ACER
Agency for the Cooperation of Energy Regulators

ENTSO-E Public Transparency Workshop

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Overview

1. ACER‘s role
2. Opinion on the platform
3. Opinion on the manual of procedures
4. REMIT Implementation
5. Way forward: efficient process

1. ACER's Role

To provide an opinion on:

- ENTSO-E's proposal of the central information transparency platform and its operation
- ENTSO-E's draft manual of procedures and updates thereof

But not to review the platform or the manual on a regular basis

In addition: REMIT implementation

2. Platform (I)

A central information transparency platform shall be established and operated in an efficient and cost effective manner within the ENTSO for Electricity.

The ENTSO for Electricity shall submit a proposal concerning the operation of the central information transparency platform and the associated costs to ACER four months after the entry into force of the Regulation.

ACER shall provide its opinion within three months from the date of submission of the proposal.

2. Platform (II)

The Transparency Regulation does not expressly define the criteria on the basis of which ACER has to deliver its opinion.

However, the Transparency Regulation does lay down certain requirements for the central information transparency platform.

ACER will consider these requirements when preparing its opinion.

2. Platform (III)

Criteria	
• Efficient • Cost effective • Available to the public through the internet • Free of charge • At least in English	• all data required by the Regulation • Up to date data (updates: time-stamped, archived, available to the public) • Easily accessible data • Downloadable data • Data available for at least 5 years

3. Manual (I)

The ENTSO for Electricity shall develop a manual of procedures.

The ENTSO for Electricity shall submit a draft of its first manual to ACER within four months after the entry into force of the Regulation.

ACER shall provide its opinion within two months.

3. Manual (II)

The Transparency Regulation does not expressly define the criteria on the basis of which ACER has to deliver its opinion.

However, the Transparency Regulation does lay down certain requirements for the manual of procedures.

ACER will consider these requirements when preparing its opinion.

3. Manual (III)

Criteria

- Details and format of the submission of data
- Standardised ways and formats of data communication and exchange between primary owners of data, TSOs, data providers and ENTSO-E
- Technical and operational criteria to be fulfilled by data providers when providing data to the central information transparency platform
- Appropriate classification of production types
- Open and transparent consultation with stakeholders

4. REMIT IMPLEMENTATION (I)

Phase 1: Triggered by entry into force of REMIT

Phase 2: Triggered by entry into force of REMIT Implementing Acts

4. REMIT IMPLEMENTATION (II)

Document	Legal basis	Public Consult.	Issued
ACER Guidance on the application of REMIT definitions – 1st Edition	16(1)	n/a	20 Dec 2011
ACER Decision on the Format for the Registration of Market Participants	9(3)	Apr-May 2012	26 Jun 2012
Guidance on the application of REMIT definitions – 2nd Edition	16(1)	n/a	28 Sep 2012
Recommendations to the Commission on the REMIT implementing acts	**7(3)**	**Jun-Aug 2012**	**23 Oct 2012**

4. REMIT IMPLEMENTATION (III)

ACER's Recommendations to COM from 23/10/2012 concerning Fundamental Data Reporting:

- Inside Information (Art. 4(1) of REMIT) should be reported through service providers disclosing inside information on behalf of market participants

- Transparency Information (Regulation (EC) No 714/2009 and (EC) No 715/2009, including applicable guidelines and network codes) should be reported according to applicable standards through the existing sources or sources currently being developed for the publication or reporting of such information, e.g. through ENTSO-E.

ACER would welcome a development where both inside and transparency information is published at the same platform(s), e.g. disclosure of inside information at transparency platforms through UMMs.

The reporting obligations are still to be defined by the Commission in the REMIT implementing acts according to Article 8(6) of REMIT.

5. Way Forward: Efficient Process

- ACER considers a strong engagement with stakeholders crucial to ensure an effective implementation of both the transparency regulation and REMIT
- Close coordination between ENTSO-E and ACER (monthly and, if necessary, ad hoc discussions) on both issues, e.g.,
  - An ENTSO-E representative is participating in ACER's REMIT IT Expert Group to ensure a coordinated IT implementation.
  - An ACER representative will participate in ENTSO-E's Expert Group

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Thank you for your attention!

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