
All TSOs' Proposal for Amendment of the Decision of the Agency for the Cooperation of Energy Regulators No 06/2016 of 17 November 2016 on the Electricity Transmission System Operators' Proposal for the Determination of Capacity Calculation Regions in accordance with Article 9(13) of the Commission Regulation (EU) 2015/1222 of 24 July 2015 establishing a Guideline on Capacity Allocation and Congestion Management

6 April 2017

DISCLAIMER

This document is released on behalf of the all transmission system operators ("TSOs") only for the purposes of the public consultation on the all TSOs' proposal for amendment of Decision of the Agency for the Cooperation of Energy Regulators No 06/2016 of 17 November 2016 on the Electricity Transmission System Operators' Proposal for the Determination of Capacity Calculation Regions ("Proposal for Amendment") in accordance with Article 9(13) of the Commission Regulation (EU) No 2015/1222 of 24 July 2015 establishing a guideline on capacity allocation and congestion management ("CACM Regulation"). This version of the Proposal for Amendment does not in any case represent a firm, binding or definitive TSOs' position on the content.

All TSOs, taking into account the following,

Whereas

- (1) This document is a common proposal for amendment developed by all Transmission System Operators (hereafter referred to as “TSOs”) to ACER decision 06/2016 of 17 November 2016 on the Electricity Transmission System Operators’ Proposal for the Determination of Capacity Calculation Regions (hereafter referred to as the “Proposal for Amendment”).
- (2) On 17 November 2015, all TSOs submitted the “All TSOs’ proposal for Capacity Calculation Regions (CCRs) in accordance with Article 15(1) of the Commission Regulation (EU) 2015/1222 of 24 July 2015 establishing a Guideline on Capacity Allocation and Congestion Management”, together with an explanatory note to their respective national regulatory authorities.
- (3) On 17 November 2016 ACER issued its decision 06/2016 on the Electricity Transmission System Operators’ Proposal for the Determination of Capacity Calculation Regions (hereafter referred to as the “CCR Decision”). Annex I to this decision, “Definition of the Capacity Calculation Regions in accordance with Article 15(1) of the Commission Regulation (EU) 2015/1222 of 24 July 2015 establishing a guideline on capacity allocation and congestion management” (hereafter referred to as the “Annex I of the CCR Decision”) sets out the capacity calculation regions (hereafter referred to as “CCRs”), pursuant to Article 15(1) of the Commission Regulation (EU) 2015/1222 of 24 July 2015 establishing a Guideline on Capacity Allocation and Congestion Management (hereafter referred to as the “CACM Regulation”).
- (4) Annex I of the CCR Decision covers all existing bidding zone borders and bidding zone borders due to interconnections which are under construction at the time of approval of the CCR Decision and which are planned to be commissioned before 2018.
- (5) The future Belgian – Great Britain bidding zone border, resulting from the Nemo Link interconnection which is under construction at the time of submission of this document and planned to be commissioned shortly after 2018, is not covered by Annex I of the CCR Decision.
- (6) All TSOs are of the opinion that timely attribution of a future bidding zone border to a CCR is of utmost importance to:
 - a. facilitate the development and implementation of regional terms and conditions or methodologies, stemming from the CACM Regulation and Commission Regulation (EU) 2016/1719 of 26 September 2016 establishing a guideline on forward capacity allocation (hereafter referred to as “FCA Regulation”), for the concerned CCR; and
 - b. provide a clear framework for the implementation of regional terms and conditions or methodologies stemming from the CACM and the FCA Regulations for the future bidding zone border.
- (7) Annex I of the CCR Decision attributes the Netherlands – Great Britain and France – Great Britain bidding zone borders to the Channel CCR. The Belgium – Great Britain bidding zone border will be geographically located between those two bidding zone borders. The France-Great Britain, Netherlands-Great Britain and Belgium-Great Britain bidding zone borders will interact in a combined

manner both on the Great-Britain network and on the interconnected Belgian, French and Dutch networks. All TSOs are therefore of the opinion that the future Belgium - Great-Britain bidding zone border is to be assigned to the Channel CCR.

