

# ACER

Agency for the Cooperation  
of Energy Regulators

*Working towards a single energy market  
to the benefit of all EU consumers*



# **The Agency's Work Programme Outline for 2019**

***Alberto Pototschnig* – Director**

**Presentation for stakeholders, 25 October 2017**

- **ACER's Work Programme 2019**
  - **WP consultation process**
  - **Basis: ACER's mandate and acts (current and potential)**
  - **WP structure and background**
  - **WP activities and deliverables by theme**
  - **Next steps**

## Why so early?

The Agency has the obligation to submit its Programming Document 2019-2021 (which includes the Work Programme for 2019) by 31 January 2018

## How much room for manoeuvre do we have?

Most tasks/deliverables are legally mandated

## Purpose?

The Agency is still very interested in knowing what its stakeholders believe its priorities should be

This presentation is based on the **2019 Draft Outline of tasks and deliverables** that serves as a basis for ACER's Programming Document 2019.

The Draft Outline is **available on the Agency's website**.

Stakeholders are invited to provide their inputs in writing by **22 November 2017**.

The Agency will endeavour to **take on board inputs** that are feasible and in line with its mandate and the available resources.

## Difficulties in planning for 2019:

A rapidly changing energy market

Planning in 2017 for 2019 (developments in 2018?)

Available budget?

Due to the timing of the draft, the available budget is an 'unknown' (budget for 2018 not yet adopted either)

New powers to ACER?

Legal acts of the "Clean Energy for all Europeans" Package, which foresee new powers and tasks for ACER, are still in the adoption procedure

## Current legal mandate

Lion's share of draft outline WP 2019

In a nutshell: completion of *the internal energy market, infrastructure (developing interconnections) and REMIT*

## Potential legal mandate in 2019 (and beyond)

“Clean Energy” package:

Can be partly planned for, however dates of entry into force and effective new powers to be given to ACER remain uncertain at this stage

Gas Security of Supply Regulation

“The purpose of the Agency shall be to **assist** the [NRAs] in exercising, at [Union] level, the regulatory tasks performed in the Member States and, where necessary, to **coordinate** their action”.

*Article 1(2), Regulation (EC) No 713/2009*

**ACER plays a CENTRAL ROLE in the new institutional framework introduced by the Third Energy Package with a EXPANDING MISSION**

## Third Energy Package

Directives 2009/72/EC, 2009/73/EC

Regulations (EC) No 713/2009, 714/2009, 715/2009

+

## Regulation No 1227/2011 (REMIT)

on Wholesale Energy Market Integrity and Transparency

+

## Regulation No 347/2013 (TEN-E Regulation)

on Guidelines for trans-European energy infrastructure

## Recap of types of acts which ACER can adopt

**Opinions and  
Recommendations**

**TSOs**

**NRAs**

**European  
Parliament**

**EU Council**

**European  
Commission**

**Individual decisions in specific cases  
(residual power)**



**Opinions on Infrastructure Planning  
Ten-Year Network Development Plans  
Lists of Projects of Common Interest (PCIs)**

**Framework Guidelines for Network Codes**

**NRA Support and Coordination  
Decisions on Terms and Conditions for Access  
to/Operational Security of Cross-border  
Infrastructure, Exemptions  
and Cross-border Cost Allocation**

**Market Monitoring  
Access (incl. RES), Retail Prices and Consumers'  
Rights  
Wholesale Trading (REMIT)**

## The Energy Union Strategy and ACER

“EU-wide regulation of the single market should be strengthened, through a ***significant reinforcement of the powers and independence of ACER*** to carry out regulatory functions at the European level in order to enable it to effectively oversee the development of the internal energy market and the related market rules as well as to deal with all cross-border issues necessary to create a seamless internal market.”

Communication from the Commission, A Framework Strategy for a Resilient Energy Union with a Forward-Looking Climate Change Policy, COM(2015) 80 final, 25.2.2015, page 9

## The New Energy Market Design and ACER

*“ACER acts primarily through recommendations and opinions and has very limited decision-making rights. In line with the increased cooperation of system operators, **the powers and independence of ACER may need to be reinforced so that it is able to carry out regulatory functions at European level where needed. ACER could then arbitrate in regional and EU level disputes.**”*

*The reinforcement of the powers of ACER could include giving the agency the power **to adopt directly applicable and binding decisions on EU-level initiatives and cross-border issues and introduction of enforcement powers to ensure compliance with such decisions.**”*

Communication from the Commission launching the public consultation process on a new energy market design, COM(2015) 340 final, 15.7.2015, par. 3.4

## The Clean Energy for All European Package

### ACER has welcomed the EC proposals in the “Clean Energy for all Europeans” Package

- Speedier and more agile **switching** of suppliers
- Enabling consumers to access **dynamic pricing**
- Facilitation of **Demand Response**
- **Removal of price caps** to ensure prices reflect scarcity
- Avoiding overcapacity by coordinating **resource adequacy assessments**
- Explicit **cross-border participation** in Capacity Remuneration Mechanisms
- Focus on and reinforcement of **regional TSO cooperation (ROCs)**
- Stronger **TSO-TSO and TSO-DSO cooperation**
- Creation of the **EU DSO body**

**We are honoured by the renewed trust in the Agency, which is assigned important new tasks and responsibilities**

**The implementation of existing legislation (Third Package, Network Codes and Guidelines) should remain a priority**

**The “Clean Energy for All Europeans” Package proposals build on the current market model**

## Network Codes

### Network Code Development

- ACER to revise the NC proposal and submit it directly to the Commission
- ACER to propose amendments of the NC

### Network Code Implementation

- ACER to replace “all NRAs” in approving terms and conditions or methodologies for the implementation of Network Codes and Guidelines

### Bidding-zone Review Process

- ACER to approve (or request amendments of) the methodology and assumptions that will be used in the bidding zone review process

## Regional Cooperation and Coordination

### National Regulatory Authorities (NRAs)

- ACER to promote cooperation between NRAs at regional and EU level to ensure interoperability, communication and monitoring of regional performance in those areas which are still not harmonised at EU level

### Regional Operational Centres (ROCs)

- ACER, in close cooperation with NRAs and ENTSO-E, to monitor and analyse the performance of ROCs, and to:
  - decide on the configuration of system operation regions
  - request information from ROCs
  - issue opinions and recommendations to the Institutions
  - issue opinions and recommendations to the regional groups of NRAs and to ROCs

## NEMOs and the EU DSO Entity

### Electricity Market Operators (NEMOs)

- Beyond monitoring the NEMOs in establishing their functions, ACER to:
  - issue recommendations to the Commission
  - request information from NEMOs where appropriate

### EU DSO Entity

- ACER to provide administrative support to the DSOs in developing the draft statutes, the list of registered members and other rules for the EU DSO Entity to be established
- ACER to provide an opinion on those drafts

## Generation Adequacy and Risk Preparedness

### Generation Adequacy

- ACER to approve and, where necessary, amend:
  - the proposals for methodologies and calculations related to the European resource adequacy assessment
  - the proposals for technical specifications for cross-border participation in capacity mechanisms

### Risk Preparedness

- ACER to approve and, where necessary, amend the methodologies for:
  - identifying electricity crisis scenarios at a regional level
  - short-term adequacy assessments



## Electricity and Gas Sector Monitoring

### Wider Monitoring Remit

- **ACER to monitor not only:**
  - retail prices of electricity and natural gas
  - compliance with the consumer rights
  - access to the networks, including access of electricity produced from RES
- but also:**
  - potential barriers to cross-border trade
  - state interventions preventing prices from reflecting actual scarcity
  - the performance of the Member State in the area of the electricity security of supply, based on the results of the European resource adequacy assessment
  - exceptional compensation payments between aggregators and balancing responsible parties

**HOWEVER, NO POWERS TO REQUIRE INFORMATION FOR MONITORING PURPOSES**

## Programming Document (PD)

The Annual Work Programme 2019 is a constituent part of the PD 2019 - 2021, in line with the mandatory structure foreseen for EU Agencies

## Timing

The 'final draft' of the PD is to be submitted to the Commission by 31.1.2018  
Final adoption by the Administrative Board by 30.9.2018

## Multiannual outlook

ACER's strategic areas 2019 – 2021:  
Updated, to take into consideration potential new tasks given to ACER within the Energy Union

## Annual Work Programme 2019

Based on the Agency's legal mandate (likely potential tasks also considered)  
Focus on activities, tasks and deliverables

## **Theme 1:** (Post-) IEM Completion

- Complete transposition of Third Package
- Implementation and Monitoring of Network Codes

## **Theme 2:** The Infrastructure Challenge

- Electricity and Gas TYNDPs
- PCI progress and implementation
- Cross-Border Cost Allocation

