ACER
European Union Agency for the Cooperation of Energy Regulators

A26-BoR-143-01.2

143rd ACER Board of Regulators meeting

21 October 2026 | 09.00 – 14.00

Online

MINUTES

Represented institutions	Names[1]
E-CONTROL (Austria)	M: Michael Strebl; A: Dietmar Preinstorfer; O: Katharina Ledermann-Tappeiner
CREG (Belgium)	M: Koen Locquet; A: Geert Van Hauwermeiren; O: Bart De Waele
EWRC (Bulgaria)	A: Tasko Ermenkov; O: Borislava Petrakieva
HERA (Croatia)	A: Sonja Tomašić Škevin
CERA (Cyprus)	O: Christina Zouvani
ERU (Czech Republic)	A: Vladimir Vajnar; O: Theodor Sulc; O: Pavla Piatahina
DUR (Denmark)	M: Carsten Smidt; A: Birgitta Bundgaard
ECA (Estonia)	A: Marilin Tilkson
EV (Finland)	M: Simo Nurmi
CRE (France)	M: Emmanuelle Wargon; A: Nadia Faure; O: Claire Hellich-Praquin; O: Anne-Lise Teani; O: Amelie Redortier; O: Benoit Esnault; O: Ksenya Khromova
BNetzA (Germany)	M: Annegret Groebel; O: Nadia Horstman; O: Alexander Linov
RAAEY (Greece)	O: Yuriy Bilen
MEKH (Hungary)	M: Pal Ságvári; O: Gyarmati Tamás
CRU (Ireland)	M: Jim Gannon; O: Eilis McDonnell; O: Clodagh Hunt-Sheridan

[1] M: Member; A: Alternate; O: Observer.

ARERA (Italy)	M: Lorena De Marco; A: Francesco Cariello; O: Fiorenza Carraro; O: Alberto Rossi
PUC (Latvia)	M: Rota Snuka; A: Dace Bite; O: Alda Ozola; O: Lija Makare
NERC (Lithuania)	A: Irma Zdanienė; O: Benas Skublickas
ILR (Luxembourg)	M: Claude Rischette
REWS (Malta)	O: Manuel Manuzzi
ACM (Netherlands)	A: Michiel Denkers; O: Nora Meray
URE (Poland)	O: Danuta Sierocinska
ERSE (Portugal)	M: Pedro Verdelho; A: Natalie McCoy; O: Joao Diogo; O: Rita Laranjeira; O: Isabel Apolinario; O: Eduardo Figueira
ANRE (Romania)	M: George Niculescu; A: Tatiana Iosiper; O: Patricia Adegbuyi
URSO (Slovakia)	A: Ivan Rodina
AGEN-RS (Slovenia)	A: Bojan Kuzmic
CNMC (Spain)	M: Rocio Prieto; O: Ana Varo; O: Esther Espeja
EI (Sweden)	M: Ulrika Hesslow; A: Caroline Tornqvist; O: Johan Roupe
RME (Norway)	A: Inger Cathrine Bugge
Orkustofnun (Iceland)	M: Hanna Björg Konráðsdóttir
EFTA Surveillance Authority	-
ACER	Volker Zuleger, Christophe Gence-Creux, Rafael Muruais Garcia, Csilla Bartok, Martin Godfried, Karina Knaus, Antonio Santos, Christos Kolokathis, Patrick Luickx, Daniel Ihasz-Toth, Akos Hofstadter, Tina Voncina, Mitsuko Akiyama, Argyro Lykaki, Clara Bandszus
European Commission	Christof Lessenich, Annamaria Marchi, Inez Brogowska, Anne Radermecker, Beatriz Sinobas

1. OPENING

1.1. Approval of the agenda & declaration of conflicts of interest

The draft agenda was sent to the European Parliament. The agenda of the 143rd BoR meeting was approved with the addition of a topic (data collection for the ACER-CEER Monitoring Report on retail energy markets) under agenda item 5.1 on Mr Preinstorfer's request, and an intervention by Mr Locquet regarding the North Seas Energy Cooperation (NSEC) governance under agenda point 3. The update on the Governance Section of the Market Surveillance Strategy is postponed.

Members were invited to declare any conflict of interest. None was declared.

1.2. Minutes of the 142nd BoR meeting

The minutes of the 142nd BoR meeting were approved and sent to the European Parliament on 30 September 2026.

Decisions/Conclusions	
1.1	The BoR approved the agenda as amended.

2. UPDATES FROM ACER AND THE BOR CHAIR

2.1 Update from ACER

The ACER Acting Director informed the BoR on a recent Administrative Board (AB) Decision which has appointed him as Acting Director since 16 October 2026, until Mr Lessenich takes up his position as ACER Director on 1 January 2027, to ensure the continued functioning of the Agency.

