

Ljubljana, 5 June 2018

Notice on the Agency's competence to adopt a decision concerning the capacity booking platform to be used at the 'Mallnow' physical interconnection point and at the 'GCP' virtual interconnection point on the German-Polish border

Subject: The Agency's proceeding 2-2018 – Decision of the Agency for the Cooperation of Energy Regulators according to Article 37(3) of Commission Regulation (EU) 2017/459.

On 19 April 2018, the Agency for the Cooperation of Energy Regulators ("the Agency") was called upon by the German and Polish national regulatory authorities¹ ("NRAs") to adopt a decision, in accordance with Article 8(1) of Regulation (EC) No. 713/2009, on the booking platform to be used at the 'Mallnow' physical interconnection point and at the 'GCP' virtual interconnection point.

The Agency's competence to decide on the booking platform to be used is established in Article 37(3) of Commission Regulation (EU) 2017/459, according to which the Agency shall adopt a decision if no agreement has been reached by the respective transmission system operators ('TSOs') or by the NRAs. The Agency shall provide its decision within a period of six months from the date of referral according to Article 8(3) of Regulation (EC) No 713/2009. The decision is expected by 19 October 2018.

The Agency is planning to hold a public consultation for all interested stakeholders and an open workshop, both during the month of June. Any question concerning this proceeding may be addressed to bookingplatform@acer.europa.eu.

Alberto Pototschnig
Director

¹ Respectively, Bundesnetzagentur (Germany) and Urząd Regulacji Energetyki (Poland)