



REPUBLIKA E SHQIPËRIË

ENERGY REGULATORY AUTHORITY

BOARD

DECISION

No. 108, Dated 22.04.2021

ON APPROVING “THE COMMON SETTLEMENT RULES FOR EXCHANGES OF ENERGY IN ACCORDANCE WITH THE ARTICLES 50(3) AND 51(1), OF COMMISSION REGULATION (EU) 2017/2195”

Based on articles 16, 20 and 55, point 3 of Law no.43/2015 “*On Power Sector*”, as amended and also articles 15 and 26 of the “*Rules on ERE Organization, Operation and Procedures*” approved with ERE Board Decision no. 96 dated 17.06.2016, ERE Board on their meeting dated 22.04.2021, after reviewing the report Protocol no. 56/5, dated 20.04.2021 prepared by the Technical Directorates, « On approving “the Common settlement rules for exchanges of energy in accordance with the articles 50(3) and 51(1), of Commission Regulation (EU) 2017/2195” »,

Observed that:

- ERE Board with decision no. 77, dated 19.03.2021 decided to open the procedure to review the request of Transmission System Operator (TSO Company) on approving the “the Common settlement rules for exchanges of energy in accordance with the articles 50(3) and 51(1), of Commission Regulation (EU) 2017/2195”
- Following this decision, ERE with official letter Protocol no. 494, dated 31.03.2021, submitted the above mentioned decision to the Ministry of Infrastructure and Energy (MIE) and TSO Company.
- The additional documentation of the “Common settlement rules for exchanges of energy in accordance with the articles 50(3) and 51(1), of Commission Regulation (EU) 2017/2195”, was published on ERE official website (www.ere.gov.al), on 1 March 2021, in the section entitled "Consultations", so that each interested party can consult and express their position regarding the content of this act in relation to the proposal of TSO Company, within the terms provided in Law no. 146/2014 “On notification and public consultation.”

- Regarding the “Common settlement rules for exchanges of energy in accordance with the articles 50(3) and 51(1), of Commission Regulation (EU) 2017/2195” no comments or opinions were submitted.
- The Common settlement rules for exchanges of energy in accordance with the articles 50(3) and 51(1), of Commission Regulation (EU) 2017/2195”, dated 23 November 2017, consist of:

I. All continental European TSOs’ proposal for Common settlement rules for unintended exchanges of energy in accordance with the Article 51(1) of Commission Regulation (EU) 2017/2195 of 23 November 2017 establishing a guideline on electricity balancing.

This document is a common proposal developed by all Transmission System Operators in the Synchronous Area Continental Europe, regarding the development of common settlement rules for unintended exchanges of energy in accordance with Article 51(1) of Commission Regulation (EU) 2017/2195 of 23 November 2017 establishing a guideline on electricity balancing.

II. All continental European TSOs’ proposal for Common settlement rules for intended exchanges of energy as a result of the frequency containment process and ramping period (increase/decrease) in accordance with the Article 50(3) of Commission Regulation (EU) 2017/2195 of 23 November 2017 establishing a guideline on electricity balancing.

This document is also a common proposal developed by all Transmission System Operators in the Synchronous Area Continental Europe regarding the development of common settlement rules for intended exchanges of energy as a result of the frequency containment process and ramping period (increase/decrease) in accordance with the Article 50(3) of Commission Regulation (EU) 2017/2195 of 23 November 2017 establishing a guideline on electricity balancing. This mechanism shall be used as a common mechanism for clearing deviations for Continental Europe on intended exchanges of energy as a result of the frequency containment process and ramping period (increase/decrease).

- Law no. 43/2015 "On Power Sector", as amended, in article 55, point 3, defines that: “The Transmission System Operator shall exchange or share the balancing services with transmission system operators of adjacent countries to regulate the frequency within the grid, according to the operational agreements between the transmission system operator of the region and the provisions of this law for the promotion of regional cooperation”.
- Taking into account the obligations of TSO Company as a party of ENTSO-E, as well as the fact that this proposed mechanism is a mechanism agreed upon by all TSOs in continental Europe that are members of ENTSO- E, therefore it cannot be changed because it is a common mechanism that affects all TSOs members of ENTSO - E.

- The Common settlement rules for exchanges of energy in accordance with the articles 50(3) and 51(1), of Commission Regulation (EU) 2017/2195”, are expected to be applied by continental European TSOs’ that are members of ENTSO - E, on 1 June 2021.

For all of the above mentioned, ERE Board

Decided:

1. To approve the Common settlement rules for exchanges of energy in accordance with the articles 50(3) and 51(1), of Commission Regulation (EU) 2017/2195” that consist of:
 - I. All continental European TSOs’ proposal for Common settlement rules for unintended exchanges of energy in accordance with the Article 51(1) of Commission Regulation (EU) 2017/2195 of 23 November 2017 establishing a guideline on electricity balancing. (attached to this decision)
 - II. All continental European TSOs’ proposal for Common settlement rules for intended exchanges of energy as a result of the frequency containment process and ramping period (increase/decrease) in accordance with the Article 50(3) of Commission Regulation (EU) 2017/2195 of 23 November 2017 establishing a guideline on electricity balancing. (attached to this decision)
2. Costs incurred as a result of deviations from the nominal values shall be charged to the parties responsible for balancing in accordance with the Albanian Electricity Balancing Market Rules, approved with ERE board decision no. 106, dated 02.07.2020.
3. Legal Directory shall inform TSO Company and the interested parties about ERE Board Decision.

This decision enters immediately into force.

About this decision may be required its review within 7 calendar days and may be complained on Tirana Administrative Court within 30 calendar days from the day of its publication on the Official Gazette.

This decision shall be published on the Official Gazette.

ERE CHAIRMAN

Petrit AHMETI