He also reported back on the 21-22 September 2026 visit by members of the European Parliament's ITRE Committee to ACER, during which they met the Heads of Department and the acting and incoming Director and exchanged on progress and remaining challenges in completing the internal energy market, the regulatory and infrastructure issues linked to grids and security of supply, and ACER's work to safeguard transparency and integrity in wholesale energy markets.

The Acting Director further briefed members on ACER's participation in the 28-29 September 2026 informal energy ministerial in Dublin, which focused on strategic priorities for the energy transition and broader cooperation on energy policy. Ms Bartok contributed to the discussion on strengthening Europe's energy security through solidarity discussing the current gas storage, supply and demand situation ACER also underlined that recent summer stress events showed the value of renewables, gas-fired generation and cross-border solidarity in

maintaining electricity security of supply. The overall message was that, alongside short-term attention to gas supply, Europe should continue to strengthen resilience through solidarity, more homegrown energy sources, greater flexibility and diversification across energy sectors and electrification to reduce fossil fuel dependence.

2.2 Update from the BoR Chair

The BoR Chair updated members on discussions held at the 6 October Energy Regulators' Forum and the following steps.

The Chair further informed members of her participation in the 9th World Forum on Energy Regulation (WFER) held in Tbilisi, Georgia, from 21 to 24 September, to discuss the regulation of an energy system that is increasingly complex and dynamic, making the sharing of information and best practices ever more important. A side meeting between EU and US regulators also took place, with key topics including AI and data centres.

3. DELIVERING ON THE WIDER ENERGY UNION

3.1. Updates from the European Commission

Ms Marchi updated members on the Commission proposal COM(2026)600, amending Regulation (EU) 2019/943, which is currently examined by the European Parliament and the Council under the ordinary legislative procedure, focusing on grid access and tariff-setting as areas of core NRA competence. The Irish Presidency is collecting comments from Member States on the second revision of the text.

A policy discussion is planned for the TTE Council of 29 October.

Trilogues on the European Grids Package and TEN-E revision are ongoing, with adoption still expected by the end of the year.

3.2. ACER reaction to the Commission's legislative proposal on network charges

Building on discussions at the September BoR, ACER presented refined lines to take (LTTs) on the above-mentioned proposal. The BoR discussed the proposal by ACER with the aim to agree on a consolidated ACER position.

Following the BoR Chair's proposal, the BoR unanimously agreed to the use of the electronic procedure to endorse the ACER reaction to the Commission's legislative proposal on network charges.

3.3. Critical grid situations in Southeast Europe due to high scheduled exchanges in Single Day-Ahead Coupling

Mr Ságvári referred to the critical grid situations in South East Europe (SEE) stemming from the regional impact of the Romanian-Hungarian exchanges in the single day-ahead market coupling (SDAC), calling for an appropriate regional or pan-European solution to avoid cascading problems and unilateral actions.

3.4. Involvement of NRAs in the North Sea Energy Cooperation

Mr Locquet intervened to express concerns with NSEC governance and regretted that NRAs had not been consulted in transparent and timely fashion in respect of a working document on the cost-sharing "toolbox" falling within NRA competence. Mr Locquet underlined the potential bias of TSO and the impacts for subsequent work. Ms Groebel supported his concerns. Ms Wargon concluded that the region's NRAs expect to be better associated in the NSEC framework. Ms Marchi noted the request for structural involvement of the region's NRAs while clarifying that the "toolbox" will not alter NRA competence in this field. Ms Groebel added that she is confident that the incoming NSEC Chair from the Dutch Ministry will invite NRAs.

Decisions/Conclusions	
3.2	The BoR unanimously agreed to the use of the electronic procedure to endorse the ACER reaction to the Commission's legislative proposal on network charges.

4. ITEMS FOR OPINION/APPROVAL/AGREEMENT

4.1. ACER Monitoring Report on the electricity market integration and cross-zonal capacity

Mr Luickx presented the draft ACER Monitoring Report on the electricity market integration and cross-zonal capacity, which is planned for publication by 3 November. The Report reviews key developments in EU electricity market integration in 2025 and early 2026, examining developments in forward, day-ahead, intraday and balancing markets, as well as the role of cross-zonal capacity and congestion management in supporting efficient cross-border trade.

Following discussion, the BoR unanimously agreed to the use of the electronic procedure to endorse the Report.

4.2. ACER Monitoring Report on Security of Electricity Supply

Mr Ihasz-Toth presented the draft ACER Monitoring Report on Security of Electricity Supply to be published on 19 November.

Following discussion, the 26 members present and represented unanimously endorsed the Report.

4.3. ACER Monitoring Report on Infrastructure

Mr Hofstadter presented the draft ACER Monitoring Report on Infrastructure (publication foreseen for 6 November), which monitors progress of infrastructure development from planning and economic perspectives, covering electricity, gas and hydrogen.

Following discussion, the BoR endorsed the report by the requisite majority of the 26 members present and represented.