## **Theme 3:** Wholesale Energy Market Integrity and Transparency

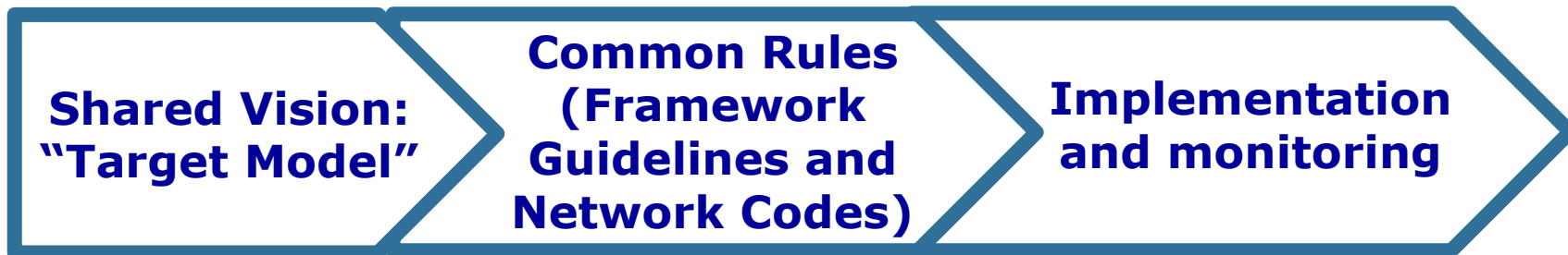
- REMIT 'live'
- Wholesale Market Monitoring

## **Theme 4:** Future Challenges, including RES Integration Challenge

- "Bridge to 2025"  
implementation  
(resources permitting)

To optimize the use of its (limited) human resources, the Agency classifies its tasks/deliverables according to 3 priority levels:

- 1) Critical:** tasks that must be performed under any circumstance, as failure to do so would seriously undermine the functioning of the Internal Energy Market and the achievement of the Energy Union objectives
- 2) Important:** tasks that could be postponed, reduced in scope or de-scoped with only limited repercussion on the Internal Energy Market
- 3) Relevant:** tasks that the Agency could usefully perform, provided adequate resources were made available



**A Parallel Process to deliver tangible benefits to EU energy consumers as soon as possible**

**Formal Framework Guidelines / Network Codes Process**

**Voluntary Early Implementation of the Target Model**

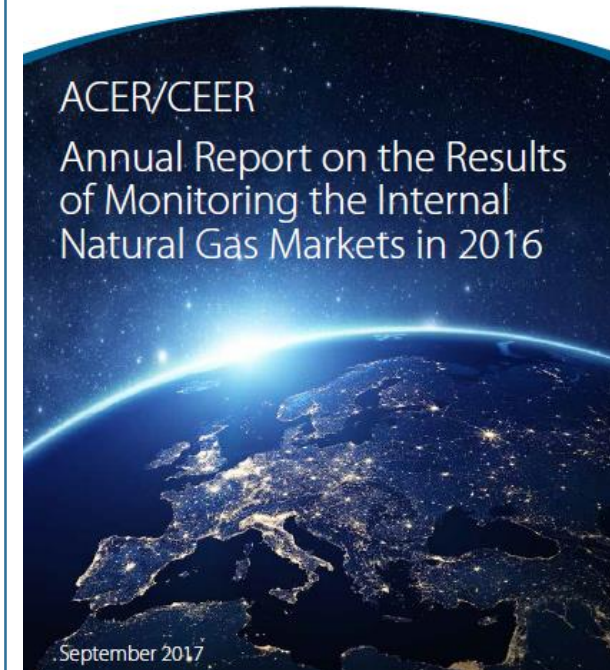
## Monitoring of IEM Developments

- 8<sup>th</sup> Annual Market Monitoring Report
  - » Wholesale market integration
  - » Retail prices in electricity and natural gas
  - » Barriers to entry
  - » Access to networks
  - » Consumer welfare benefits or losses as a result of market integration (or lack of it)
  - » Compliance with consumer rights

*Wholesale volume – Priority 1*

*Retail volume - Priority 2*

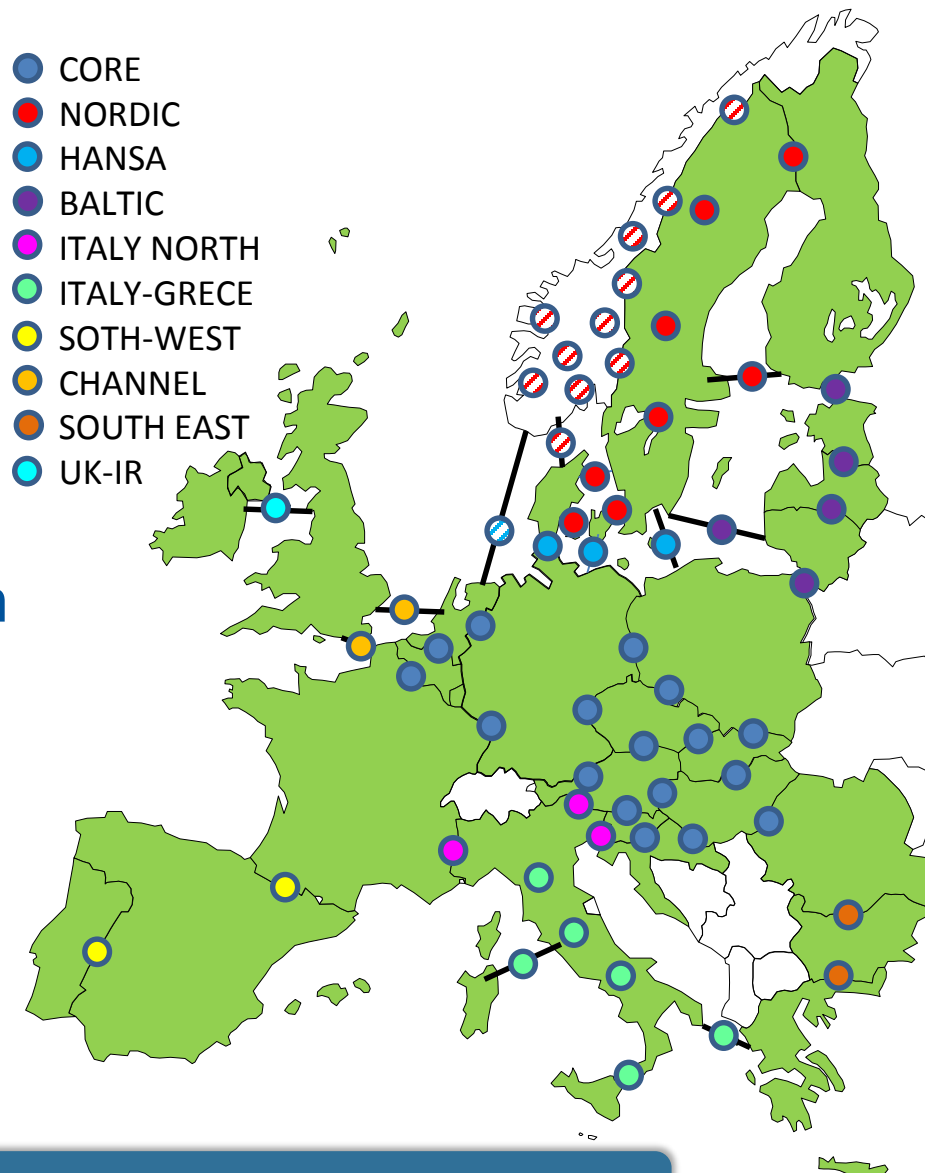
*Consumer Protection volume – Priority 3*



### Capacity Calculation

#### 10 capacity calculation regions:

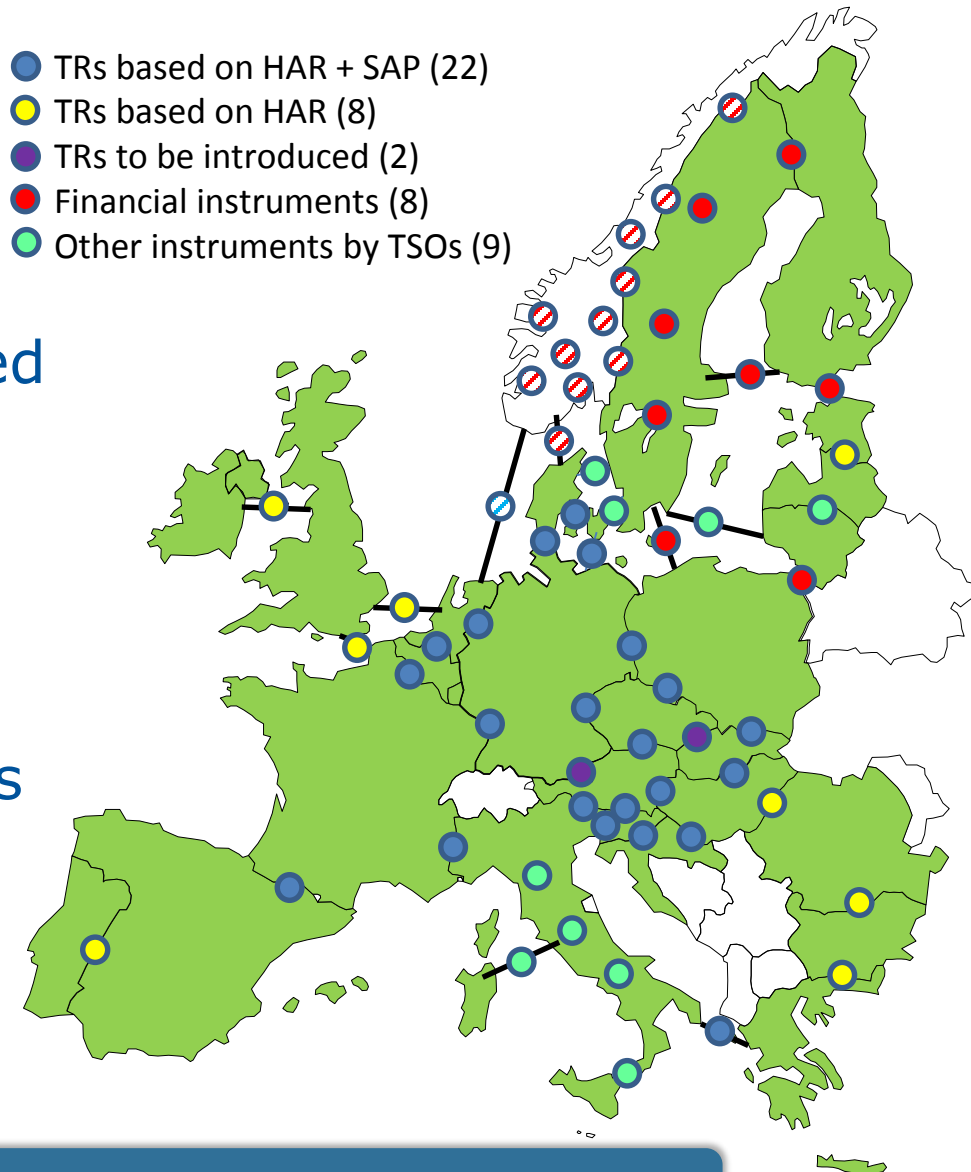
- Each region developed a common capacity calculation methodology
- **2018-2019:** Implementation of regionally harmonised capacity calculation
- **2020:** EU-wide harmonisation



