
ANNEX IX – List of LNG facilities subject to reporting according to Article 9(3) and (5) of the REMIT Implementing Regulation

Version history

Version	Effective date
Annex IX Version 1.0	12 July 2018
Annex IX Version 1.1	5 September 2022

Introduction

The Agency has conducted quality analyses on the LNG REMIT data reported in accordance with Article 9(3) and 9(5) of IMPLEMENTING REGULATION (EU) No 1348/2014. The findings of the analysis have demonstrated that a number of existing LNG facilities in the EU do not report LNG data to the Agency.

The Agency's assumption is that the issue might be rooted in the understanding of the definition of LNG facility and LNG system operator under Directive 2009/73/EC ('the Gas Directive')¹ and therefore provides its List of LNG facilities and their operators that in the Agency's view fulfil the definitions stated in the Gas Directive.

Related legislation

Within Article 9 (3) of IMPLEMENTING REGULATION (EU) No 1348/2014 it is stated that LNG system operators as defined in Article 2(12) of Directive 2009/73/EC shall report to the Agency and, at their request, to national regulatory authorities for each LNG facility they operate all REMIT relevant information.

Within Article 9 (5) of IMPLEMENTING REGULATION (EU) No 1348/2014 it is stated that market participants or LNG System Operators on their behalf shall report to the Agency and, at their request, to national regulatory authorities for each LNG facility the following information: (a) in relation to unloading and reloading of cargos: (i) date of unloading or reloading, (ii) volumes unloaded or reloaded per ship, (iii) the name of the terminal customer, (iv) name and size of the ship using the facility.

Article 2(11) of Directive 2009/73/EC defines LNG Facility as:

(11) 'LNG facility' means a terminal which is used for the liquefaction of natural gas or the importation, offloading, and re-gasification of LNG, and includes ancillary services and temporary storage necessary for the re-gasification process and subsequent delivery to the transmission system, but does not include any part of LNG terminals used for storage;

Article 2(12) of Directive 2009/73/EC defines LNG system operator as:

¹ DIRECTIVE 2009/73/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 13 July 2009 concerning common rules for the internal market in natural gas and repealing Directive 2003/55/EC

(12) 'LNG system operator' means a natural or legal person who carries out the function of liquefaction of natural gas, or the importation, offloading, and re-gasification of LNG and is responsible for operating a LNG facility;

List of LNG facilities and operators subject to reporting according to Article 9(3) and 9(5) of the REMIT Implementing Regulation (EU) No 1348/2014.

In the Agency's view the currently existing LNG facilities and operators that fulfil the definitions according to Article 2(11) and (12) of Directive 2009/73/EC are those provided in the List. LNG data about the listed facilities shall be reported according to Article 9(3) and 9(5) of the REMIT Implementing Regulation (EU) No 1348/2014.

The List is available in the REMIT Documents section of the ACER website.

Actions to be taken by LNG Operators, Market Participants and RRM:

LNG Operators, Market Participants and RRM shall use only the listed codes when reporting data according to Articles 9(3) and (5) of the REMIT Implementing Regulation. The Agency may prepare a set of validation rules that would require to use only the listed EIC codes when reporting LNG data.

Each facility should have its own EIC W and EIC Z code*. Listed LNG Operators shall provide the Agency with the EIC Z and/or EIC W which are missing from the List.

Should you be aware of any errors or additional LNG facilities and Operators fulfilling the definitions according to the Gas Directive please inform the Agency. Feedback shall be provided via https://surveys.acer.europa.eu/eusurvey/runner/LNG_List.

*EIC Z codes shall be used only in lngUnavailabilityReport when reporting unavailability of a connection point and not the facility.