



Inclusion of Projects in TYNDP – Legal Requirements

ENTSO-E Workshop with Stakeholders

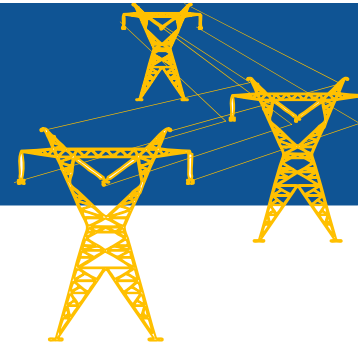
Inclusion of Projects in the TYNDP 2016

Andreea TANASA, Policy Officer

Internal Market I: Networks and Regional
initiatives

European Commission

DG Energy



Legal Requirements for TYNDP inclusion

- EC "*Guidelines on equal treatment and transparency criteria to be applied by ENTSO-E when developing its TYNDP*"
 - To ensure equal treatment of both ENTSO-E and non-ENTSO-E members, including storage projects promoters
 - Under the condition: project proves to bring benefits of pan-European significance
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- ➡ Non-discriminatory right for submission, but adapted to the legal status of the promoter
 - ➡ To ensure realistic proposals, very likely to materialize





Legal Requirements for TYNDP inclusion

Generally applicable requirements

- Financial capacity: assets of promoter or its shareholders \geq €1 million
- Operational capacity: technical expertise to implement the project (own resources or subcontracted)

Specific requirements

- Promoters operating in a regulated environment
 - Licensed/ENTSO-E area
 - Licensed/non-ENTSO-E area
 - Any other promoters scheduled to operate in a regulated environment
- Promoters operating in a non-regulated environment
- Promoters of storage projects



Legal requirements for promoters operating in a regulated environment

Transmission operating license within ENTSO-E area

➡ must satisfy at least one of the following conditions:

- PCI label;
- Included in previous TYNDP;
- Listed in National Development Plan (NRA approval);
- ENTSO-E joint exploratory pan-European studies;
- Support of concerned NRA

Transmission operating license outside ENTSO-E area

➡ must satisfy at least one of the following conditions:

- Common signed agreement with concerned TSO/s in ENTSO-E area
- Signed agreement between concerned Ministries or NRAs





Legal Requirements for any other promoters scheduled to operate in a regulated environment or promoters operating in a non-regulated environment

- Registered undertaking or subsidiary of registered undertaking
- Operating for at least 1 year
- Shareholder structure in line with unbundling rules
- Agreement of concerned Ministries or NRAs on potential benefit
 - ➡ must satisfy at least one of the following conditions:
 - Request for TSO pre-feasibility/feasibility study (6 months in advance)
 - Agreement on TSO pre-feasibility/feasibility study
 - TSO pre-feasibility/feasibility study carried out or approved by TSO
 - Signed agreement between concerned Ministries or NRAs
 - Exempted promoters
 - PCI label

Legal requirements for storage projects promoters

- Registered undertaking or subsidiary of registered undertaking
- Operating for at least 1 year
- ➡ must satisfy at least one of the following conditions:
 - Request for TSO pre-feasibility/feasibility study (6 months is advance)
 - Agreement on TSO pre-feasibility/feasibility study (6 months is advance)
 - Signed connection agreement with concerned TSO
 - PCI label

Thank you for your attention