# Forward Capacity Allocation

## Status (end 2017):

- **30** borders with Harmonised Allocation Rules
- **22** borders with Single Allocation Platform
- **9** borders rely on other instruments issued by TSOs
- **8** borders rely on financial markets





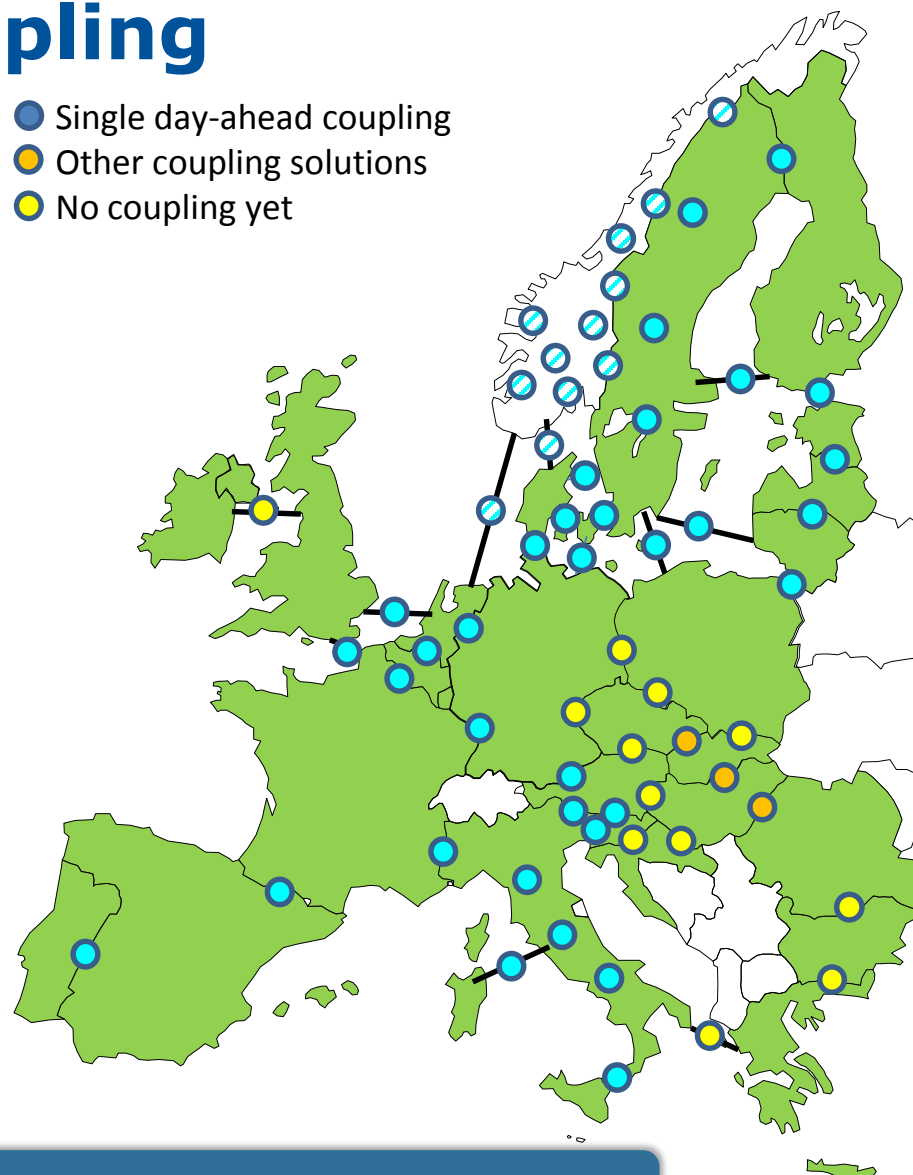
# Day-Ahead Market Coupling

## Today:

- **80% of borders coupled**
  - **46 borders** coupled in a single coupling
  - **3 borders** coupled separately
  - **12 borders** still waiting for coupling

## Final goal:

- **EU-wide day-ahead market coupling with implicit auctions**



# Intraday Market Coupling

## Today

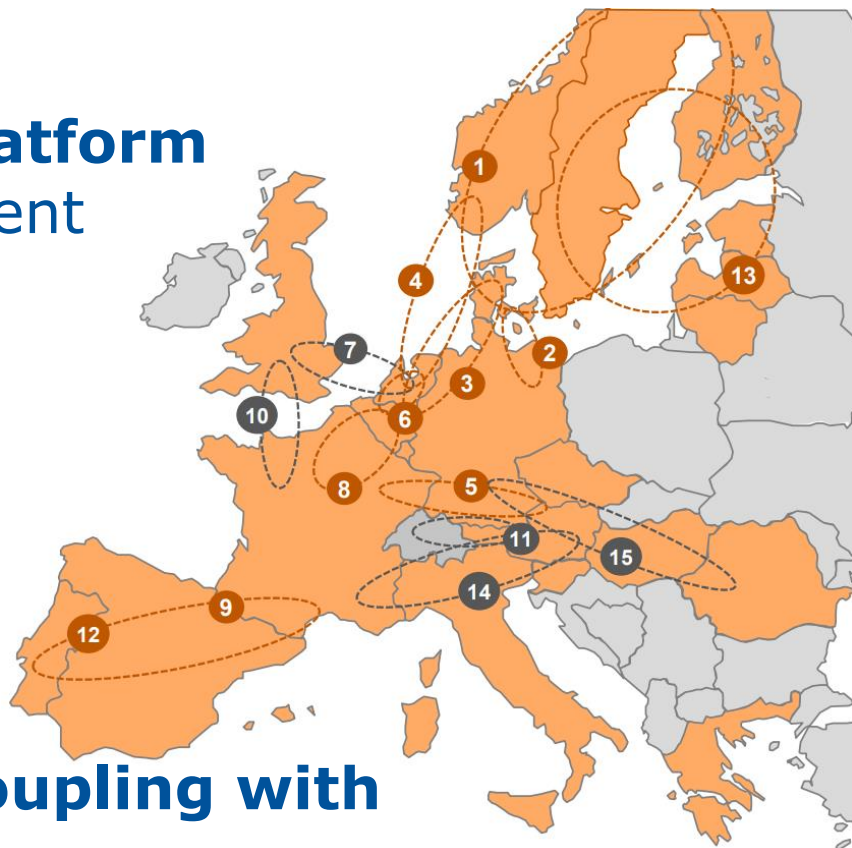
- **Development of EU-wide platform**

- Oct 2016: End of development
- Nov 2017: End of testing
- Jan 2018: Go-live

- **15 local implementation projects (LIPs)**

## Final goal:

- **EU-wide intraday market coupling with continuous trading**



## Electricity

### Tasks in WP 2019

- Monitoring of the implementation of the adopted Network Codes and Guidelines in accordance with Article 9 of Regulation EC No. 714/2009 *Priority level - 1*

This includes:

- Monitoring the implementation of obligations (activities, deadlines, development of terms and conditions and methodologies)
- Monitoring the effect of implementation
- Reporting to the Commission
- Continuous work on data quality, testing of indicators designed to assess Network Codes and the effectiveness of codes to achieve a functioning internal market

## Electricity

### Tasks in WP 2019 (cont.)

- Recommendations to assist NRAs and market players in sharing good practices with regard to the implementation of Network Codes and Guidelines, where necessary  
*Priority level - 1*
- Investigation of the reasons when TSOs, NEMOs or other entities fail to submit terms and conditions or methodologies for the approval by NRAs pursuant to the adopted Network Codes and Guidelines and reporting to the Commission  
*Priority level - 1*
- Assistance to NRAs for the approval of the terms and conditions or methodologies developed by TSOs, NEMOs or third entities pursuant to the adopted Network Codes and Guidelines  
*Priority level - 1*

