Agency shall assess the compliance of Article 7. Given that Article 7(c) refers to the cost allocation assessment, the Agency's analysis of compliance applies to the cost allocation assessment. For this purpose, the Agency request the NRA/TSO responsible for the consultation to submit a justification of the cost allocation assessment together with the rest of the consultation documentation once the consultation is launched. This applies only for the case when the cost allocation ratio exceeds 10%. This justification is requested by the Agency independently of its inclusion in the NRA motivated decision described in Article 27(4).		
Articles 26(1)(a)(iv) 5	[A] Results of the cost allocation assessment	
	Capacity cost allocation assessment <input type="checkbox"/> Capacity cost allocation comparison index: Click here to enter text.%	Commodity cost allocation assessment <input type="checkbox"/> Commodity cost allocation comparison index: Click here to enter text.%
	[B] Components of the cost allocation assessment	
	Capacity cost allocation assessment Components of the calculation <input type="checkbox"/> Reference to consultation document(s).	Commodity cost allocation assessment Components of the calculation <input type="checkbox"/> Reference to consultation document(s).
	[C] Details of components of the cost allocation assessment	
	Capacity cost allocation assessment Description of the calculation, including: • Details of the cost drivers following Article 5(1)(a). • Rationale for the combination of capacity cost drivers. • Where the result of the capacity cost comparison index exceeds 10%, provide the justification for such results. <input type="checkbox"/> Reference to consultation document(s).	Commodity cost allocation assessment Description of the calculation, including: • Details of the cost drivers following Article 5(1)(b). • Rationale for the combination of commodity cost drivers. • Where the results of the commodity cost comparison index exceeds 10%, provide the justification for such results. <input type="checkbox"/> Reference to consultation document(s).
[5] Assessment of the proposed reference price methodology in accordance to Art.7 and Art. 13 of the Regulation (EC) No 715/2009 [Art. 26(1)(a)(v)].		

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The Agency will evaluate the compliance of the RPM against the set of principles laid out in Article 7 [Art.27(2)(b)(1)]. For the purpose of making explicit the criteria that will be used for this analysis, the template provides the following non-exhaustive list of suggestions to follow in the assessment.

Quantitative analyses and stakeholder support will be taken by the Agency as evidence. When such proofs are not available, compliance will be reviewed based on the explanations provided.

