**Response to** **ACER Consultation Document – “Draft Framework Guidelines on Interoperability and Data Exchange Rules for European Gas Transmission Networks”**

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Note: In case of multiple answer question the answer we intend is highlighted in yellow.

**1. Scope and application, implementation (Chapter 1 of the Framework Guidelines) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

1.1 Do you consider that the FG on interoperability and data exchange rules should harmonise these rules at EU level, as follows:

a) At interconnection points only?

b) Including interconnection points and where appropriate points connecting TSOs‘ systems to the ones of DSOs, SSOs and LSOs (to the extent cross-border trade is involded or market integration is at stake)?

c) Other option? Please explain in detail and reason.

d) i don’t know.

*According to the existing framework guidelines, harmonisation should be limited to interconnection points between entry-exit adjacent systems.*

1.2 Do you consider that for any of the above options the level of harmonisation shall be (Section 1.b of the FG):

a) Full harmonisation: the same measure applies across the EU borders, defined in the network code?

b) Harmonisation with built-in contingency: same principles/criteria are set with a possibility to deviate under justified circumstances?

c) No additional harmonisation, meaning rules are set at antional level. If they deemd necessary by the national authorities, which may include either NRAs ot the government?

*In general terms, Enel believes that rules should be harmonised according to option b). In our opinion Framework Guideline should leave national transmission system operators (TSO) some “degree of freedom” for adapting Network Code rules to national specific features.*

1.3 Shall any of the issues raised in the FG (Interconnection Agreement, Harmonisation of units, Gas Quality, Odorisation, Data exchange, Capacity calculation) get a different scope from the general scope ad proposed in section 1.b of tthe FG (and as addressed in the previous question)? Please answer by filling in the following table, ticking the box corresponding the relevant foreseen scope.

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
|  | Ias | Units | Gas Quality | Odorisation | Data exchange | Capacity calculation |
| Full harmonization |  |  |  |  |  |  |
| Partial harmonisation |  |  |  |  |  |  |
| Business as usual |  |  |  |  |  |  |

1.4 What additional measures could you envisage to improve the implementation of the network code? Please reason your answer.

**2. Interconnection Agreements \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

2.1 Do you think that a common template and a standard Interconnection Agreement will efficiently solve the interoperability problems regarding Interconnection Agreements and/or improve their development and implementation?

a) Yes

b) No

c) I don’t know

d) Would you propose additional measures ad to those proposed? Please reason your answer.

e) Would you propose different measures ad to those proposed? Please reason your answer.

2.2 Do you think that a dispute settlement procedure as laid down in the text will efficintly contribute to solving the interoperability problems of network users regarding Interconnection Agreements and their content?

a) Yes

b) No

c) I don’t know

d) Would you propose additional measures ad to those proposed? Please reason your answer.

e) Would you propose different measures ad to those proposed? Please reason your answer.

2.3 Do you think a stronger NRA involvement in the approval of the Interconnection Agreements coulb be beneficial? Please explain in detail and reason.

a) Yes

b) No

c) I don’t know

**3. Harmonisation of Units \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

3.1 Do you think that there is a need for harmonisation of units?

a) Yes

b) No, conversion is sufficient in all cases

c) I don’t know

d) Would you propose additional measures ad to those proposed? Please reason your answer.

e) Would you propose different measures ad to those proposed? Please reason your answer.

3.2 What is the value added of harmonisation units for energy, pressure, volume and gross calorific value?

a) Easier technical communication among TSOs.

b) Easier commercial communication between TSOs and network users.

c) Both.

d) No value added.

e) I don’t know.

f) Other views. Please reason your answer.

3.3 Shall harmonisation be extended to other units? Please reason your answer.

**4. Gas Quality \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

4.1 Please provide your assessment on the present proposal; in particular assess the provisions on ENTSOG gas quality monitoring, dispute settlement and TSO cooperation. Would these measures address sufficiently the issues that are at stake? Please reason your answer.

*Enel agrees with ACER proposal with specific reference to the principles of improved transparency and to the commitment of the TSOs to handle gas quality differences at each side of a given interconnection point.*

*The cost-benefit analysis shall be the basis of any decisional process and it shall be conducted taken into consideration that TSOs have to maintain the agreed level of service and no impact should result for the relevant Network Users. It is our belief in fact that the resolution of technical issue at any given interconnection point should not be in conflict with the existing contractual rights/obligations and should not cause the Network Users to renegotiate any contractual provision with a cost increase risk.*

4.2 Do you consider that a technically viable solution to gas quality issues that is financially reasonble will most likely result from:

a) Bilateral solution between concerned stakeholders.

*b) Solutions to be developed cross-border by TSOs, to be approved by NRAs and cost-sharing mechanism to be established. In this framework, Enel believes that Stakeholders should be consulted before rules are passed by national NRAs.*

c) The establishment of a general measure in the Framework Guidelines, setting a comprensive list of techinical solutions to select from.

d) I don’t know.

e) Other option. Please reason your answer.

**5. Odorisation \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

5.1 Please provide your assessment on the present proposal. Would the measures proposed address sufficiently the issues that are at stake? Please reason your answer.

*Enel agrees with ACER proposal of allowing physical cross-border trade of non-odorised gas. In fact, even if odorisation represents now a regional issue, we believe that it could have in future trans-regional effects. As stated above, Enel believes that also in this respect standardised procedures should be implemented.*

**6. Data exchange \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

6.1 Please provide your assessment on the present proposal. Would the measures proposed address sufficiently the issues that are at stake? Please reason your answer.

*We believe that data content should be taken into account in the Framework Guidelines.*

6.2 Regarding the content of this chapter?

a) Data exchange shall be limited to the communication format.

b) Data exchange shall define both format and content, at least regarding the following points.\_\_\_\_\_\_\_\_\_\_. Please reason your answer.

c) I don’t know

d) Other opinion. Please reason your answer.

6.3 ENTSOG may support the exchange of data with a handbook of voluntary rules. Please share your views about such a solution.

*We recommend that the handbook promotes the use of few (single) protocols.*

**7. Capacity calculation – The Agency view is that discrepancy between the maximum capacities on either side of an interconnection point, as well as any unused potential to maximise capacity offered may cause barriers to trade. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

7.1 Please provide your assessment on the present proposal. Would the measures proposed address sufficiently the issues that are at stake?

*Enel agrees with ACER proposal.*

7.2 Would you propose additional measures as to those proposed? Please reason your answer.

*No.*

7.3 Would you propose different measures as to those proposed? Please reason your answer.

*No.*

**8. Cross-border cooperation \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

8.1 Please provide your assessment on the present proposal.

*Enel agrees with ACER proposal.*

8.2 Do you have any other suggestions concerning cross-border cooperation? Please reason your answer.

*No.*

**9. Please share below any further comments concerning the Framework Guidelines on Interoperability and Data Exchange Rules. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*Enel believes that ACER has correctly identified the key interoperability issues. As a general remark, we believe it is extremely important that both rules and timeline are implemented following transparent procedures as well as involving stakeholders.*