## Electricity

### Tasks in WP 2019 (cont.)

- Regulatory oversight of the implementation projects established pursuant to the Network Codes and Guidelines, or, where relevant, in the framework of the early implementation process  
*Priority level - 1*
- Facilitation of the stakeholder involvement, as required, pursuant to the adopted Network Codes and Guidelines  
*Priority level - 1*
- Review of the requests for amendments of the adopted Network Codes and Guidelines from interested persons and, where appropriate, based on these requests or the Agency's own initiative, preparation of the amendment proposals for the European Commission  
*Priority level - 1*

## Electricity

### Tasks in WP 2019 (cont.)

- Performance of the specific obligations of the Agency pursuant the adopted Network Codes and Guidelines  
*Priority level - 1*
- Adoption of the opinions and recommendations at the request of one or more NRAs, or the European Commission, pursuant to Regulation (EC) 713/2009, as well as any opinions and recommendations pursuant to the adopted Network Codes and Guidelines  
*Priority level - 1*
- Harmonised transmission tariff structures: Common set of transmission tariff principles to facilitate a harmonised approach, if needed  
*Priority level - 3*

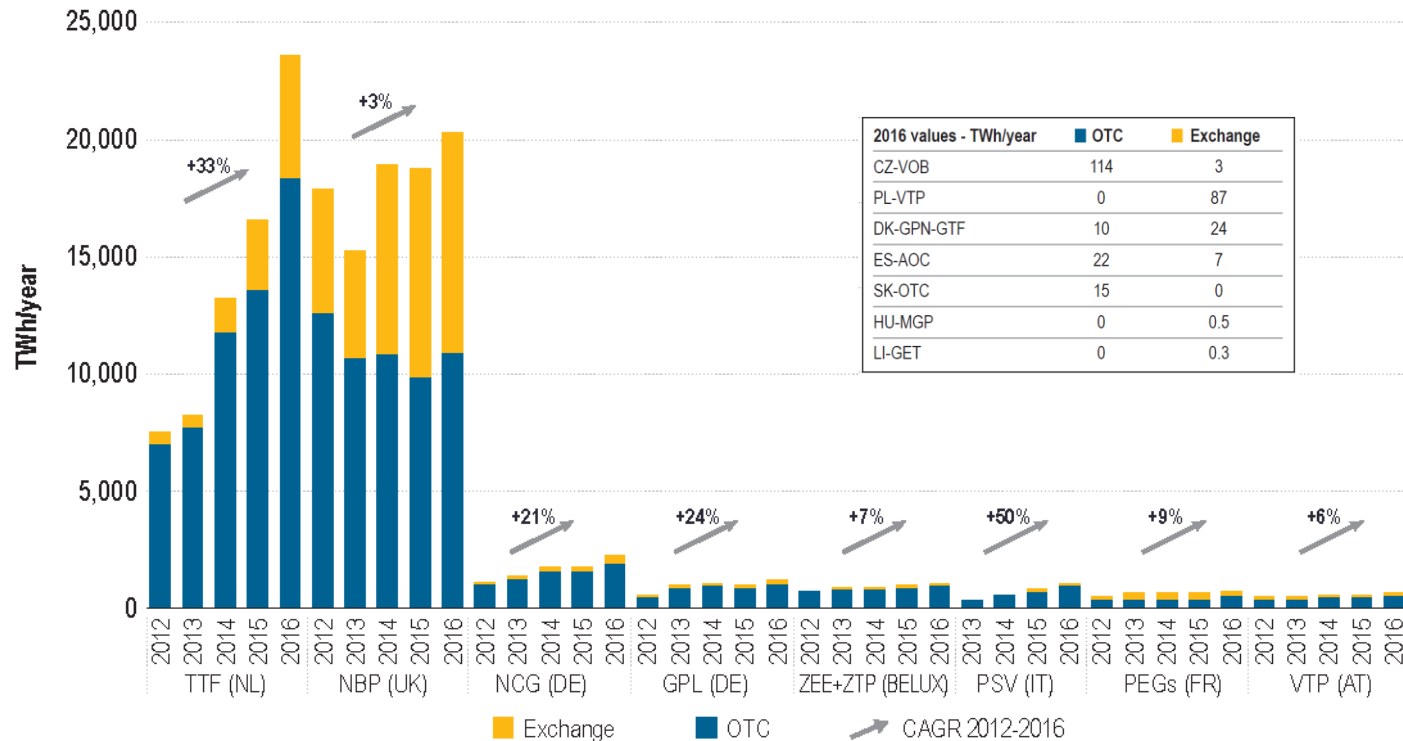
## Electricity

### Tasks in WP 2019 (cont.)

- Report on the monitoring of progress in establishing and performing single day-ahead and intraday coupling  
*Priority level – 1;*
- Harmonised transmission tariff structures: Common set of transmission tariff principles to facilitate a harmonised approach, if needed  
*Priority level - 3*

### Traded volumes at EU gas hubs grew circa 20% year on year underpinning their continued, increasing importance

#### Traded volumes at EU hubs trading venues and CAGR – 2012–2016 (TWh/year and %)

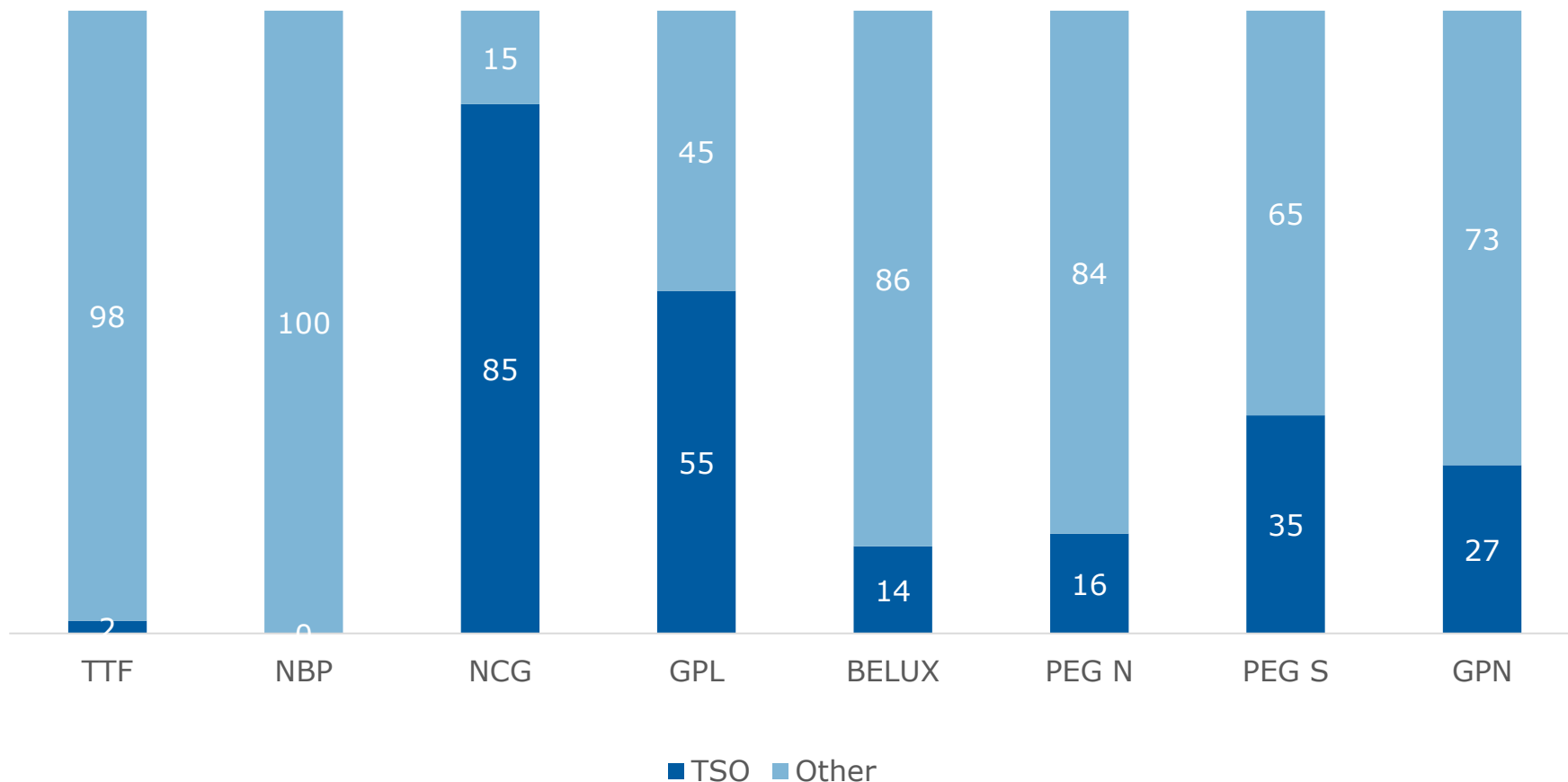


- Liquidity growth is underpinned by suppliers' preference for short-term hub sourcing and price risk management.
- EU major suppliers' long contractual positions together with upstream-side present oversupply scenario also contribute
- Rising volatility is also a backer via fostering financial players trading activity



