

German Association of Energy and Water Industries (BDEW)
Reinhardtstraße 32 · 10117 Berlin · Germany

ACER Agency for the Cooperation of
Energy Regulators
Trg republike 3
1000 LJUBLJANA, Slovenia

1. August 2014

Energy Trading

phone

fax

www.bdew.de

**German Association of Energy
and Water Industries (BDEW)**

Reinhardtstraße 32

10117 Berlin · Germany

BDEW comments on Manual of Procedures on Fundamental Data Reporting (PC_2014_R_04)

Dear Sir or Madam,

BDEW welcomes the opportunity to send a few comments on the 'Draft Manual of Procedures on Fundamental Data Reporting', which we believe is an important document to help market participants understand the requirements for their REMIT reporting implementation.

BDEW will not comment on the data fields (Annex 1) and the electronic formats (Annex 2), but we would like to take the opportunity to make some general remarks on the manual as well as on the consultation paper.

Regarding the manual:

Chapter 3: WHO NEEDS TO REPORT FUNDAMENTAL DATA AND WHAT IS REPORTABLE?

According to Article 8 (5) of REMIT "*Market participants shall provide the Agency ... with information*" Therefore, storage system operators (SSO) are required to report data only when they are market participants. This is not always necessarily the case for SSOs. Because, as specified by the Implementing Acts Article 9(7) and (9) either the SSO itself or the SSO on behalf of the market participant must report fundamental data, this would result in SSOs being required to become a RRM.

BDEW regards this requirement for SSOs to become a RRM an unnecessary burden and a creating a compulsory obligation for data reporting

VAT Reg. No.: DE 814902527

Charlottenburg local court

Associations' Registry 26587 B

BDEW Representation to the EU

Avenue de Cortenbergh 52

B-1000 Brussels

Belgium

Banking details

Berliner Volksbank

IBAN: DE80 1009 0000 8848 0410 00

BIC: BEVODEBB

through the SSO, especially if the SSO is not a market participant. Hence, BDEW would propose to create the possibility to allow SSOs, regardless of being a market participant or not, to report fundamental data through third party reporting service providers.

Chapter 4: HOW TO SEND FUNDAMENTAL DATA TO THE AGENCY

BDEW would like to suggest that binding technical and organisational requirements for the submission of fundamental data developed jointly by ACER and market participants should be in place as soon as the Implementing Acts become effective in order to avoid delays in their implementation.

Chapter 5: FUNDAMENTAL DATA FIELD REPORT GUIDELINES, PER DATA TYPE

From BDEW's perspective the fundamental reporting should be sufficient and BDEW does not see any useful additional reporting obligations at national or European level, which might be conducted in the context of fundamental data reporting.

5.4. Gas nominations

The fundamental data reporting as described under 5.3. refers to all *relevant* points defined in Regulation (EC) No 715/2009, whereas the paragraph in question requires TSOs to report nomination for all *bookable* points. This mismatch should be avoided by restricting reporting of nominations to the same scope, i.e. relevant points.

Regarding the consultation paper:

BDEW agrees with ACER's proposal to rely as much as possible on existing industry standards and data formats for the collection of fundamental data under REMIT. It is positive, that the Agency is planning an evaluation of future changes of standards and data formats introduced by the industry between the Agency and relevant industry organisations before applying them for the purpose of REMIT reporting.

Regarding efficient market monitoring, BDEW is of the opinion that all reporting obligations under Article 8(5) of REMIT are met with proposed data

reporting in the manual. There should be no additional data reporting obligations for market participants towards ACER under REMIT.

Kind Regards

