



REPUBLIC OF ALBANIA

ENERGY REGULATORY AUTHORITY
BOARD

DECISION

No. 224, Dated 23.10.2024

**ON REVIEWING THE REQUEST OF ALPEX COMPANY ON SOME
ADDITIONS AND AMENDMENTS ON ELECTRICITY MARKET
RULES, APPROVED WITH ERE BOARD DECISION NO. 347, OF DATE
27.12.2022, AS AMENDED**

Based on Articles 16,18, point 1, letters “a” and “dh” as well as Articles 57 and 98 of Law no. 43/2015 “*On Power Sector*” as amended; Article 26 of the *Regulation on ERE Organization, Operation and Procedures*, approved with ERE Board Decision no. 96, dated 17.06.2016; ERE Board, on their meeting dated 23.10.2024, after reviewing the report no. 1762/5 prot, of date 26.09.2024 and the additional information with protocol no. 1762/6, dated 22.10.2024, prepared by the Technical Directorates “*Additional information to initiate the procedure to review some amendments on Electricity Market Rules, approved with ERE Board Decision no. 347, dated 27.12.2022, as amended*”,

Observed that:

- ERE with Decision no. 347, of date 27.12.2022, decided to approve the Electricity Market Rules (General Conditions, definitions, trading procedures as well as the clearing and settlement procedures).
- The Albanian Power Exchange (ALPEX) with the official letter protocol no. 1762, of date 14.08.2024 submitted at ERE the letter: “*On approving some amendments proposed with ERE Board Decision no. 347, dated 27.12.2022 “On approving the Electricity Market Rules (ALPEX Rules, Definitions, Trading Procedures as well as the Clearing and Settlement Procedures)”*”.
- It results that ALPEX company, and the TSO-s of Albania and Kosovo are working to implement the market coupling of intraday Auctions, the review of these Rules is assessed necessary from “ALPEX” company, to reflect the improvements especially on this market segment, based on the experience gained during the recent implementation of the Single Intra-Day Market Coupling (SIDC) in European level.
- ALPEX company with the official letter protocol no. 1762, dated 14.08.2024, proposed the amendments in some sessions, paragraphs, sub-paragraphs of the General Conditions of Electricity Market Rules, at the Trading Rules of Electricity Market Rules and the definitions of Electricity Market Rules. Regarding the abovementioned decisions ,

ALPEX company informed that it required the opinion of the TSO and KOSTT companies.