### Selected market areas have a functioning market based balancing mechanism (BAL NC), facilitating market functioning

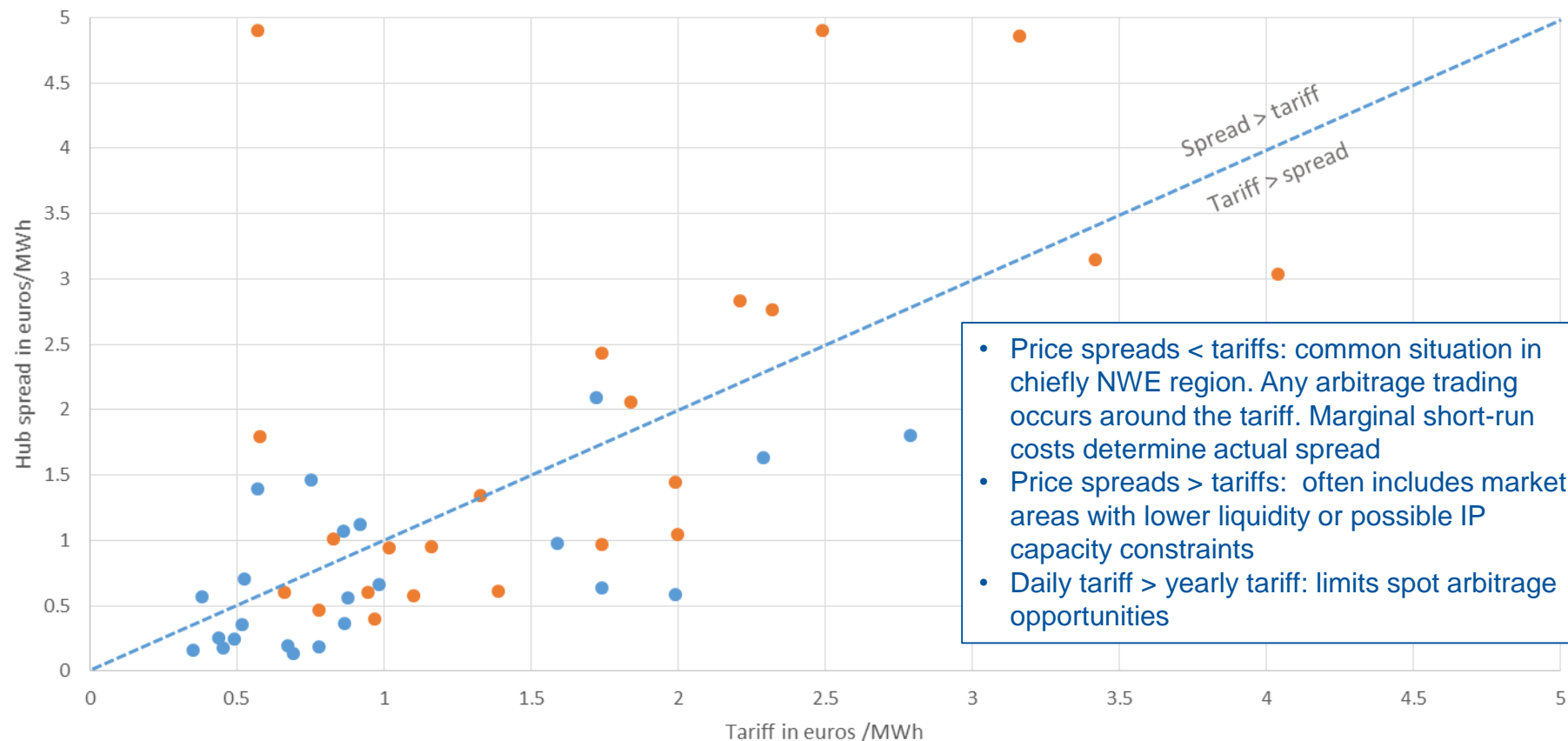
#### TSO share of total short-term products volumes traded - 2016



Note: Only within-day is shown for those market areas where monitoring is feasible. In some cases there is also TSO activity on other type of spot markets. Many MSs are still implementing a market based BAL as a prerequisite is presence of short-term liquidity

### Transportation tariffs are a pivotal price signalling factor for hub price spread formation

Average and highest day ahead price spreads between hub pairs compared to corresponding yearly and daily transportation tariffs – 2016



- Price spreads < tariffs: common situation in chiefly NWE region. Any arbitrage trading occurs around the tariff. Marginal short-run costs determine actual spread
- Price spreads > tariffs: often includes market areas with lower liquidity or possible IP capacity constraints
- Daily tariff > yearly tariff: limits spot arbitrage opportunities

● Average DA spread between hub pairs and corresponding yearly transportation tariff ● Highest DA spread between hub pairs and corresponding highest daily transportation tariff

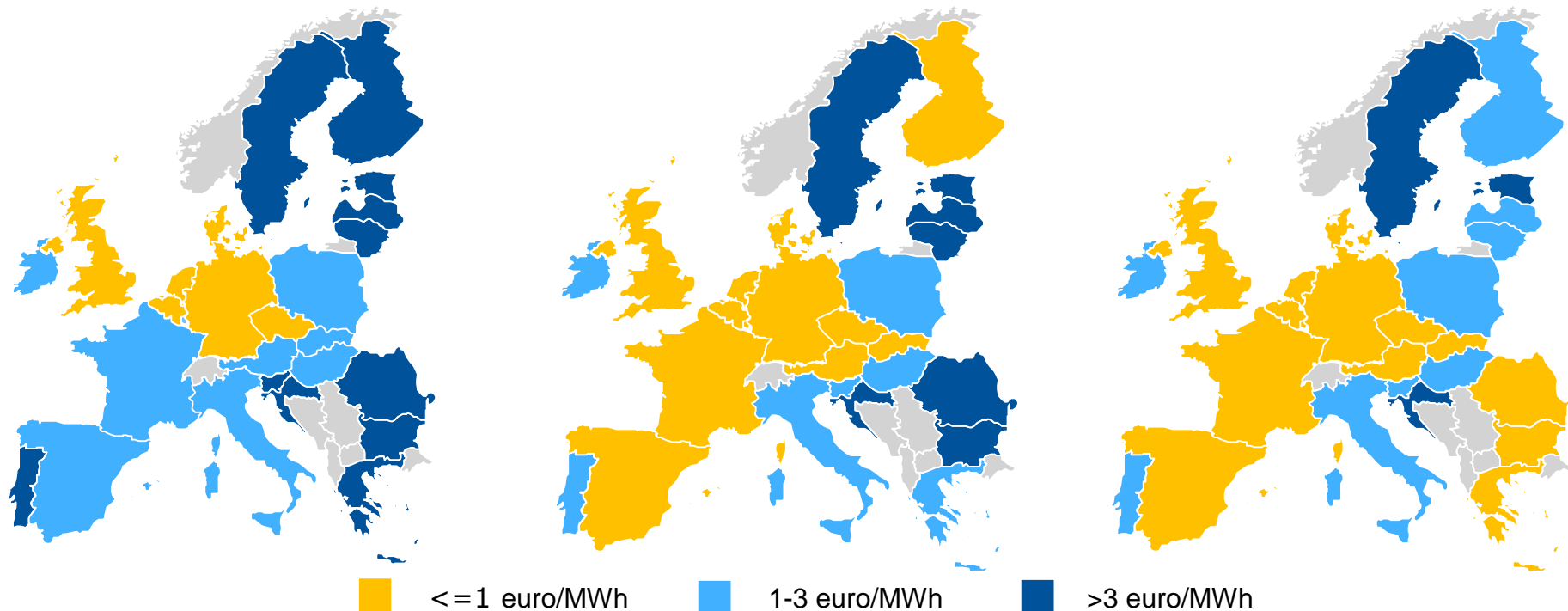
### Gas supply sourcing costs continue to decrease and converge

Calculated gas sourcing cost\* compared to TTF - estimates

2014: TTF = 23.7 € /MWh

2015: TTF = 21 € /MWh

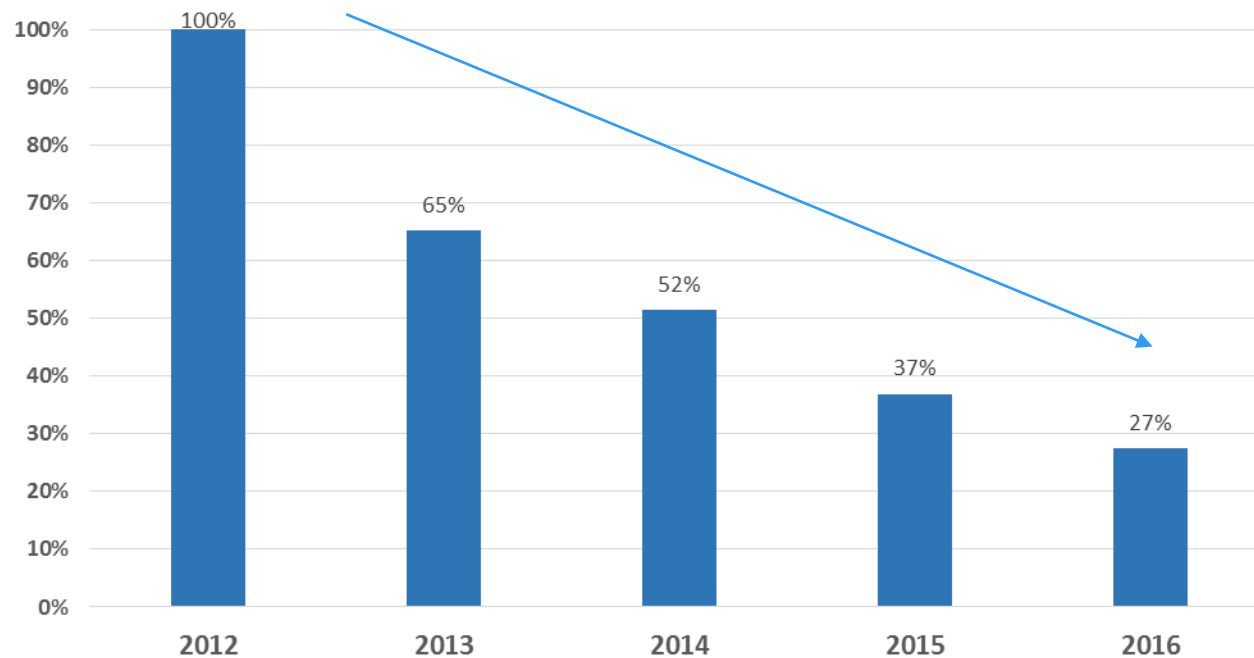
2016: TTF = 15.5 € /MWh



Note: Suppliers' sourcing costs assessment based on a weighted basket of border import and diverse hub product prices. For some countries sourcing of own production occurs at lower cost than the imports (e.g. HR, RO)

