Annex 2 to the Harmonized Allocation Rules for Forward Capacity Allocation

Border specific annex for the border France-Switzerland

Article 1

Subject-matter and scope

1. In accordance with Article 4 of the Allocation Rules regional or border specificities may be introduced for one or more Bidding Zone borders. Rules described in this border specific annex apply to the border France-Switzerland.

2. This annex is effective at the date of entry into force of the Allocation Rules subject to an approval of the relevant National Regulatory Authorities. In case this annex needs to be amended based on a decision of the relevant National Regulatory Authorities, Article 68 of the Allocation Rules shall apply.

3. All rights and responsibilities of National Regulatory Authorities, as stated within the Allocation Rules, shall also apply to the equivalent authority in Switzerland.

4. If there is an inconsistency between any of the provisions in the main body of the Allocation Rules and this annex, the provisions in this annex shall prevail.

5. The capitalised terms used in this annex are defined in the Allocation Rules to which this annex is attached unless specified below.

Article 2

Triggering events and consequences of curtailment on Long Term Transmission Rights

1. As an amendment to Article 56, paragraph 3 of the Allocation Rules, Long Term Transmission Rights shall not be curtailed after 8:00 p.m. on the second (2nd) day preceding the delivery day, except in the case of Force Majeure or Emergency Situation.

2. In deviation to Article 56, paragraph 2 of the Allocation Rules, nominated Physical Transmission Rights shall not be curtailed after the deadline for final submission of nominations of Physical Transmission Rights, as described in the applicable Nomination Rules, except in the case of Force Majeure or Emergency Situation.

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Article 3

Compensation for curtailments to ensure operation remains within Operational Security Limits before 8:00 p.m. on the second (2nd) day preceding the delivery day

1. In deviation to Article 59 of the Allocation Rules, curtailments to ensure operation remains within Operational Security Limits are compensated according to Article 3, paragraph 4 of this annex.

2. With reference to Article 48 paragraph 2 of the Allocation Rules, the compensation for the non-nominated Long Term Transmission Rights which are not reallocated at the relevant daily allocation shall be remunerated according to Article 3, paragraph 4 of this annex.

3. The compensation for each affected hour and Registered Participant shall be calculated as the Long Term Transmission Rights in MW per hour corresponding to the difference between the allocated Long Term Transmission Rights held by the Registered Participant before and after the curtailment, multiplied by the following terms:

   (a) the Marginal Price of the initial Auction where the curtailed Long Term Transmission Rights were allocated; and

   (b) a coefficient of 110%.

Article 4

Compensation for curtailments due to Force Majeure or Emergency Situation

1. In deviation to Article 60 and Article 61 of the Allocation Rules curtailments due to Force Majeure or Emergency Situation are remunerated according to Article 4 paragraph 3 of this annex.

2. With reference to Article 48, paragraph 2 of the Allocation Rules, the compensation for the non-nominated Long Term Transmission Rights which are not reallocated at the relevant daily allocation shall be remunerated according to Article 4 paragraph 3 of this annex.

3. In the event of Force Majeure or Emergency Situation, irrespective of the moment of curtailment, holders of curtailed Long Term Transmission Rights shall be entitled to receive a reimbursement equal to the price of the Long Term Transmission Rights set during the Long Term Transmission Rights Allocation Process, which for each affected hour and Registered Participant shall be calculated as:

   (a) the Marginal Price of the initial Auction; multiplied by

   (b) the volume in MW per hour corresponding to the difference between the Long Term Transmission Rights held by the Registered Participant before and after the curtailment.

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