

---

**Regional Specific Annex for CCR SEE to the Harmonised Allocation Rules  
for long-term transmission rights in accordance with Article 51 of  
Commission Regulation (EU) 2016/1719 of 26 September 2016  
establishing a Guideline on Forward Capacity Allocation**

---

All TSOs of the SEE CCR (South-East Europe Capacity Calculation Region) taking into account the following,

#### Whereas

- (1) This document is the common proposal developed by the Transmission System Operators of the CCR SEE (hereafter referred to as “**TSOs**”) as defined in the decision No 06/2016 of the Agency for the Cooperation of Energy Regulators of 17 November 2016 pursuant to Article 15(1) of the Commission Regulation (EU) 2015/1222.
- (2) This common proposal sets out specific requirements applicable to the CCR at regional and bidding zones border level pursuant to Article 52(3) of Commission Regulation (EU) 2016/1719 establishing a guideline on Forward Capacity Allocation (hereafter referred to as the “**FCA Regulation**”).
- (3) This document constitutes an Annex to the proposal of the harmonised allocation rules for long-term transmission rights on EU level (hereafter referred to as “**HAR**”) in accordance with Article 51 of the FCA Regulation.
- (4) This proposal includes the following titles:
  - a. The first title covers general provisions of the proposal;
  - b. The second title addresses the applicability of a cap on compensations for curtailments in accordance with Article 59 of the HAR;
  - c. The third title details further regional or bidding zone border specificities applicable to the CCR SEE in accordance with Article 52(3) of the FCA Regulation.
- (5) In accordance with Article 6 of the FCA Regulation, proposals at regional level should be submitted to consultation at least at regional level. Accordingly, the provisions in relation to the applicability of the cap were consulted together with the main body of the HAR proposal (as part of the former Annex 1 of that proposal) for a period of not less than a month (namely 16 January until 17 February 2017). The other regional or bidding zone border specific rules of this proposal as contained in the third Title, were also consulted upon during the public consultation on the former border/ regional specific Annexes to the HAR proposal.
- (6) This proposal replaces the former border or regional specific Annexes to the HAR proposal and the information on the applicability of the cap as contained in the former Annex 1 to the HAR proposal.
- (7) This proposal is submitted for the approval of all National Regulatory Authorities (hereafter referred to as the “**NRAs**”) of the CCR SEE.
- (8) TSOs understand that for the purposes of the approval or the future amendment of bidding zone border specific requirements of this proposal, only the NRAs of the respective bidding zone borders will have to state their explicit approval. Non-concerned NRA(s) of the CCR will be duly informed.

SUBMIT THE FOLLOWING PROPOSAL TO ALL REGULATORY AUTHORITIES OF THE CCR SEE:

## **TITLE 1**

### **General provisions**

#### **Article 1**

#### **Subject matter and scope**

1. In accordance with Article 4 of the HAR, regional or border specificities may be introduced for one or more Bidding Zone borders. Rules described in this regional specific annex apply to the borders of the CCR SEE.
2. This annex enters into force as of the date of entry into force of the HAR in accordance with the applicable national regulatory regime. This annex may be reviewed based on request of the relevant National Regulatory Authorities. In case this annex needs to be amended based on a decision of the National Regulatory Authorities, Article 68 of the HAR shall apply.
3. If there is an inconsistency between any of the provisions in the main body of the HAR and this annex, the provisions in this annex shall prevail. The capitalised terms used in this annex are defined in the HAR to which this annex is attached.
4. This annex is applied by the following TSOs from the CCR SEE: Transelectrica, ESO EAD and ADMIE/IPTO.

#### **Article 2**

#### **Definitions and interpretation**

1. For the purpose of this annex to the HAR the terms used shall have the meaning of the definitions included in Article 2 of the HAR and Article 2 of the FCA Regulation and Regulation (EC) No 714/2009 and Regulation (EC) No 543/2013.
2. In this proposal unless the context requires otherwise:
  - a) the singular indicates the plural and vice versa;
  - b) the headings are inserted for convenience only and do not affect the interpretation of the proposal; and
  - c) any reference to legislation, regulations, directives, orders, instruments, codes or any other enactment shall include any modification, extension or re-enactment of it when in force.

#### **Article 3**

#### **Language**

The reference language for this proposal for regional specific annex to the HAR shall be English. For the avoidance of doubt, where TSOs needs to translate this proposal into national language(s), in the event of inconsistencies between the English version published by TSOs in CCR SEE in accordance with Article 4(13) of the FCA Regulation and any version in another language the relevant TSOs shall, in accordance with national legislation, provide the relevant national regulatory authority with an updated translation of the proposal for regional specific annex to the HAR.

## **TITLE 2**

### **Cap on compensation**

#### **Article 4**

#### **Bidding zones borders where cap is applicable**

For the purposes of this proposal and the HAR, a cap on compensation shall only apply to the bidding zones borders listed in the present Title.

#### **Article 5**

#### **Romania-Bulgaria border (RO-BG)**

A cap on compensation shall be applicable to the Romania-Bulgaria border in accordance with Article 52(2) of the HAR.

#### **Article 6**

#### **Bulgaria-Greece border (BG-GR)**

A cap on compensation shall be applicable to the Bulgaria-Greece border in accordance with Article 52(2) of the HAR.

## **TITLE 3**

### **Further regional or bidding zone border specific requirements**

#### **Article 7**

#### **Types of Long Term Transmission Rights applied in CCR SEE**

Types of Long Term Transmission Rights applied in CCR SEE are mentioned in the following document: *“Long Term Transmission Rights design for SEE (South East Europe) CCR in accordance with Article 31 of the Commission Regulation (EU) 2016/1719 of 26 September 2016 establishing a Guideline on Forward Capacity Allocation”*

#### **Article 8**

#### **Implementation timescale of HAR in CCR SEE**

This Article 8 replaces Article 5 of the Allocation Rules.

1. These Allocation Rules shall enter into force in accordance with the applicable national regulatory regimes and on the date announced by the Allocation Platform specifically for the borders Romania – Bulgaria and Bulgaria – Greece.
2. These Allocation Rules apply to Capacity Allocation for Long Term Transmission Rights with the delivery period from 1<sup>st</sup> of January 2019, or earlier in accordance with paragraph 1, onwards.
3. Unless expressly stated otherwise by the regional or border specific annex(es) or otherwise required by the applicable governing law, these Allocation Rules shall govern all rights and obligations in

connection with Long Term Transmission Rights acquired before the entry into force of these Allocation Rules but with the delivery date referred to paragraph 2 of this Article.

## **Article 9**

### **Border specificities for the border Bulgaria – Greece**

#### **1. Temporary arrangement for curtailment deadline on Bulgaria-Greece Bidding Zone Border until Single Day-Ahead Coupling implementation on the Bidding Zone Border**

1. According to art. 56 Long Term Transmission Rights irrespectively of the Product Period may be curtailed:
  - Before the Day Ahead Firmness Deadline in the event of Force Majeure, or to ensure operation remains within Operational Security Limits;
  - After the Day Ahead Firmness Deadline in the case of Force Majeure or emergency situation in accordance with Article 72 of Commission Regulation (EU) 2015/1222.
2. Until Single Day-Ahead Coupling will be implemented on Bulgaria - Greece border, the above deadline is set at the deadline for final submission of nominations of Long Term Physical Transmission Rights with the concerned TSOs.