<p>Articles 26(1)(a)(v) 7 13 [Reg. (EC) No 715/2009]</p>	<p>[A] The RPM should: enable network users to reproduce the calculation of reference prices and their accurate forecast.</p>
	<p>The description of the RPM, together with the rest of elements listed in this template should be instrumental to allow replicating the calculation of reference prices. Provide the manner and the order in which these elements are used for the calculation of the RPM.</p> <p><input type="checkbox"/> Provide the reference to the consultation document(s):</p>
	<p>[B] The RPM shall into account the actual costs incurred for the provision of transmission services considering the level of complexity of the transmission network.</p>
	<p>Evaluate the cost reflectivity of the RPM related to the level of complexity and the technical characteristics of the transmission network. The assessment can be based on elements such as:</p> <ul style="list-style-type: none"> • How do the level of complexity and the technical characteristics of the transmission network influence the choice of RPM? • Is the use or non-use of locational signals related to the level of complexity and the technical characteristics of the transmission network? • How does the choice of E/E split affect the cost reflectivity of reference prices? • How do reference prices at E/E points relate to the underlying costs of the network? • Indicate any other elements of the RPM relevant to assess the cost reflectivity of the RPM <p><input type="checkbox"/> Provide the reference to the consultation document(s):</p>
	<p>[C] The RPM shall ensure non-discrimination and shall prevent undue cross-subsidisation including by taking into account the cost allocation assessments set out in Article 5.</p>
	<p>Evidence for the assessment should take into account the cost allocation assessment, which checks the non-discrimination between two predefined groups of network users. Other means can be used to check non-discrimination between other groups of network users.</p> <p><input type="checkbox"/> Provide the reference to the consultation document(s):</p>
	<p>[D] The RPM shall ensure that significant volume risk related particularly to transports across an entry-exit system is not assigned to final customers within that entry-exit system.</p>
<p>Explain how the variation in transit flows affects reference prices for final consumers. The assessment can be based on elements such as:</p> <ul style="list-style-type: none"> • The contribution of the E/E split to the risk bared by final consumers. • Are there any ex-ante splits of revenues for the purpose of intra-system and cross-system users? <p><input type="checkbox"/> Provide the reference to the consultation document(s):</p>	
<p>[E] The RPM shall ensure that the resulting reference prices do not distort cross-border trade.</p>	
<p>Refer, at least, to the effect of the E/E split on cross-border trade</p> <p><input type="checkbox"/> Provide the reference to the consultation document(s):</p>	
<p>[6] Comparison with the CWD methodology (Art. 8) Accompanied by the indicative reference prices subject to consultation set out in Art.26(1)(a)(iii).</p>	
<p>Articles 26(1)(a)(vi) Article 8</p>	<p>[A] Where the proposed reference price methodology is other than the capacity weighted distance reference price methodology detailed in Article 8, a comparison between both methodologies should be performed.</p> <p>The comparison should be performed with an appropriate level of detail and should enable stakeholders to identify the main differences, advantages and disadvantages of the compared methodologies. The following non-exhaustive list provides relevant elements that can guide the comparison:</p> <ul style="list-style-type: none"> • Differences, if any, in the input parameters for each of the methodologies such as input parameters (e.g.: technical and forecasted capacity), ratios for the allowed or target revenue listed in Art. 30(1)(b)(v) and discounts to storage and LNG. • Differences in the manner in which each of the methodologies reflect the level of complexity and the technical characteristics of the transmission network • Relation of each of the methodologies to the principles laid out in Art. 7. • Cost allocation assessment in Art. 5. <p>Provide the same parameters and assumptions used for the CWD as for the proposed RPM, highlighting the differences, if any. When the parameters used for each of the methodologies are different, indicate and follow through the differences in reference prices.</p> <p><input type="checkbox"/> Provide reference to consultation document(s):</p>

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Articles 26(1)(a)(vi) 8	[B] Comparison of indicative reference prices at each entry point and at each exit point of the proposed RPM and the CWD detailed in Article 8. <input type="checkbox"/> Reference to consultation document(s).
[B] ALLOWED OR TARGET REVENUE OF THE TSO [ART. 26(1)(B)]	
[7] Indicative information set out in Article 30(1)(b)(i), (iv), (v).	
Articles 26(1)(b) 30(1)(b)(i)	[A] Allowed or target revenue, or both, of the transmission system operator. <ul style="list-style-type: none"> • If allowed and target revenue are both used, provide detail for each case. • In the case of multiple TSOs, indicate the approach adopted. In the case where the NRA is carrying out the consultation, provide the reference where the information on allowed or target revenue for each TSO can be found. • Units: currency/year <input type="checkbox"/> Description <input type="checkbox"/> Reference to consultation document(s).
Articles 26(1)(b) 30(1)(b)(iv)	[B] Transmission services revenue. <ul style="list-style-type: none"> • Units: currency/year <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).
Articles 26(1)(b) 30(1)(b)(v)(1)	[C] Capacity-commodity split of the transmission services revenue. Breakdown between the revenue from capacity-based transmission tariffs and the revenue from commodity-based transmission tariff. <input type="checkbox"/> Revenue from recovered from <u>capacity-based</u> transmission tariffs: <input type="checkbox"/> Revenue from recovered from <u>commodity-based</u> transmission tariffs: <input type="checkbox"/> Reference to consultation document(s).
Articles 26(1)(b) 30(1)(b)(v)(2)	[D] Entry-exit split of the transmission services revenue. Breakdown between the revenue from capacity-based transmission tariffs at all entry points and the revenue from capacity-based transmission tariffs at all exit points. <input type="checkbox"/> Revenue from capacity-based transmission tariffs at <u>all entry points</u> : <input type="checkbox"/> Revenue from capacity-based transmission tariffs at <u>all exit points</u> : <input type="checkbox"/> Reference to consultation document(s).
Articles 26(1)(b) 30(1)(b)(v)(3)	[E] Intra-system/cross-border split of the transmission services revenue. Breakdown between the revenue from domestic network users at both entry points and exit points and the revenue from cross-border network users at both entry points and exit points calculated as set out in Article 5. <input type="checkbox"/> Revenue <u>from domestic</u> network users at entry points and exit points: <input type="checkbox"/> Revenue <u>from cross-border</u> network users at entry points and exit points: <input type="checkbox"/> Reference to consultation document(s).

