



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR ENERGY

Directorate B - Internal Energy Market
B.2 - Internal Market II: Wholesale markets; electricity & gas

06 AOUT 2012

Brussels,
ENER B2/IB/TOB/tjs(2012) 1117014

Barbara Vest
Director of Generation
Energy UK
Charles House
5-11 Regent Street
London SW1Y 4LR
UK

RE: Network Code - Grid Connection Requirements for Generators (RfG)

Dear Ms Vest,

Thank you for your letter of 5 July 2012 (Ares(2012)841085) setting out your concerns in relation to the Requirements for Generators Network Code which has been prepared by ENTSO-E. Before I address these concerns, I would first like to welcome the establishment of the Joint European Standing Group, and the active engagement of the UK electricity industry with the process of developing the EU-wide framework of network codes and guidelines. This active engagement is very important to ensuring a wide participation of the process of developing EU level network codes and to ensuring that the electricity industry is able to prepare for the changes which the introduction of new rules will bring.

The process for the establishment of network codes is set out in Article 6 of Regulation (EC) No. 714/2009. This foresees different roles for the Commission, ACER and ENTSO-E in setting the priorities, principles and details of the various network codes. The role of ENTSO E is to translate principles developed by ACER in a Framework Guideline into a draft network code. When ACER is satisfied that the draft network code is in line with the relevant Framework Guideline, it submits it to the Commission which is responsible for adopting the code under the so-called Comitology process.

In your letter, you express concerns about elements of the draft network code on requirements for generators submitted to ACER by ENTSO E on 14 July 2012. The draft network code was adopted in line with the deadline set by the Commission and required by Regulation 714/2009. An extension of the deadline beyond one year would not be in line with the Regulation 714/2009. The draft network code was developed following public consultation and stakeholder engagement. It is now for ACER to provide a reasoned opinion on the network code as submitted by ENTSO E, in preparation for which it may consult stakeholders. When this reasoned opinion has been provided, ENTSO E may revise the network code and subsequently resubmit it.

In this context, it would be appropriate to bring some of the points which you raise in your letter to ACER, which may wish to address them in their reasoned opinion. For our part, we will consider carefully the points raised by all stakeholders before bringing a draft network code to the committee of Member State experts for discussion and eventual adoption by the Commission.

Yours sincerely,

A handwritten signature in blue ink, consisting of the initials "p.o." followed by the name "Inge Bernaerts" in a cursive script.

Inge Bernaerts