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DIRECTOR DECISION 2013-21

of 11 September 2013

**on a Guidance Note on Consultations by the Agency for the Cooperation of
Energy Regulators**

HAVING REGARD to Regulation (EC) No 713/2009 of the European Parliament and of the Council of 13 July 2009 establishing the Agency for the Cooperation of Energy Regulators¹ (the ‘Agency’), in particular, Article 17(5) thereof,

WHEREAS:

- (1) Pursuant to Article 10(1) of Regulation (EC) No 713/2009, the Agency, in carrying out its tasks, shall consult extensively and at an early stage with market participants, transmission system operators, consumers, end-users and, where relevant, competition authorities, without prejudice to their respective competence, in an open and transparent manner. Further, Articles 5(2), 6(3), 6(7), 6(10) and 7(2) of Regulation (EC) No 714/2009 of the European Parliament and of the Council of 13 July 2009 on conditions for access to the network for cross-border exchanges in electricity and repealing Regulation (EC) No 1228/2003², Articles 5(2), 6(3), 6(7), 6(10) and 7(2) of Regulation (EC) No 715/2009 of the European Parliament and of the Council of 13 July 2009 on conditions for access to the natural gas transmission networks and repealing Regulation (EC) No 1775/2005³, and Article 7(3) of Regulation (EC) No 1227/2011 of the European Parliament and of the Council of 25 October 2011 on wholesale energy market integrity and transparency⁴ provide for the conduct of consultations on specific issues.
- (2) To clarify how the Agency will run its consultations and to ensure an effective and transparent consultation process, a guidance note outlining the Agency’s policy on consultations has been prepared after consultation with stakeholders,

THE DIRECTOR HEREBY DECIDES:

To adopt and publish a guidance note on consultations by the Agency, as annexed.

This Decision shall enter into force on the day of its adoption.

¹ OJ L 211, 14.8.2009, p.1.

² OJ L 211, 14.8.2009, p.15.

³ OJ L 211, 14.8.2009, p. 36.

⁴ OJ L 326, 8.12.2011, p.1.

Done at Ljubljana on 11 September 2013.


Alberto Pototschnig
Director

Annex: Guidance Note on Consultations by the Agency for the Cooperation of Energy Regulators, dated 11 September 2013.



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