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[C] INFORMATION ON COMMODITY BASED AND NON-TRANSMISSION TARIFFS [ART. 26(1)(C)]

Following Article 27(2), the Agency shall analyse the compliance of the criteria used for setting commodity-based tariffs as set out in Article 4(3), and of the criteria used for setting non-transmission tariffs as set out in Article 4(4). The analysis of compliance will be based on the terms listed in this section.

[8] Flow based charge. Information on commodity-based transmission tariffs referred to in Article 4(3):

Articles 26(1)(c)(i)(1) 4(3)(a)	[A] The manner in which they are set. Provide the following information: <ul style="list-style-type: none"> • Description, rationale and extent to which the flow based charge is used. • Formula with cost drivers for monetary terms / in kind. • Reference used for the calculation (historical flows, forecasted flows or both) • Confirm that the flow based charge is set in such a way that it is the same at all entry points and the same at all exit points. <input type="checkbox"/> Not applicable. Provide explanation. <input type="checkbox"/> Description. <input type="checkbox"/> Reference to consultation document(s).
Articles 26(1)(c)(i)(2) 4(3)(a)	[B] The share of the allowed or target revenue forecasted to be recovered from such tariffs. <input type="checkbox"/> Not applicable <input type="checkbox"/> Share of transmission service revenue (allowed or target revenue) to be recovered by flow based charges <input type="checkbox"/> Reference to consultation document(s).
Articles 26(1)(c)(i)(3) 4(3)(a)	[C] The indicative flow-based charge. <input type="checkbox"/> Not applicable. <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).

[9] Complementary revenue recovery charge: Information on commodity-based transmission tariffs referred to in Article 4(3):

Articles 26(1)(c)(i)(1) 4(3)(b)	[A] The manner in which they are set. Provide the following information: <ul style="list-style-type: none"> • Description, rationale and the extent to which the complementary revenue recovery charge is used. <input type="checkbox"/> Not applicable. Provide explanation: <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).
Articles 26(1)(c)(i)(2) 4(3)(b)	[B] The share of the allowed or target revenue forecasted to be recovered from such tariffs. <input type="checkbox"/> Not applicable. <input type="checkbox"/> Share of transmission service revenue (allowed or target revenue) to be recovered by complementary revenue recovery charges: <input type="checkbox"/> Reference to consultation document(s).
Articles 26(1)(c)(i)(3) 4(3)(b)	[C] The indicative complementary revenue recovery charge. <input type="checkbox"/> Not applicable. <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).

[10] Information on non-transmission services provided to network users:

Articles 26(1)(c)(ii)(1) 4(1)	[A] Non-transmission service tariff methodologies; Provide: <ul style="list-style-type: none"> • List of services considered as non-transmission service on the basis of the criteria laid out in Art. 4(1). • Users to which each of the non-transmission services applies. Indicate if it is not possible to identify the beneficiary of the non-transmission service. • Explanation of the non-transmission tariff methodology provided per service. <input type="checkbox"/> Not applicable. Provide explanation: <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).
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Article 26(1)(c)(ii)(2)	<div style="background-color: #e6f2ff; padding: 2px;">[B] Share of the allowed or target revenue forecasted to be recovered from such tariffs;</div> Provide, if possible, details per type of non-transmission service. <input type="checkbox"/> Not applicable <input type="checkbox"/> Share of the allowed or target revenue forecasted to be recovered from non-transmission service tariffs. <input type="checkbox"/> Reference to consultation document(s):
Article 26(1)(c)(ii)(3) 17(3)	<div style="background-color: #e6f2ff; padding: 2px;">[C] The manner in which the associated non-transmission services revenue is reconciled as referred to in Article 17(3);</div> Provide details about how is the reconciliation done including the use of a regulatory account, the split of regulatory accounts into sub-accounts and the use of separate accounts. <input type="checkbox"/> Not applicable <input type="checkbox"/> Description:
Article 26(1)(c)(ii)(4)	<div style="background-color: #e6f2ff; padding: 2px;">[D] Indicative non-transmission tariffs for non-transmission services to network users;</div> Provide formula and description if used. <input type="checkbox"/> Not applicable. <input type="checkbox"/> Formula and description. <input type="checkbox"/> Reference to consultation document(s).

