

COMMISSION'S INSTRUCTION

EU Regulation 984/2013 of 14th Oct 2013 requires all EU Member States to implement Capacity Allocation Mechanisms (CAM) in Gas Transmission Systems by 1 Nov 2015. EU Regulation 312/2014 deals with Gas Balancing of Transmission Networks (BAL) and is to be implemented by Oct 1st 2015. Gaslink have developed Business Rules to implement the requirements of the CAM (under Code Modification A062) and the BAL (under Code Modification A063) regulations and the CER has previously approved these business rules to proceed to legal drafting.

To effect the requirements of the EU Network Codes, the Gas industry will have to follow new capacity booking and nominations procedures post Oct 1st 2015. To assist with such a transition Gaslink developed a Code Modification (A066 Transition Arrangements) to deal with the key issues that could arise in the changeover from existing processes to those required by the EU Network Codes, and consulted the Irish Gas industry on the business rules. The CER has reviewed the latest version of the business rules and is of the view that these provisions should assist the Gas industry with the transition to new business processes and requirements.

The CER is now directing Gaslink to develop legal drafting changes to the Code of Operations in line with the Business Rules for Transitional Arrangements version 2.0 as submitted to the CER on 28th May 2015. This version is based on the Version of the Business Rules as discussed with Industry at the Code Modification Forum with some minor clarification changes and some additional reporting requirements placed on Gaslink. In addition the CER has made the decision not to allow the transition proposal that would have allowed shippers to request an extension of unbundled capacity beyond its natural expiry date (if that falls in the period between 1st Oct 2015 and 1st Oct 2016) as it was considered this would have contravened Article 20 (5) of EU Reg 984/2013 (CAM). The CER considers that the other provisions outlined in the Business Rules regarding aligning capacity allow sufficient opportunity to industry participants to enable efficient transition.

Signed:



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