### Gross welfare losses have decreased substantially over the last five years

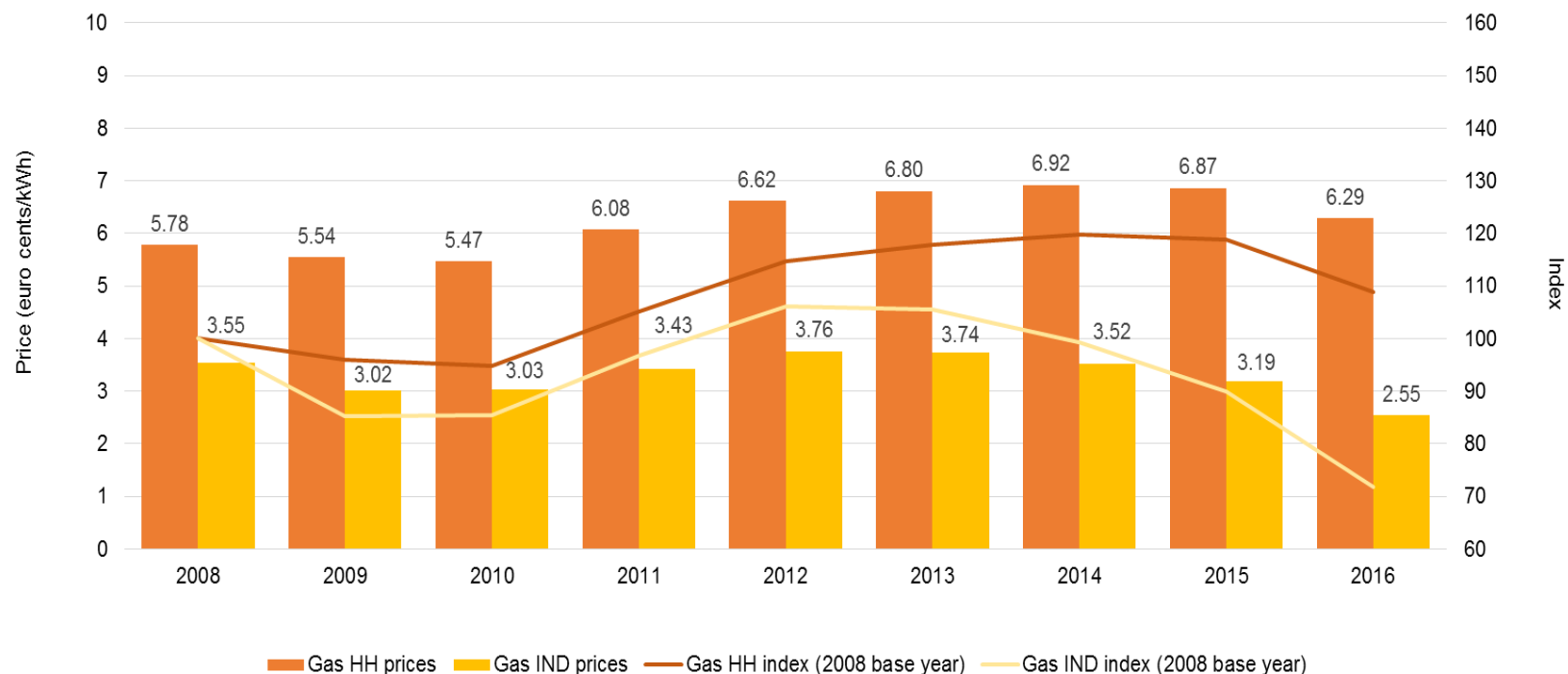
2012-2016 estimated gross welfare losses – index variation (%)



- Highest in those member states with weakest market dynamics
- Decrease in losses explained by:
  - Hub development & hub price convergence
  - Price indexation in long term contracts through hub instead of oil references
  - Market factors (oil price decline, demand drop)

### Gas prices are decreasing since a couple of years

**Weighted average final gas price breakdown of incumbents' standard offers for households in capital cities of the EU (% and euro cents/kWh) – 2012 - 2016**



**Figures vary widely by Member State**

## Gas

### Tasks in WP 2019

- Preparation of the Conditional Capacity report  
*Priority level – 1*
- Finalise outstanding tariff consultation reviews as required by Network Code on Tariff Structures  
*Priority level - 1*
- Recommendations to assist NRAs and market players in sharing good practices with regard to the implementation of the Network Codes and Guidelines, where necessary  
*Priority level – 1*
- Implementation Monitoring Report updates for the Network Code on Capacity Allocation Mechanisms and Balancing, with a focus on reported issues or outstanding tasks  
*Priority level – 1 or 2, depending on the contents*

## Gas

### Tasks in WP 2019 (cont.)

- Follow-up reporting and other obligations as set out in the Network Codes on Balancing, Capacity Allocation Mechanisms and Tariff structures - *Priority 1 for tariffs, 2 for the rest*
- Continuous work on data quality, testing of indicators designed to assess Network Codes and the effectiveness of codes to achieve a functioning internal market  
*Priority level – 1 or 2 depending on the work stream, data quality work - priority 1)*
- Review of the requests for amendments to the adopted Network Codes from interested persons and, where appropriate, based on these requests or on the Agency's own initiative, preparation of the amendment proposals for the European Commission, if appropriate amendment of the Transparency Annex - **Priority level - 2**

## Gas

### Tasks in WP 2019 (cont.)

- Adoption of the opinions and recommendations at the request of one or more NRAs, or the European Commission, pursuant to Regulation (EC) 713/2009 as well as any opinions and recommendations pursuant to the adopted Network Codes and Guidelines  
**Priority level – 2**
- Shortened ACER report on monitoring of Congestion at interconnection points due on 1 June 2019  
**Priority level - 3**
- Facilitation of the stakeholder involvement, as required, pursuant to the adopted Network Codes and Guidelines **Priority level – 3**



## Gas

### Tasks in WP 2019 (cont.)

#### Gas Regional Initiatives

- Involvement focusing on market integration projects and support for delayed implementations to improve compliance with the network codes, address regional market issues and NRA's capabilities to integrate their national markets into the internal market

*Priority level – 2*

- Annual Gas Regional Initiative Status Review Report, reviewing developments in the Gas Regional Initiative and providing guidance for future work

*Priority level - 3*

Regulation (EU) 347/2013 introduced a novelty in trans-European energy infrastructure selection: Projects are to be selected only if *they contribute to certain EU policy objectives*, and mainly based on a *Cost Benefit Analysis (CBA) assessment*

### CBA methodology

- Prepared by ENTSOs
- **Opinion of ACER**
- Opinion of EC and MSs
- Approved by EC

### Ten Year Network Development Plans (TYNDPs)

- Prepared by ENTSOs every 2 years
- **Opinion of ACER**

### PCI selection

- Every 2 years
- Based on the last TYNDPs
- Conducted by Regional Groups (EC-chair, MSs, NRAs, promoters)
- Assessment methodology is decided by the RGs
- **Opinion by ACER**

### PCI monitoring

- Annual reports by project promoters
- **A consolidated report is prepared by ACER**
- Submitted to the Regional Groups

### Cross-Border Cross- Allocation (CBCA)

- When sufficient maturity is achieved
- **A decision by ACER if involved NRAs cannot agree.**

**PCI selection**

**PCI implementation**

## Electricity tasks in AWP 2019

- Opinions on ENTSO-E's annual work programme 2020; annual report 2018, Opinions on potential updates to ENTSO-E's common network operation tools and common incidents classification scale  
*Priority level - 2*
- Opinion on the electricity national ten-year network development plans and (if appropriate) recommendations to amend it or amend the Union-wide network development plan  
*Priority level - 2*

### Electricity tasks in AWP 2019 (cont.)

- Opinion on ENTSO-E's recommendations relating to the coordination of technical cooperation between the Union and third-country transmission system operators  
*Priority level – 2*
- Annual monitoring report on the implementation and management of the inter-TSO compensation fund  
*Priority level – 3*
- Internal Monitoring Report on G-charge & Internal monitoring report on the use of congestion revenues  
*Priority level – 3*
- Opinions on ENTSO-E's annual Summer and Winter supply outlooks and on ENTSO-E's research and development plan  
*Priority level – 3*