[D] COMPARED TARIFFS AND TARIFF MODEL [ART. 26(1)(D)]

[11] The indicative information set out in Article 30(2)

The comparison should be based on indicative reference prices. Whenever the data necessary for this comparison is not available at the time of the consultation on the RPM (e.g.: multipliers and seasonality), provide the date and the source where the information will be available.

<p>Articles 26(1)(d) 30(2)(a)(i)</p>	<p>[A] Comparison between transmission tariffs applicable for:</p> <ul style="list-style-type: none"> • prevailing tariff period, and for • tariff period for which the information is published. <p>Explain the difference between the level of transmission tariffs</p> <p>The comparison should be based on transmission tariffs.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p> <p><input type="checkbox"/> Link to information on TSO/NRA website.</p>	<p>Comparison with past tariff period</p>
<p>Articles 26(1)(d) 30(2)(a)(ii)</p>	<p>[B] Comparison between transmission tariffs applicable for</p> <ul style="list-style-type: none"> • tariff period for which the information is published, and for • each tariff period within the remainder of the regulatory period. <p>Estimated difference in the level of transmission tariffs.</p> <p>The comparison should be based on transmission tariffs.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p> <p><input type="checkbox"/> Link to information on TSO/NRA website.</p>	<p>Comparison with upcoming tariff periods</p>
<p>Articles 26(1)(d) 30(2)(b)</p>	<p>[C] At least a simplified tariff model, updated regularly, enabling network users to calculate the transmission tariffs applicable for the prevailing tariff period and to estimate their possible evolution beyond such tariff period.</p> <p>The simplified tariff model should serve for the calculation of tariffs. If the information on multipliers and seasonality is not available at the time of the publication of the consultation on the RPM, it should be indicated . By the time this information is published, the simplified tariff model should be updated to include information on tariffs.</p> <p><input type="checkbox"/> Reference to consultation document(s).</p> <p><input type="checkbox"/> Link to information on TSO/NRA website.</p>	<p>Tariff model for prevailing tariffs and future tariff periods</p>
<p>Articles 26(1)(d) 30(2)(b)</p>	<p>Explanation of how to use the simplified tariff model</p> <p><input type="checkbox"/> Reference to consultation document(s):</p>	

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[E] FIXED PAYABLE PRICE UNDER PRICE CAP REGIME [ART. 26(1)(E)]

[12] Where the fixed payable price referred to in Art.24(b) is offered under a price cap regime for existing capacity

Article 26(1)(e)(i)	[A] Provide proposed index Provide index, components of the index if used. <input type="checkbox"/> Not applicable. Provide explanation: <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).
Article 26(1)(e)(ii)	[B] Provide proposed calculation for the risk premium Calculation of the index if used. <input type="checkbox"/> Not applicable <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).
Article 26(1)(e)(ii)	[C] How is the revenue derived from the risk premium used? <input type="checkbox"/> Not applicable <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).
Article 26(1)(e)(iii)	[D] At which IPs is such approach is proposed? Provide IP name and ID if used. <input type="checkbox"/> Not applicable <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).
Article 26(1)(e)(iii)	[E] For which tariff period(s) is such approach proposed? <input type="checkbox"/> Not applicable <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).
Article 26(1)(e)(iv)	[F] The process of offering capacity at an IPs where both fixed and floating payable price approaches referred to in Article 24 are proposed Provide details on the offering process if used. <input type="checkbox"/> Not applicable <input type="checkbox"/> Description: <input type="checkbox"/> Reference to consultation document(s).