- (8) In accordance with Article 9(13) of the CACM regulation, all TSOs hereby issue a Proposal for Amendment to the provisions of Annex I of the CCR Decision related to the existing Channel CCR with the objective to assign the future Belgium – Great Britain bidding zone border to this CCR.
- (9) This Proposal for Amendment takes into account the general principles and goals set in the CACM Regulation as well as Regulation (EC) No 714/2009 of the European Parliament and of the Council of 13 July 2009 on conditions for access to the network for cross-border exchanges in electricity (hereafter referred to as “Regulation (EC) No 714/2009”). The goal of the CACM Regulation is the coordination and harmonisation of capacity calculation and allocation in the day-ahead and intraday cross-border markets, and it sets requirements for the TSOs to co-operate on the level of CCRs, on a pan-European level and across bidding zone borders.
- (10) According to Article 9 (9) of the CACM Regulation, the expected impact of the proposal on the objectives of the CACM Regulation has to be described. This Proposal for Amendment contributes to, and does not hamper in any way, the achievement of the objectives of the CACM Regulation.
- (11) The assignment of the Belgian – Great Britain bidding zone border to the existing Channel Region enables the cross-zonal capacity calculation in the Channel CCR to account for combined interactions of the France - Great Britain, Netherlands - Great Britain and Belgium - Great Britain bidding zone borders on the Great-Britain network and the interconnected Belgian, Dutch and French networks. Therefore this Proposal for Amendment supports in particular the achievement of the following objectives of the CACM Regulation: ensuring optimal use of the transmission infrastructure (objective of Article 3(b) of the CACM Regulation), ensuring operational security (objective of Article 3(c) of the CACM Regulation) and optimising the calculation of cross-zonal capacity (objective of Article 3(d) of the CACM Regulation).

SUBMIT THE FOLLOWING PROPOSAL FOR AMENDMENT TO ALL REGULATORY AUTHORITIES:

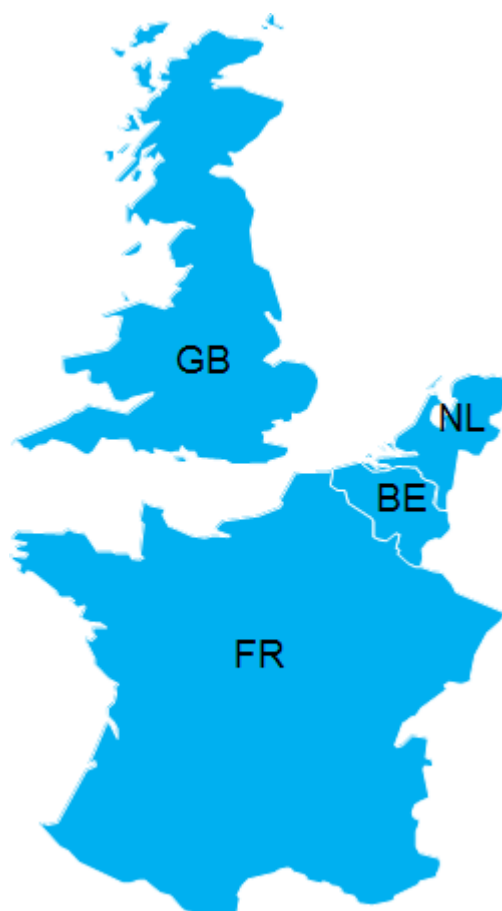
TITLE 1

Amendments

Article 1

Amendments to the Annex I of ACER Decision

1. A new sub-paragraph d) is added in Article 1(1) of the Annex I of the CCR Decision, drafted as follows: “d) the Belgium – Great Britain bidding zone border (BE - GB)”.
2. A new sub-paragraph c) is added in Article 10 of the Annex I of CCR Decision, drafted as follows: “c) Belgium - Great Britain (BE - GB), Elia System Operator NV/SA, National Grid Electricity Transmission plc (NGET) and Nemo Link Limited (Nemo Link)”.
3. The map under point 8 of the Appendix, of Annex I of the CCR Decision No 06/2016 is amended to be as follows:



TITLE 2

Final Provisions

Article 2

Implementation date of the amendments

The TSOs shall apply the amendments described under Title 1 as soon as all regulatory authorities have approved the proposed amendments or a decision has been taken by the Agency in accordance with Article 9(11) and 9(12) of the CACM Regulation.

Article 3

Language

The reference language for this Proposal for Amendment shall be English. For the avoidance of doubt, where TSOs need to translate this Proposal for Amendment into their national language(s), in the event of inconsistencies between the English version published by TSOs in accordance with Article 9(14) of the CACM Regulation and any version in another language the relevant TSOs shall, in accordance with national legislation, provide the relevant national regulatory authorities with an updated translation of this Proposal for Amendment.