### Gas tasks in AWP 2019

- Report on monitoring the implementation of the Union-wide TYNDP and the progress as regards the implementation of projects to create new interconnector capacity  
*Priority level – 1*
- Opinions on ENTSOG's annual work programme 2020 and ENTSOG's annual report 2018, Opinions on ENTSOG's annual Summer and Winter supply outlooks  
*Priority level – 2*
- Opinion on the gas national ten-year network development plans and (if appropriate) recommendations to amend it or amend the Union-wide network development plan  
*Priority level – 2*

### Gas tasks in AWP 2019 (cont.)

- Opinion on ENTSOG's common network operation tools including a common incidents classification scale  
*Priority level – 3*
- Opinion on ENTSOG's research and development plan  
*Priority level – 3*
- Opinion on ENTSOG's recommendations relating to the coordination of technical cooperation between Union and third-country transmission system operators  
*Priority level – 3*

### Tasks under the Regulation for measures to safeguard the security of gas supply and repealing Regulation (EU) No 994/2013:

Participation in the Gas Coordination Group and to the establishment of permanent bi-directional capacity at interconnection points

- Decisions covering the cross-border cost allocation in line with Article 5(7) of this Regulation, if the Commission decision pursuant to point 10 of this Annex requires bi-directional capacity

*Priority level – 1*

- Opinions on the elements of the coordinated decision taken by the competent authorities under Annex III, point 6, taking into account any possible objection

*Priority level – 2*

- Annual consolidated report on progress in the implementation of PCIs and (if appropriate) recommendations to facilitate the implementation and to overcome delays/difficulties in PCI implementation  
*Priority level – 1*
- Opinion(s) on ENTSO-E's and/or ENTSO-G's methodologies for cost-benefit analysis, if updated  
*Priority level -1*
- Opinions on the draft regional lists of proposed projects of common interest, in particular on the consistent application of the criteria and the cost-benefit analysis across regions  
*Priority level – 1*
- Recommendations to assist NRAs and market players in sharing good practices, where necessary  
*Priority level – 3*



## In 2019 the Agency may be called to perform the following activities on request:

- Decisions on investment requests including on cross-border cost allocation  
*Priority level – 1*
- Decisions on terms and conditions and operational security of cross-border interconnectors and on exemptions, when requested jointly by the concerned NRAs or when the concerned NRAs fail to take a decision  
*Priority level – 1*
- Decisions on terms and conditions or methodologies to be approved pursuant to the adopted electricity Network Codes and Guidelines in case NRAs are unable to reach an agreement  
*Priority level – 1*

## Activities on request (continued):

- Opinions on preliminary decisions by NRAs on TSO certification when requested by the Commission  
*Priority level – 2*
- Peer reviews, as submitted to the Agency based on Article 7(4) of the (EC) Regulation No 713/2009  
*Priority level – 2*
- Opinions on the application of Union energy legislation pursuant to Article 7(6) of Regulation (EC) No 713/2009  
*Priority level – 2*
- Opinions and recommendations upon request the European Parliament, the Council and the European Commission (or on the Agency's own initiative) in the areas of the Agency's competence  
*Priority level – 2*

### Integrity

Explicit prohibitions of abusive practices (market manipulation, attempted market manipulation and insider trading) in wholesale energy markets

### Transparency

Obligations for market participants to disclose inside information

### Monitoring

A new, sector-specific, comprehensive and effective monitoring framework for wholesale energy markets

### Cooperation

Close cooperation and coordination between ACER (EU-wide monitoring) and NRAs (national monitoring, investigation and enforcement)

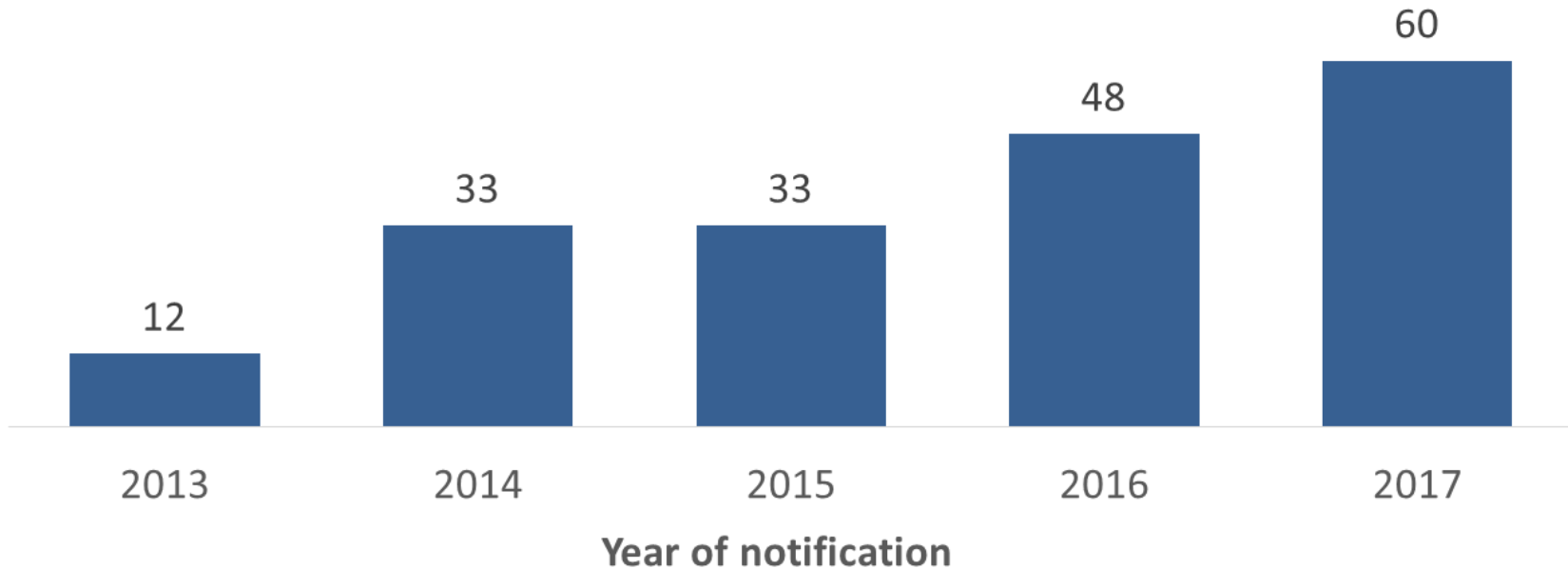
### **ACER's REMIT Information System (ARIS) - Key Figures (August 2017)**

- Data collection (ARIS tier 1&2), data sharing (ARIS tier 4) are very stable. The market surveillance solution SMARTS (ARIS tier 3) is work in progress. 2 NRAs (OFGEM and EI) have sublicensed SMARTS.
- 12,519 Market Participants registered so far in the European Register of Market Participants
- Number of Market Participants for which data has been reported: 11,684
- 116 approved RRM's (49 Third party RRM's, 54 TSO/LSO/SSO and 13 other MP's)
- Number of records of transactions, including orders to trade, reported
  - Around 1.5 million records of transactions, including orders to trade, per month in 2017
  - Progress on improving data quality

### **Remaining REMIT implementation activities (implementation depending on available budget)**

- Review of the XML schemas to further advance data quality in 2018, depending on available resources
- Collection of EMIR derivatives and emission allowances in 2018, depending on available resources
- Sample transaction data requests for market participants from ARIS in order verify completeness, accuracy and timeliness of data submission to the Agency: Depending on available budget, currently unlikely to be available before 2018
- Publication of aggregated REMIT information for transparency reasons: Depending on available budget, currently unlikely to be available before 2018
- Improvement of the market participant registration form: IT implementation postponed to 2018 for budgetary reasons

