

Response to public consultation on the European Register of Market Participants

South Hook Gas

South Hook Gas Company Ltd. is a UK-based LNG import company, which owns and manages all of the regasification capacity at the South Hook LNG Terminal at Milford Haven in West Wales.

Responses to specific questions for consultation

Question 12: Some counterparties and organised market places (OMPs) voluntarily require market participants to be registered in the European register of market participants before they can trade with them/in their platforms. Do you consider that the introduction of this as a legal requirement would benefit the integrity and transparency of the wholesale energy markets? What would be the pros and cons of introducing this legal obligation?

According to Article 9 of the REMIT regulation, market participants are required to register with a national regulatory authority. It is the responsibility of each party transacting on the relevant market to determine whether they are a market participant and to register, and it would place an unreasonable burden on companies and organised market places to first determine whether their counterparties are market participants given the current definitions and to ensure that their counterparties are registered as market participants and remain registered at the time of entering into a transaction. As it is ACER and the NRAs who are the enforcing authorities on whether an entity should be registered as a market participant, it should be ACER and the NRAs' responsibility to ensure that the relevant rules are complied with. In any event there are already mechanisms in place for market participants to report transactions where the counterparty is not a registered market participant. This already provides sufficient integrity and transparency of the wholesale energy markets.