4.4. ACER Monitoring Report on Hydrogen

Ms Bartok presented the draft ACER Monitoring Report on Hydrogen, which is planned for publication in October.

Following discussion, the BoR endorsed the Report by the requisite majority of the 26 members present and represented.

4.5. ACER Monitoring Report on Wholesale Gas (seasonal report)

Ms Bartok presented the draft ACER Monitoring Report on Wholesale Gas (seasonal report), which analyses EU underground gas storage and security of supply, LNG market developments and other EU gas market developments, with a focus on the impact of the heatwaves as climate risks.

Following discussion, the BoR unanimously agreed to the use of the electronic procedure to endorse the Report.

Decisions/Conclusions	
4.1	The BoR unanimously agreed to the use of the electronic procedure to endorse the ACER Monitoring Report on the electricity market integration and cross-zonal capacity.
4.2	The BoR unanimously endorsed the ACER Monitoring Report on Security of Electricity Supply by the 26 members present and represented.
4.3	The BoR endorsed the ACER Monitoring Report on Infrastructure by the requisite majority of the 26 members present and represented.
4.4	The BoR endorsed the ACER Monitoring Report on Hydrogen by the requisite majority of the 26 members present and represented.
4.5	The BoR unanimously agreed to the use of electronic procedure to endorse the Monitoring Report on Wholesale Gas (seasonal report).

5. AWG/ARC KEY ISSUES

5.1. AWG/ARC key issues

The AWG Chairs and ACER provided updates.

The AWG Chairs informed members of the calls for Co-Convenors of the TAR, GTM and the GI & Joint INF Task Forces (as specified in Doc 5.1) on the gas side, and ongoing calls for the CACM TF Co-Convenor and CACM Cost Report team lead for electricity.

Mr Kolokathis updated members on the EU-wide flexibility needs assessment (FNA) monitoring tool. An open-source modelling tool has been developed jointly with the Joint Research Centre (JRC) and Open Energy Transition (OET) to deliver on ACER's mandate to carry out an EU-wide FNA by July 2027. A 'teaser' paper to be published in November 2026 outlines the EU-Flex model and its main features. It provides stakeholders with an early view of the analytical approach being developed through an illustrative test case. Additionally, ACER is releasing an early version of the EU-Flex model, the test case presented in the teaser paper and the model's underlying methodology.

Mr Garcia also drew members' attention to ongoing work and anticipated content of the next (spring 2027) edition of the best practice report on transmission and distribution tariff methodologies pursuant to Article 18 of Regulation (EU) 943/2019.

Ms Espeja, Ms Knaus and Mr Santos reported on the 1 October discussion within the ACER REMIT Committee, starting with a presentation by Ms Knaus on the revision of technical reporting documents (Transaction Reporting User Manual (TRUM) and guidance on exposure reporting, Q&A on transaction reporting and the Guideline on REMIT transaction reporting) and electronic formats planned for publication on 29 October 2026, after intense and successful cooperation with NRAs. The documents will be focusing, as per the obligation set in the recast REMIT Implementing Regulation, on the data types that will have to be reported according to the new format as of October 2027 (so-called first wave). Publications relating to the second (ad hoc and periodic reporting) and third (supply, transportation and storage of hydrogen) waves will follow in April and October 2027, for go-live on 29 April and 1 July 2028 respectively. BoR members were also informed about the endorsement of the case coordination handbook at the last ARC.

Ms Espeja and Mr Santos also reported back on the ARC discussion on the Guidance Note on Transmission Capacity Hoarding (TCH), as a follow-up to a previous BoR discussion on a Danish public prosecutor's decision to dismiss a TCH case in June 2026.

Mr Preinstorfer brought forward the subject of the preparation of the next edition of the ACER-CEER Monitoring Report on retail energy markets. Ms McCoy, as ARWG co-chair, and Ms Bartok explained the ongoing consultations in ARWG and undertook to pursue the discussions at Working Group level.

5.2. Regulatory section of the Single Programming Document 2028-2030

Article 20(1) of the ACER Regulation (EU) 2019/942 provides that the Administrative Board shall adopt the draft programming document after receipt of a favourable opinion of the Board of Regulators and shall submit the draft programming document to the European Parliament, to the Council and to the Commission no later than 31 January 2027.

Ahead of presenting the final draft of the SPD 2028-2030, the Acting Director invited NRA members examine the regulatory section of the draft Single Programming Document 2028-2030, which sets out the regulatory tasks that the ACER plans to perform in 2028, focusing primarily on the external outputs the Agency expects to deliver. The full draft Single Programming Document 2028-2030 will be submitted for adoption at the January BoR meeting. The BoR Chair proposed re-tabling this item at the December BoR meeting for discussion.

AOB

The BoR Secretariat drew members' attention to two changes to the timings of 2027 meetings.