

Mr Alberto Pototschnig  
Director  
**ACER**

Cc: Dr Klaus-Dieter Borchardt  
Director Internal Energy Market  
DG ENER  
**European Commission**

***By e-mail only***

8 February 2019

*Subject:*

*All TSOs' proposals for calculating scheduled exchanges resulting from single intraday couplings in accordance with Article 56(1) of Commission Regulation (EU) 2015/1222 of 24 July 2015 establishing a Guideline on Capacity Allocation and Congestion Management – request for deadline extension*

Dear Alberto,

I write on behalf of All Regulatory Authorities with regard to the amended all Transmission System Operators' (TSOs) proposals for calculating scheduled exchanges (SCH EXC) resulting from single intraday coupling in accordance with Article 56(1) of Commission Regulation (EU) 2015/1222 of 24 July 2015 establishing a Guideline on Capacity Allocation and Congestion Management ('CACM Regulation').

This Article provides that, by 16 months after the entry into force of the CACM Regulation, i.e. by 14 December 2016, TSOs, which intend to calculate SCH EXC resulting from single intraday couplings, shall develop a proposal for a common methodology for this calculation. Some Regulatory Authorities subsequently received the intraday SCH EXC proposal on 14 December 2016.

Following the submission, ACER on behalf of All Regulatory Authorities sent a letter to the European Commission on 14 March 2017. In this letter All Regulatory Authorities asked for an interpretation on whether all TSOs, including those who did not submit any methodology on 14 December 2016, should develop and submit for approval to their Regulatory Authority common SCH EXC methodologies or not.

In its response of 1 June 2017, the European Commission stated that it is up to the Regulatory Authorities to decide whether it is more efficient to involve all TSOs in the development of the SCH EXC methodologies or not. Thus, All Regulatory Authorities have agreed that all TSOs should submit a common methodology for intraday calculation of SCH EXC. In a letter dated 22 September 2017, All Regulatory Authorities requested all TSOs to submit a common methodology by 31 December 2017.

Following the receipt of the All Regulatory Authorities' letter, all TSOs elaborated on a common SCH EXC methodology for the intraday timeframe. Due to discussions between TSOs and NEMOs on the inclusion of the calculation of SCH EXC between NEMO trading hubs, TSOs indicated that the deadline set by All Regulatory Authorities will not be feasible. Therefore, All Regulatory Authorities agreed in December 2017 to prolong the

deadline for submission of the SCH EXC methodologies until 28 February 2018. The last relevant Regulatory Authority received the SCH EXC methodology for the intraday timeframe on 14 March 2018.

According to Article 9(7)(d) of the CACM Regulation the proposal must be subject to the approval of All Regulatory Authorities of the concerned region which in this case includes All Regulatory Authorities, as confirmed by the European Commission.

All Regulatory Authorities agreed at the Energy Regulators' Forum on 7 September 2018 to request an amendment to the all TSOs' proposals for calculating SCH EXC resulting from the single intraday coupling. Based on this agreement, All Regulatory Authorities made their national decision on the request for amendment by 14 September 2018. The amended proposal for calculating SCH EXC resulting from the single intraday coupling were received by the last relevant Regulatory Authority on 14 December 2018.

All Regulatory Authorities have consulted and closely cooperated and agreed on approving the amended proposal for calculating SCH EXC resulting from single day-ahead couplings on 14 February 2019.

For the ID timeframe, all TSOs acknowledge that there are still some editing mistakes, which all TSOs want to correct by providing a new version of the proposal within the deadline of 14 February 2019. Following the necessary all TSOs' procedures, such correction is only possibly by and expected for 8 February 2019.

All Regulatory Authorities agree on the exact scope and the importance of these corrections and on a subsequent approval of the corrected proposal. From a procedural point of view, All Regulatory Authorities need time to conclude their respective national decisions after the receipt of the correct version. This is unfortunately not possible within the remaining days before the deadline of 14 February 2019 expires.

Therefore, All Regulatory Authorities unanimously request the Agency to grant an extension of one month (postponing the deadline for national decision to 14 March 2019) - according to Article 8(1) of Regulation (EC) n° 713/2009 of the European Parliament and of the Council of 13 July 2009 establishing an Agency for the Cooperation of Energy Regulators - to respect the necessary procedural steps and to correctly conclude the approval of the amended proposal for calculating SCH EXC resulting from single intraday couplings.

Yours sincerely,

A handwritten signature in blue ink that reads "Clara Poletti". The signature is written in a cursive, flowing style.

Clara Poletti  
ERF Chair