

Capacity Allocation Mechanisms (CAM) Network Code Stakeholder Support Process

Introduction

This document explains the purpose of the Stakeholder Support Process for the CAM NC and the engagement that ENTSOG encourages stakeholders to provide.

A response form is provided at the end of the document. Responses should be sent to info@entsog.eu by 13 February 2012.

Purpose of the Stakeholder Support Process

The Stakeholder Support Process (SSP) gives stakeholders the opportunity to indicate whether they support the CAM NC¹.

As set out in ENTSOG's Project Plan for the CAM NC, published in March 2011, the SSP is designed to inform ENTSOG's decision making process and whether to recommend the network code for implementation.

ENTSOG also hopes that the SSP will help to continue the valuable dialogue with market participants regarding the overall network code development process. Respondents are encouraged to express their views regarding the process and ENTSOG will use these views to learn lessons regarding project planning.

In addition, ENTSOG believes that if the CAM NC is widely supported by stakeholders, this may be a useful consideration for ACER and the Commission when considering whether to use the Framework Guideline/Network Code process to develop European rules, as it would demonstrate that all parties are provided with a level playing field of involvement.

ENTSOG has developed the NC through a process of continuous consultation with stakeholders. It considers that the resulting document is (as far as possible while remaining in line with the CAM framework guideline) robust and workable. One of the key aims during the decision making process was consistency with the views of the majority of market players and ENTSOG is convinced that the final NC describes a well-balanced result concerning the positions submitted by the users during the code development.

ENTSOG has put substantial effort into considering the views of market players who did not support the majority option and has sought to mitigate the difficulties that they identified. ENTSOG

¹ ENTSOG is carrying out the Stakeholder Support process in line with article 28 (6) of its Rules of Procedure, available at http://www.gie.eu.com/adminmod/show.asp?wat=ENTSOG_Rules_of_Procedure_February_16th_2011.pdf

understands that some stakeholders would have preferred a somewhat different option for certain details from that eventually included in the NC. In this respect, the SSP aims to identify whether the code rules are sufficiently reflecting the position of the majority of users.

The response form at the end of this document asks stakeholders to consider whether, having regard to the NC development process that has been carried out, the final NC can be broadly supported. Users are invited to state whether the rules set out in the NC, implemented in a harmonised way across the EU, are considered to represent positive progress in facilitating the creation of the internal gas market. Given the short timescales available and the fixed deadline for submission of the NC to ACER, it will not be possible to include an additional round of discussion on the code concepts before the delivery of the NC.

Outstanding issue: Timing of day-ahead auctions

The draft CAM NC contained a proposal for a morning auction of day-ahead capacity, which was not challenged by stakeholders. The EC has recently requested that ENTSOG change the timing of day-ahead auctions so that the CAM NC is better workable with the draft guidelines on Congestion Management Procedures, which is subject to a comitology procedure.

In light of the EC's request, ENTSOG has changed the CAM NC to allow for a day-ahead auction running from 16.30-18.00 local time in central Europe, taking account of the usual timing of nomination procedures.

In the response form below, stakeholders are asked to indicate if they can support this change to the NC.

Engagement requested

ENTSOG strongly encourages stakeholders to respond to this consultation, in order to ensure the widest possible representation from the market.

The response form at the end of this document includes a table, allowing stakeholders to indicate whether they support particular themed sections of the NC. These sections are:

- Sections 1-2: Rationale and Application
- Section 3: Principles of Co-operation
- Section 4: Allocation of firm capacity
- Section 5: Cross-border capacity
- Section 6: Interruptible capacity
- Section 7: Tariffs
- Section 8: Booking platforms
- Sections 9-11: Legal provisions (provisions beyond minimum requirements; adaptation, implementation and interim period; entry into force)

There is space available for respondents to provide brief reasoning for their responses.

I would like to use this opportunity to thank all market players that have been actively involved in the development of the CAM Network Code. We hope that the work carried out and the results reached are considered as a helpful contribution to the creation of the internal gas market.

Yours sincerely,

A handwritten signature in purple ink, appearing to read 'S. Kamphues'.

Stephan Kamphues
ENTSOG President



Annex: Consultation response sheet

Responses to CAM Network Code – stakeholder support process

Consultation Response Sheet

Please complete the fields below and send via email using the subject title, “Response to the CAM NC consultation” to info@entsog.eu by 13 February 2012.

Name

First and Last Name:

Organisation

Company/Organisation Name:

Job Title:

Contact details

Email:

Tel:

Mobile:

Address

Street:

Postal Code:

City:

Country:

Countries in which your organisation operates:

How would you describe your organisation?

<input type="checkbox"/>	Association	<input type="text" value="(please specify type)"/>
<input type="checkbox"/>	End user	
<input type="checkbox"/>	Network user	
<input type="checkbox"/>	Trader	
<input type="checkbox"/>	Other	<input type="text" value="(please specify)"/>

Question 1: Do you consider that the network code development process carried out by ENTSOG was appropriate, given the boundaries of the framework guideline? In particular, was the level of stakeholder engagement appropriate? If there is room for improvement, please inform us about possible suggestions for improvement.

Yes	No
Comments:	

Question 2: Following the EC request to shift the day-ahead auction to the afternoon D-1, please indicate whether a day-ahead auction held from 16.30-18.00 local time in central Europe can be supported (see section 4.7 of the CAM NC).

Yes	No
If no, please give brief reasons and state how to consider this issue:	

Question 3: Please complete the table below, indicating whether you support the relevant sections of the CAM NC, having regard to the process carried out and ENTSOG’s aim to reflect the views of the majority of users during the development process.

Section	1-2: Rationale and Application	3: Principles of co-operation	4: Allocation of firm capacity ²	5: Cross-border capacity
Support				
Do not support				

Section	6: Interruptible capacity	7: Tariffs	8: Booking platforms	9-11: Legal provisions
Support				
Do not support				

Please provide brief reasoning for your responses, if you wish

² Please consider article 4 except the day-ahead suggestion which is tackled already above.