- From the analysis of all proposals regarding an amendment that are submitted for approval at ERE we assessed that there in **74 sessions** are proposed only the ortographic corrections, in 44 sessions are performed the terminological clarifications bringing improvements in the technical language, 39 sessions that are organized as consequence of the proposals and session additions and removals and 86 sessions are new additions or session reductions to Electricity Market Rules, for which it is assessed to be initiated the procedure to review ALPEX company proposals, only for the sessions that are identified for terminology clarifications and session additions/removals, that shall be consulted with the interest parties through the hearing sessions and the notification of the parties to implement the regulation for public consultation.
- Proposed only for **ortographic interventions**, in **44 sessions** are done the **terminology clarifications** that bring improvements to the technical language, **39 sessions shall be re-organized** due to the proposals for session additions or removals and **86 sessions are new additions or reduction of sessions** to the Electricity Market Rules, for which it is assessed to initiate the procedure to review ALPEX proposals, only for the sessions that are identified for terminology clarification and session additions/reductions, which shall be consulted with the interested parties through the hearing sessions and the notification of the parties implementing the regulation for public consultation.
- Shall be assessed as ortographic errors the interventions proposed by ALPEX on these sessions:
C.2.2.3, page 26; **C.2.7.1(b)**, page 30; **E.2.6.3 (a)**, page 43; **F.2.1.1**, page 45; **F.2.5.2**, page 47; **F.2.7.1 (b)**, page 50; **F.2.7.2 (c) (i)**, page 48; **F.2.7.2 (c) (ii)**, page 48; **F.3.2**, page 50; **F.3.2.1**, page 50; **F.3.2.2**, page 50; **G.2.1.1**, page 56; **G.2.2.2**, page 57; **G.3.3.1**, page 58; **G.3.1.6**, page 60; **G.3.1.7**, page 60; **G.3.1.9**, page 60;
G.5.2.1, page 63; **H.2.1.2**, page 64; **H.4.2.1**, page 67; **A.1.1.3 (b)**, page 5; **A.2.2.1**, page 5; **A.2.3.2 (b)**, page 6; **A.2.4.5 (b) (ii)**, page 7; **A.2.4.7 (a)**, page 7; **A.2.6.2**, page 8; **A.2.8.1**, page 8; **A.3.2.4**, page 10; **A.3.2.6 (a)**, page 10; **A.3.2.6 (b)**, page 10; **A.4.1.2**, page 10; **A.4.3.3**, page 11; **B.1.5.4**, page 14; **B.1.5.5**, page 14; **B.1.5.7**, page 14; **B.2.1.2 (a)**, page 18; **B.2.1.2 (b)**, page 18; **B.2.1.2 (c)**, page 18; **B.2.1.3 (a)**, page 18; **B.2.1.3 (b)**, page 18; **B.2.1.3 (c)**, page 18; **B.2.1.6 (d)**, page 19; **B.2.1.7**, page 20; **B.2.2.3 (c)**, page 21; **B.2.3.2**, page 21; **B.2.3.5**, page 22; **B.2.3.5 (c)**, page 22; **B.3.1.3 (a)**, page 23; **B.3.2.1**, page 23; **B.3.2.1 (b)**, page 23; **B.3.2.2**, page 23; **B.3.2.2 (c)**, page 23; **C.1.5.5**, page 25; **C.1.5.7**, page 25; **C.1.5.7 (a)**, page 25; **C.1.5.8**, page 25; **C.2.1.1**, page 26; **C.2.1.1 (b)**, page 26; **C.2.1.1 (c)**, page 25; **C.2.1.3**, page 27; **C.2.1.3 (a)**, page 27; **C.2.1.3 (b)**, page 27; **C.2.1.6**, page 27; **C.3.2.1**, page 28; **C.3.2.1 (b)**, page 29; **C.3.2.2 (a)**, page 29; **E.2.2.2**, page 39; **E.2.2.2 (a)**, page 39; **E.2.3.2**, page 39; **E.3.2.2**, page 41; **E.3.2.2 (a)**, page 41; **E.3.3.2 (a)**, page 42; **G.2.1.2 (d)**, page 47; **G.3.1.6**, page 48.
- Based on the “Administrative Procedures Code of the Republic of Albania”, point 1, article 112 “correction of material errors to the administrative act ”1. *The public body, at any time, may mainly or on request correct the written errors, the errors in calculating other evident inaccuracies, at an administrative act.* As consequence shall be assessed that the errors mentioned as material errors/ortographic errors do not require decision making and as consequence public consultation.
- Also referring to the Framework Agreement on electricity market coupling of Albania and Kosovo dated 21.10.2021, signed by the Albanian Energy Regulator Authority (ERE), the Regulatory Office for Energy of Kosovo (ZRrE), the Albanian Transmission System Operator (OST) company and the System, Transmission and Market Operator of Kosovo (KOSTT) company, where it is provided that the Regulators shall be coordinated on the same

time to approve the terms, conditions or methodologies, ALPEX informs that this proposal for the amendment of Electricity it is submitted even to ZRrE in order these amendments to be approved with the same content.

Regarding the above, ERE Board,

Decided:

1. To initiate the procedure to review the request of ALPEX company, regarding some additions and amendments to Electricity Market Rules (ALPEX Rules, Definitions, Trading Procedures as well as Clearing and Settlement Procedure), approved with ERE Board Decision no. 347 dated 27.12.2022, as amended.
2. The sessions that are proposed to be amended are submitted on the the table as follows.
3. Legal and Settling the Disputes Directory, shall inform ALPEX sh.a and the interested parties regarding ERE Board Decision.

This decision enters immediately into force.

Any party involved in this procedure may require ERE, within 7 calendar days from the date of taking the decision, to review this decision in case there are ensured new evidences that may lead the Board to take a decision that is different from the previous one or for observed material errors. Regarding this decision may be complained on Tirana Administrative Court, within 30 calendar days from the publication in the Official Gazette.

This decision is published on the Official Gazette.