### Number of potential REMIT breach cases reported to/by the Agency

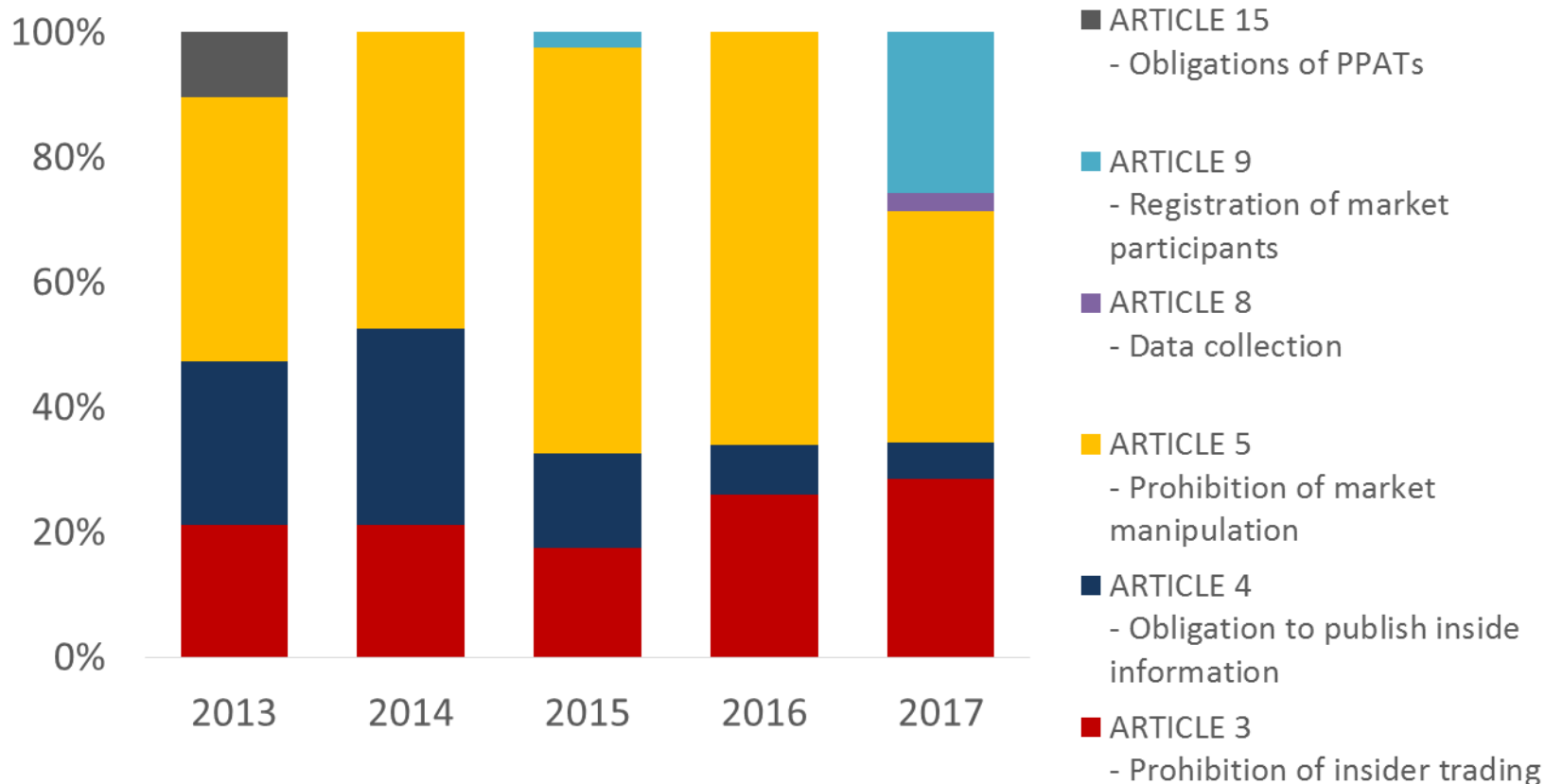


*Note: Includes all Notifications received/sent by the Agency in the course of the year.*

# Theme 3 – REMIT

## Conduct Status Progress

**% of Potential REMIT breaches per type of breach**

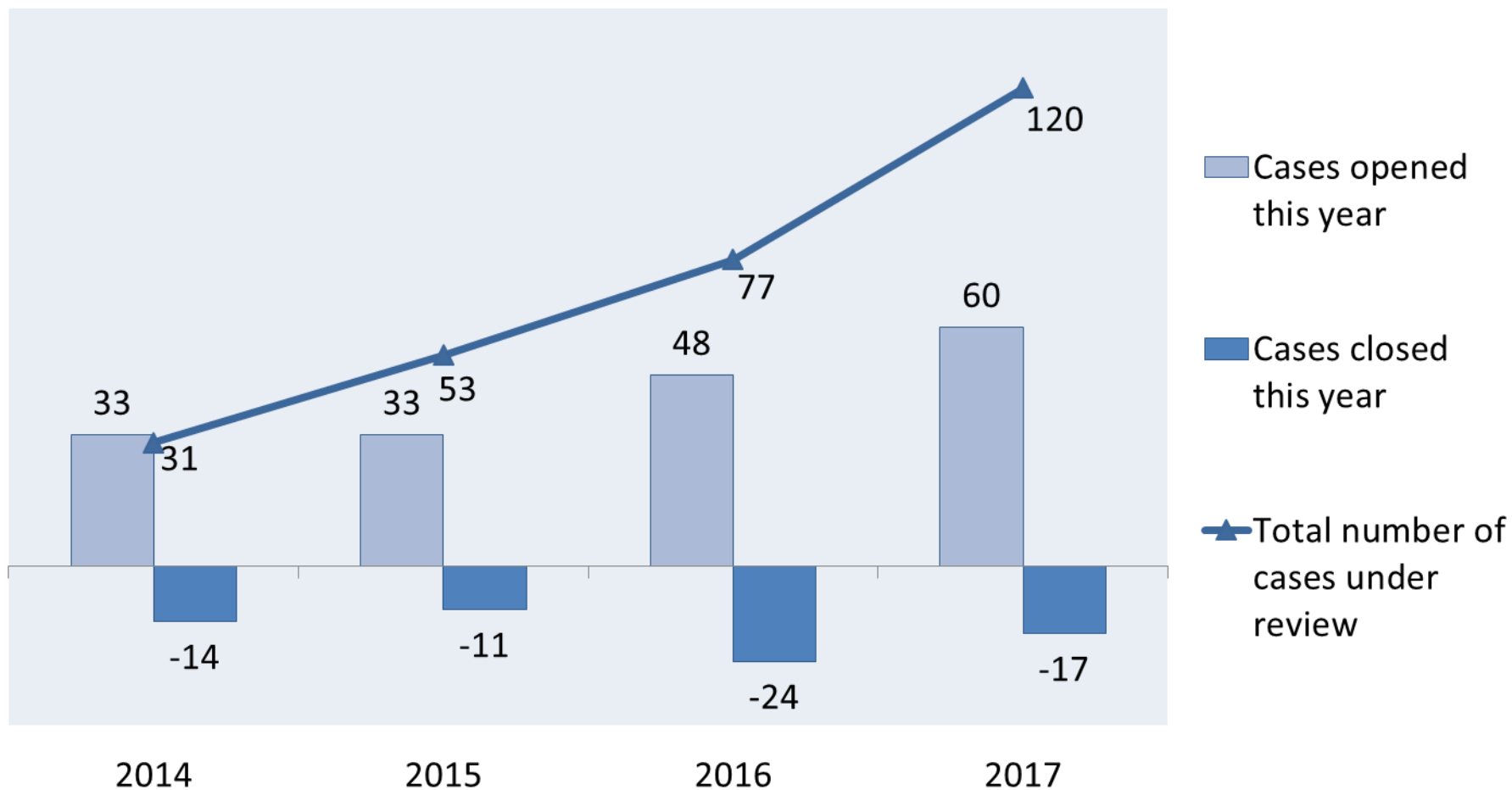


*Note: Some cases include the potential breach of several REMIT provisions.*

# Theme 3 – REMIT

## Conduct Status Progress

### Number of potential REMIT breach cases reported to/by the Agency





### Tasks in AWP 2019

- Operation and further development and enhancements of;
  - a) **the Centralised European Register of Energy Market Participants (CEREMP):**
    - Ongoing operations ensuring operational reliability and
    - Further development and enhancement of CEREMP due to the changes of the ACER registration form made in 2017/2018
  - b) **the Agency's REMIT Information System (ARIS)** for collection of trade, fundamental and other data, market monitoring and for data sharing with NRAs and other relevant authorities, in connection with the REMIT implementing acts:
    - Ongoing operations ensuring operational reliability and
    - Further development and enhancements of ARIS

*Priority level – 1*

### Tasks in AWP 2019 (cont.)

- Market monitoring of trading activity in wholesale energy markets to detect and prevent trading based on inside information and market manipulation according to Article 7 of REMIT  
*Priority level – 1*
- Review of the REMIT rulebook in the light of the experience with data collection during 2016, 2017 and 2018.  
*Priority level – 1*
- Coordination of NRAs and other relevant authorities to promote best practices for the implementation of REMIT and to ensure that NRAs carry out their tasks under REMIT in a coordinated and consistent way  
*Priority level – 1*

### Tasks in AWP 2019 (cont.)

- Cooperation with NRAs, ESMA, competent national financial market authorities and other authorities and with supervisory authorities, international organisations and the administrations of third countries with the aim of ensuring that a coordinated approach is taken to the enforcement of market abuse rules where actions relate to one or more wholesale energy products which are financial instruments  
*Priority level -2*
- Annual report on the Agency activities under REMIT  
*Priority level - 2*

## ***EU Council Conclusions – 22 May 2013***

***“the deployment of renewable energy sources will continue, while ensuring their cost reflectiveness [and] further market integration” ( §6.a)***

### **State of Play**

- Target Model for the Internal Electricity Market
- Target Model for the Internal Gas Market
- **Target Models as robust starting points for any evolution to handle the increasing penetration of RES-based electricity generation:**
  - » Greater flexibility in electricity and gas markets required
  - » Resource adequacy concerns in electricity generation

**“Bridge to 2025” activities implemented in the Work Programme only to a very limited extent due to resource constraints**

**Legally mandated tasks are a priority, Theme 4 tasks will depend also on the new powers given to ACER within the Winter Package**



**22 Nov**

Deadline for **Stakeholders to submit comments** on the **2019 Work Programme Outline**

**14 Dec**

The **Draft Work Programme** is presented to the **Agency's Administrative Board** for strategic discussion

**31 Jan**

The **2019 Programming Document** is submitted by the **Director** to the **European Commission**, after being endorsed by the **AB** in January

**1 Sep**

The **Board of Regulators (BoR)** approves the **2019 Work Programme (PD)**

**30 Sep**

The **Administrative Board**, after receiving the **EC's opinion**, **adopts the 2019 Work Programme (PD)** and transmits it to the **EP**, the **Council** and the **EC**

**ACER**

Agency for the Cooperation  
of Energy Regulators

**Thank you for your attention!**

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