

Commission Decision of 9 November 2006 amending the Annex to Regulation
(EC) No 1228/2003 on conditions for access to the network for cross-
border exchanges in electricity (Text with EEA relevance) (2006/770/EC)

- Article 1 The Annex to Regulation (EC) No 1228/2003 is replaced by...
Article 2 This Decision shall enter into force on the twentieth day...
Signature

ANNEX

Guidelines on the management and allocation of available
transfer capacity of interconnections between national systems

1. General Provisions
 - 1.1. TSOs shall endeavour to accept all commercial transactions, including those...
 - 1.2. When there is no congestion, there shall be no restriction...
 - 1.3. Where scheduled commercial transactions are not compatible with secure network...
 - 1.4. If structural congestion appears, appropriate congestion management rules and arrangements...
 - 1.5. The methods adopted for congestion management shall give efficient economic...
 - 1.6. No transaction-based distinction may be applied in congestion management. A...
 - 1.7. When defining appropriate network areas in and between which congestion...
 - 1.8. When balancing the network inside the control area through operational...
 - 1.9. By not later than 1 January 2008, mechanisms for the...
 - 1.10. The national Regulatory Authorities shall regularly evaluate the congestion management...
2. Congestion management methods
 - 2.1. Congestion management methods shall be market-based in order to facilitate...
 - 2.2. Depending on competition conditions, the congestion management mechanisms may need...
 - 2.3. Each capacity allocation procedure shall allocate a prescribed fraction of...
 - 2.4. TSOs shall optimise the degree to which capacity is firm,...
 - 2.5. The access rights for long- and medium-term allocations shall be...
 - 2.6. TSOs shall define an appropriate structure for the allocation of...
 - 2.7. Capacity allocation may not discriminate between market participants that wish...
 - 2.8. In regions where forward financial electricity markets are well developed...
 - 2.9. Other than in the case of new interconnectors which benefit...
 - 2.10. In principle, all potential market participants shall be permitted to...
 - 2.11. Market participants shall firmly nominate their use of the capacity...
 - 2.12. Capacity shall be freely tradable on a secondary basis, provided...
 - 2.13. The financial consequences of failure to honour obligations associated with...

Changes to legislation: There are currently no known outstanding effects for the Commission Decision of 9 November 2006 amending the Annex to Regulation (EC) No 1228/2003 on conditions for access to the network for cross-border exchanges in electricity (Text with EEA relevance) (2006/770/EC). (See end of Document for details)

3. Coordination
 - 3.1. Capacity allocation at an interconnection shall be coordinated and implemented...
 - 3.2. A common coordinated congestion management method and procedure for the...
 - 3.3. The regions referred to in 2.8. may allocate all interconnection...
 - 3.4. Compatible congestion management procedures shall be defined in all these...
 - 3.5. With a view to promoting fair and efficient competition and...
 - 3.6. Coordination shall also include the exchange of information between TSOs....
4. Timetable for market operations
 - 4.1. The allocation of the available transmission capacity shall take place...
 - 4.2. Having full regard to network security, the nomination of transmission...
 - 4.3. Successive intra-day allocations of available transmission capacity for day D...
 - 4.4. When preparing day-ahead grid operation, the TSOs shall exchange information...
5. Transparency
 - 5.1. TSOs shall publish all relevant data related to network availability,...
 - 5.2. TSOs shall publish a general description of the congestion management...
 - 5.3. The congestion management and capacity allocation procedures in use, together...
 - 5.4. The operational and planning security standards shall form an integral...
 - 5.5. TSOs shall publish all relevant data concerning cross-border trade on...
 - 5.6. All relevant information shall be available for the market in...
 - 5.7. The TSO shall publish the relevant information on forecast demand...
 - 5.8. When forecasts are published, the ex post realised values for...
 - 5.9. All information published by the TSOs shall be made freely...
 - 5.10. TSOs shall exchange regularly a set of sufficiently accurate network...
6. Use of congestion income
 - 6.1. Congestion management procedures associated with a pre-specified timeframe may generate...
 - 6.2. National Regulatory Authorities shall be transparent regarding the use of...
 - 6.3. The congestion income shall be shared among the TSOs involved...
 - 6.4. TSOs shall clearly establish beforehand the use they will make...
 - 6.5. On an annual basis, and by 31 July each year,...
 - 6.6. The use of congestion income for investment to maintain or...

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(1) [OJ L 176, 15.7.2003, p. 1.](#)

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