

# Florence Forum

Third package  
December, 10 2009

Association of European Power Exchanges

## THIRD ENERGY PACKAGE Guidelines and Codes (I)

- The possibility given by the EC to all stakeholders to comment the "***Discussion paper on the Third Energy Package. Guidelines and Codes***" is very welcome by EuroPEX
- The inclusion of a consultation process with all stakeholders during the development of the work programmes of ENTSO and ACER, the Framework Guidelines and Codes, should be added to the diagrams, since it is a very important component of the Third Energy Package. **Power Exchanges should be part of the stakeholders consulted and mentioned specifically in the process,**
- There are areas, that although part of TSOs activities regarding congestion management, share responsibilities with Power Exchanges, and therefore should be developed in close cooperation with them and with full involvement of ACER.

## **THIRD ENERGY PACKAGE Guidelines and Codes (II)**

- **Some of the Framework Guidelines and codes included in the document exceed the scope contemplated in the Third Package, limited to Transmission System Operation and Grid access.**
  - Wholesale market Framework and Governance guidelines
  - Day ahead and Intraday market Codes
- **There need to be a good reason to justify the extension of FG/NC into these areas,**
  - FG/NC suited to enforcing compliance with common European standards required for SEM.
  - This mechanism may not be particular relevant to market rules, only limited standardisation is needed; voluntary consensus is quicker and equally effective.
  - Solutions evolve and are likely to continue to as conditions change, so we should avoid inflexible control structures.
- **In all the above mentioned cases, the compatibility /harmonisation requirements can be governed through other, more flexible arrangements**

## REGULATION 714/2009

(It shall apply from 3 March 2011)

- Article 1 Subject-matter and scope (b)
  - ***“facilitating the emergence of a well-functioning and transparent wholesale market...”***
- Article 12.2 Regional cooperation of TSOs
  - ***“TSOs ...shall promote the development of energy exchanges”***
- Annex 1. Guidelines article 3.4
  - ***“Compatible congestion-management procedures shall be defined in all those seven regions with a view to forming a truly integrated internal market in electricity”***

**The existence and cooperation among Power Exchanges, managing Day-ahead wholesale markets, coupling prices for multiple Regions, is in line with the requirements of Regulation 714/2009 and should be promoted. PXs and TSOs must work in close cooperation and both of them under the supervision of the Regulators**