

GIE answer to CEER's Public Consultation on the Draft 2012 Work Programme – DRAFT v1

Introduction

On 13 September 2011, the European energy regulators launched a public consultation on the draft CEER 2012 Work Programme (Ref. C11-WPDC-22-06). This document outlines CEER's work plan for 2012, centred on four overall strategy focus areas.

This draft work programme for 2012 provides a comprehensive overview of the activities of the European Energy Regulators for the year ahead. In addition to the CEER deliverables outlined in Chapter 5 below, this document also provides a short overview of the activities which ACER likely undertake during 2012 (Chapter 4), as announced at the Florence and Madrid Fora during 2011 in the European Commission's "3-year plan". In providing a comprehensive picture of the topics that energy regulators (be it as CEER or as ACER) will be examining during 2012, we hope to facilitate stakeholders' planning and input into the regulators' work.

Who is GIE?

Gas Infrastructure Europe (GIE) is an association representing the sole interest of the infrastructure industry in the natural gas business such as Transmission System Operators, Storage System Operators and LNG Terminal Operators. GIE has currently 70 members in 25 European countries.

One of the objectives of GIE is to voice the views of its members vis-à-vis the European Commission, the regulators and other stakeholders. Its mission is to actively contribute to the construction of a single, sustainable and competitive gas market in Europe underpinned by a stable and predictable regulatory framework as well as by a sound investment climate.

GIE answers to CEER's public consultation's questions

A. How do you assess our general approach and objectives?

GIE would like here to make a general comment. GIE has noted that CEER's work programme also includes a description of ACER's expected priorities in 2012 as well as a reference to ACER's work for 2012.

GIE also noted that ACER published in September its annual work programme which is available at its website (click [here](#)). This ACER's work programme is not subject to public consultation.

For GIE it is not clear the reason why CEER is publishing ACER 2012 work within the CEER consultation document and is asking for comments about it.

GIE thinks that mixing both CEER and ACER work within the 2012 CEER Work Programme leads to a confusing situation regarding the respective roles of both entities.



C. On the individual CEER deliverables in Chapter 5

C4. CEER Status Review of the Implementation of the Guidelines of Good Practice for Third Party Access (TPA) for Storage System Operators (GGPSSO) for CAM and CMP

Following reviews of CEER Guidelines of Good Practice for Third Party Access (TPA) for Storage System Operators (GGPSSO), CEER would like to review situation once again by producing a status review in particular regarding the provisions on capacity allocation (CAM) and congestion management (CMP).

How important is this deliverable? Not important

Further comments: While this issue may not be as important as “bigger” issues such as the gas target model or framework guidelines for transmission, GSE has worked hard with ERGEG/CEER to obtain the best document possible and wants to advise its members on the GGPSSO’s implementation. Nevertheless, the final GGPSSO amendment still contains outstanding and/or unclear issues from the SSOs’ perspective. Given this, GSE wonders whether the timing of the envisaged monitoring for the GGPSSO implementation would be premature and therefore thinks that a postponement could be appropriate.

C5. CEER Status Review on the Evaluation of Access Regimes at LNG Terminals in the EU: Efficiency Indicators and Actual Market Functioning

Using a list of criteria and indicators, this report will undertake structure a case by case assessment of possible capacity hoarding & effectiveness of CMP/anti-hoarding mechanisms.

How important is this deliverable ? not important

Will you participate in the public hearing? Yes

Further comments: GIE supports CEER's work done on LNG which is focused on transparency and on evaluation of access regimes. The “Final ERGEG study on congestion management procedures & anti-hoarding mechanisms in the European LNG terminals” (12 April 2011) shows that this matter is not real issue and wonders whether there is real urgency to devote additional time for it. GIE invites CEER to continue working, in cooperation with GLE, on a “Transparency Template” aiming at facilitating access to LSO’s information regarding TPA to LNG terminals in Europe.