


# ACER

 Agency for the Cooperation  
of Energy Regulators

***ACER Board of Regulators***

***10th Public Debriefing***

***ACER Director and BoR Chair***

**13 July 2016, 16.00 - 16.30**  
**Brussels**

- **Update on key ACER activities and BoR outcomes since the previous public debriefing (27 January 2016):**
  - ACER Acts
  - Stakeholder engagement
  - Recent developments
  - Today's BoR agenda
  - Status update (Network Codes)

## ACER Acts

- ACER Opinion on ENTSO-E's Winter Outlook Report 2015-16 and Summer Review 2016, 12 Feb 2016
- ACER Opinion on ENTSO-E Network Operation Tools Report, 21 Mar 2016
- ACER Opinion on ENTSO-E Recommendations on Cooperation between EU and third-country TSOs, 21 Mar 2016
- ACER Opinion on the National Ten-Year Electricity Network Development Plan, 30 Mar 2016
- ACER Recommendation on ensuring the independence of the Agency and NRA, 30 May 2016
- ACER Opinion on ENTSG's Summer Supply Outlook, 8 June 2016
- ACER Opinion on ENTSO-E's Annual Report 2015, 8 June 2016

## Other publications

- ACER Regional Initiatives Status Review Report 2015, 9 Feb 2016
- ACER Annual Congestion Report 2016, 31 May 2016
- Executive Summary and taking stock of NRAs resources: Taking action and reinforcing regulatory cooperation to deliver the IEM, 2 Jun 2016
- 4<sup>th</sup> edition of the ACER Guidance on the application of REMIT, 17 Jun 2016
- Position paper on improving the efficiency of the European framework for energy infrastructure development, 23 June 2016
- Annual Activity Report (submitted to the Institutions), 30 June 2016
- Position paper on the regulatory oversight of new entities, 6 July 2016

## ✓ Reinforcing regulatory cooperation Summit outcomes

- Summit of the Board of Regulators and the Director in September 2015 aiming to enhance cooperation of NRAs within ACER
- NRAs commit the equivalent of more than 200 full-time staff to supporting the work of the Agency and to cooperation within its structures.
- NRA's duties have been repeatedly expanded by European legislation (Third Package, TEN-E, REMIT), often without receiving any additional resources.
- ACER Recommendation on NRA independence, including on ensuring sufficient resources
- New mechanisms and practices to facilitate participation and ensure full role of the BoR, despite limited resources

### **Executive Summary of Summit:**

[http://www.acer.europa.eu/Official\\_documents/Other%20documents/ACER\\_Reinforcing%20regulatory%20cooperation\\_Executive%20Summary.pdf](http://www.acer.europa.eu/Official_documents/Other%20documents/ACER_Reinforcing%20regulatory%20cooperation_Executive%20Summary.pdf)

### ✓ **ACER starts data collection and market monitoring of wholesale energy markets**

- The second phase of REMIT reporting began on 7 April 2016. Since then, wholesale energy OTC contracts and reportable fundamental data from TSOs, LNG System Operators and Storage System Operators have been reported to the Agency.
- The first phase of reporting market data to ACER started on 7 October 2015, covering records of transactions in wholesale energy contracts, including orders to trade, at Organised Market Places and fundamental data from the ENTSOs' central information transparency platforms.
- The Agency now receives up to 1.2 million records of transactions daily and more than 28 million data records in one month.
- 104 Registered Reporting Mechanisms (with 1200+ more applications pending).
- More than 11,000 registered market participants with NRAs.

### ✓ **ACER's Annual Conference: A look into the future as the Agency turns five**

- ACER's Annual Conference 2016, "ACER: Past, Present and Future", took place on 16 June in Ljubljana and was attended by over 145 participants. It aimed to define how the Agency can best contribute to the common goal of completing a well-functioning, competitive, sustainable and secure Internal Energy Market in the context of the Energy Union.
- *Jerzy Buzek, Chairman of the European Parliament ITRE Committee* stated "ACER should have a key regulatory role in system management at regional level".
- Representing the European Commission, *Mr Christopher Jones, Deputy Director General for Energy*, confirmed that the role of ACER will have to evolve and that the *Commission* is considering "a role for ACER in overseeing emerging regional entities, working rules and principles, as well as coordinated decisions".

### ✓ **Dr Annegret Groebel appointed as Vice-Chair of ACER Board of Regulators**

- At its meeting in Madrid on 27 April, the ACER Board of Regulators appointed Dr Annegret Groebel, from BNetzA, as its new Vice Chair.
- Her term is for two and a half years and is renewable.

### ✓ **Artur Trindade has been appointed as Gas Working Group Chair**

- Mr Artur Trindade was appointed as Chair of the Agency's Gas Working Group on 27 May 2016.

