

EU Tariffs Code Update

EU Tariffs Code Update

- ACER has shared its “Reasoned Opinion” with ENTSOG (official publication was expected 26th March)
 - Based on draft TAR NC submitted 26th December
 - In addition to the 16 key issues ACER has outlined an additional 46 minor issues where the TAR NC differs from the TAR FG
- ACER held “Open House” workshop on 1st April
- ENTSOG due to send final version of TAR NC to ACER on 22nd April

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- ENTSOG has produced an Explanatory Document
 - Explains the rationale for decisions made in addressing (or not addressing) ACER's points raised in Reasoned Opinion
 - TAR NC text approved by ENTSOG Board on 31st March but minor changes may be required post Board but prior to GA approval on 22nd April subject to Reasoned Opinion
 - Possibility that compromise shall not be reached with ACER on all identified issues
 - Increased likelihood for ACER to submit TAR NC to EC with a “qualified recommendation”

EU Tariffs Code Update

- EC wants TAR NC finalised for 16th June (2nd informal Member State meeting) – hence current process
- EC to “fully consider” alternative drafting of TAR NC provided by Eurogas, OGP and EFET
 - Deletes large part of the TAR NC
 - Focus on transparency and consultation
- EC will also consider output from PwC Impact Assessment
 - Broad scope with TAR NC assessed against a number of options

EU Tariffs Code Update: Key points

- Binding tariffs for first year at IPs (with auction calendar moving to summer)
- Fixed price option likely to be available for both existing and incremental capacity
- Allocation of costs via:
 - Transmission Services: for costs that cannot be attributed to specific users
 - Dedicated Services: for costs that can be attributed to specific network users

EU Tariffs Code Update: Key points

- Backhaul tariffs same as for interruptible capacity
- Cost allocation methodologies text clarified
 - Inclusion under review by EC
- Commercially sensitive information aligned to EC 715/2009
- Interruptible capacity tariffs retain option of ex-post plus ex-ante discounts

EU Tariffs Code Update: Key points

- Text retained re protection of fixed price contracts
 - EC to review during comitology
- One-off capacity reset option and stop-loss clause
 - Not included in text but EC to consider its inclusion

Next Steps

End of April – ENTSOG re-submit
TAR NC



End of May – ACER submits TAR NC
to EC



16th June – Informal Member State
meeting



17th & 18th September –
Comitology Meeting



14th & 15th December – Comitology
Meeting

EU Incremental Amendment Update

Incremental Proposal

- ACER held consultation (closed 4th March)
 - Responses now published
 - http://www.acer.europa.eu/Official_documents/Public_consultations/Pages/PC_2015_G_02.aspx
- In parallel with TAR NC process ACER, EC and ENTSOG have had meetings on high level to find solutions on the outstanding issues.
 - So far there has been good progress and the High Level group seems to have found solutions on all outstanding issues.
 - Revised text now finalised
 - Some areas required to be reviewed arising from Reasoned Opinion