



Explanatory Note on

Congestion Management

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Explanatory note on congestion management (1)

- **General support** to the note, with two comments.

1. Time when “use it or lend it” applies:

Given preference for secondary markets, TSOs would have to wait the end of the day-ahead nomination period to offer unused capacity!

It is however difficult to find gas on the day-ahead at specific entry points. **Unused capacity should preferably be offered by TSOs at least one week ahead.**



Explanatory note on congestion management (2)

2. Exemption from the use it or lend it mechanism

→ **Too vague. Clarify exemption conditions, notably who decides** that exemption conditions are met.

→ **Deadline of 1.7.2006 is too late:** room for stakeholders to amend their contracts with the insertion of a clause “anti-art.5(3)”. **Change for deadline of 23.11.2005** (entry into force of the Regulation).