### ✓ **Reducing the administrative burden for reporting on key energy infrastructure projects**

- On 15 February, the Agency published a Memorandum of Understanding with 25 national Competent Authorities, aimed at facilitating and coordinating the monitoring of the implementation of key energy infrastructure projects in Europe.
- The agreement will allow project promoters to fulfil their obligation to report to ACER and to the relevant national authorities on the progress of their PCIs through a single reporting submission to ACER. This will reduce their administrative burden.
- The Competent Authorities in Germany, France and the Netherlands decided not to join the Memorandum at this time. Therefore, for these three countries, promoters will still have to report both to ACER and to the national Competent Authority.



- ❖ ACER has passed all NC to the Commission
- ❖ The NCs await approval in comitology or adoption by the legislators

## Priority Area

## NC Status and monitoring of implementation

### Electricity

#### Grid Connection

Requirements for Generators NC adopted (OJ: 27.4.2016 EiF: 17.05.2016)  
Demand Connection and HVDC NCs approved in Comitology

#### Capacity Allocation and Cong. Manag.

CACM Guideline adopted (OJ: 25.07.2015 EiF: 14.08.2015)  
Forward Capacity Allocation NC approved in Comitology

#### System Operation

System Operation Guideline approved in Comitology  
Emergency and Restoration NC recommended for adoption

#### Balancing

Electricity Balancing NC recommended for adoption (Comitology began in June)

### Gas

#### Capacity Allocation

Capacity Allocation Mechanisms NC adopted (OJ: 14.10.2013 EiF: 01.11.2015)

#### Balancing

Gas Balancing NC adopted (OJ: 26.03.2014 EiF: 01.10.2015)

#### Interop. & Data Exch.

Interoperability and data exchange NC adopted (OJ: 01.05.2015 EiF: 01.05.2016)

#### Transmission tariffs

First Comitology meeting in June, voting expected in September

## 22 June: Agency has opened a consultation on the CCRs Proposal

- The consultation paper invites comments with regard to the proposal for capacity calculation regions which all TSOs have jointly developed. The consultation period closes 20 July.

## 16 June: The ACER's 5<sup>th</sup> Annual Conference: 'ACER, Past, Present and Future'

- The Conference looked into how the Agency can best contribute to the common goal of completing a well-functioning, competitive, sustainable and secure Internal Energy Market in the context of the Energy Union.

## 10 May: ACER workshop on scenarios and cost-benefit analysis methodology for assessing cross-border infrastructure projects

- The workshop provided insight into the role of the CBA methodology and an opportunity to discuss developments regarding the assessment and evaluation process for projects of the pan-European Ten-Year Network Development Plans.

## 18 Mar – 22 Apr: Public consultation on the European Register of Market Participants

- The Agency sought stakeholders' views on the functioning and usefulness of the EREMP, as a basis for possible updates and for an evaluation report by the Agency to the European Commission.

## 23 Feb: ACER Consumer Hearing

- The Agency Director met representatives of European consumer bodies to discuss how the Agency can better inform and involve them in its work.

## 11 Feb: Members of the EU Parliament visit ACER

- A delegation of 8 MEPs (representing all the main political groups) visited ACER in Ljubljana to discuss the key areas of the Agency's activities and the challenges it faces.

## 2 Feb: Workshop on 2<sup>nd</sup> ACER CBCA Recommendation

- The Agency presented its updated recommendation on CBCA to all interested stakeholders, with a focus on the practical aspects of submitting an investment request.

## Gas

- Preparations of the ACER Monitoring Report on CMP implementation

## Electricity

- Report of the 31st Florence Forum (13-14 June)
- Draft ACER Public consultation paper on all-TSO's proposal on Capacity Calculation Regions
- Orientation discussion on the draft ACER Recommendation on cross-border capacity calculation methodologies

## Infrastructure

- ACER Opinion on the implementation of the TYNDP (for BoR opinion)
- Update on 2<sup>nd</sup> Infrastructure Forum (23-24 June)

## Other

- Next steps on 2017 WP
- BoR RoP revision

## Agendas and minutes from the BoR, as well as its opinions and decisions, are published on our website:

- <http://www.acer.europa.eu/Events/BoR/BoRmeetings/Pages/Previous-meetings.aspx>



<b>BoR</b>	<b>Date</b>	<b>Time</b>	<b>Public debriefing</b>	<b>Location</b>
<b>BoR 58</b>	<b>13 July</b>	<b>09.00-16.00</b>	<b>16.00 – 16.30</b>	<b>Brussels</b>
<b>BoR 59</b>	14 Sept	09.00-16.00		Brussels
<b>BoR 60</b>	12 Oct	09.00-16.00	<b>16.00 – 16.30</b>	Brussels
<b>BoR 61</b>	<b>09 Nov</b>	<b>09.00-16.00</b>		<b>Brussels</b>
<b>BoR 62</b>	14 Dec	09.00-16.00		Ljubljana

**ACER**

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**Thank you for your attention!**

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