CHAIRMAN

Petrit AHMETI

<i>It is proposed to be amended</i>	C.2.2.1	The Exchange Member shall be on Default conditions of the Obligations when it is in a material breach of any of the provisions of these Electricity Market Rules, the Procedures or Agreement for Exchange Membership and includes without limitation the failure to pay or not pay the cash amount of money to the Persons to be Compensated according to the provisions of Section G.3.2 or a breach of one or more Conduct provisions on Chapter D.
<i>Proposed to be amended</i>	E.2.3.2	Orders submitted to ALPEX by Exchange Members must comply with all applicable requirements defined on the Procedures, and include at least the following information (a) Identification of Exchange Member; (b) Market segment to which the Order is referred; (c) Portfolio to which the Order relates; (d) Market Time Units for which it is applied the Order; (e) The quantity or the quantity of the Order; (f) Price to sale or purchase electricity; (g) Limitation of the execution if any; and (h) If the Order is a Purchase or Sale Order.
<i>Proposed to be amended</i>	E.2.3.6 (a)	There is no responsibility to follow the delivery of an Order from the Exchange Member or other information issues regarding Electricity Market Rules:
<i>Proposed to be amended</i>	E.2.3.7 (a)	Valid Cross-Border Capacities; and
<i>Proposed to be amended</i>	E.2.6.2 (a)	During the Auction, all delivered Orders according to Electricity Market Rules from the Opening Time of the Gate to its Closure for the execution of Energy Transport Spot System (ETSS). All Orders accepted according to applicable validation rules according to the case are introduced to the Order Book after receiving the respective time track;
<i>Proposed to be amended</i>	E.2.6.2 (b)	With the termination of the Auction's Gate Closure Time, all the accepted Orders for the electricity sale and purchase are collected to the Order Book and then the algorithm calculates the traded electricity balancing, the accepted quantities of the Purchase and Sale Orders and the Clearing Price of any Auction
<i>Proposed to be amended</i>	F.2.2.1	Trading on the Exchange involves the Compliance of the buy and sale orders delivered from the Exchange Members.
<i>Proposed to be deleted</i>	F.2.2.2	Portfolio allocation (e.x Order Acceptance Rules) shall be included on the Trading Procedure
<i>Proposed to be deleted</i>	F.2.2.6	The trading hours of ALPEX Markets are announced in the Trading Calendar by ALPEX on its website. The Trading Calendar is announced two (2) months before the end of each year for the following year and is updated, if required, by Technical Decision of ALPEX issued at the same date when ALPEX becomes aware of the reason for updating of the Trading Calendar.
<i>Proposed to be amended</i>	F.2.5.1	An Order Book is an electronic list of buy and sell Orders. Order Books are kept by ALPEX for each Market Segment of the respective Delivery Day.

<i>Proposed to be amended</i>	F.2.7.2 (a)	ALPEX will anonymize and submit the Orders by integrating them into a Closed Order Book, along with the available Cross-Border Capacities and allocation constraints, if applicable, to the Market Coupling Service Provider.
<i>Proposed to be amended</i>	F.2.7.2 (c)	Exchange Members acknowledge that, in the case of coupled Market Segments, before ALPEX publishes Auction results, a Transmission System Operator of the coupled Bidding Zone may:
<i>Proposed to be deleted</i>	F.2.7.4	Where necessary, ALPEX may apply tie-break rules to results from the Day-Ahead Auction and Intraday Auction Market Segments, in accordance with the Procedures.
<i>Proposed to be amended</i>	F.2.8.1	ALPEX - shall publish market Data in accordance with the Procedures for their publication.
<i>Proposed to be amended</i>	F.3.1.1 (h)	impede the ability to conduct an Auction under normal circumstances and deliver Auction outcomes within applicable Minimum or Maximum Price Thresholds;
<i>Proposed to be amended</i>	F.4.3.1	Each Exchange Member must appoint one (1) Certified Trader for the Exchange Member 's Trading on each of ALPEX Markets in which it participates, subject to the approval of ALPEX not to be unreasonably withheld. Exchange Member may appoint the same person as a Certified Trader on multiple ALPEX Markets.
<i>Proposed to be amended</i>	F.4.3.2	Unless otherwise agreed with ALPEX, the Certified Trader will have full access to the ETSS in respect of all Trading Portfolios of the respective Exchange Member for each of ALPEX Markets for which he are appointed. Each Exchange Member shall ensure that its Certified Trader shall be fully authorized to represent the Exchange Member towards ALPEX in all matters related to the Exchange Member's Trading on each of ALPEX Markets for which he are appointed. Certified Trader shall be capable of taking such action in a manner consistent with the daily time schedules and other requirements established by or pursuant to this Electricity Market Rules in their entirety.
<i>Proposed to be amended</i>	F.4.3.4	In case the Certified Trader is revoked as Exchange Member, ALPEX shall deactivate its account to ETSS. ALPEX shall deliver to the Exchange Member a new user account to log in to ETSS for a specific ALPEX market, only when the Exchange Member shall appoint another Certified Trading Agent and inform ALPEX regarding it.
<i>Proposed to be amended</i>	G.2.1.4	"The "Dispute Process Timetable" in relation to each category of Dispute will be the process and timetable determined by ALPEX which, will specify deadlines and timeframes for taking actions under this section G.2 in relation to a Dispute in each category. ALPEX shall compile the Dispute Process Timetable based on the "first come-first serve" princile and will publish the Timetable on its website.
<i>Proposed to be amended</i>	G.3.1.4 (c)	loss of contracts, loss of business or loss of opportunity;