

Commission Regulation (EU) 2016/1388 of 17 August 2016 establishing
a Network Code on Demand Connection (Text with EEA relevance)

TITLE III

**CONNECTION OF DEMAND UNITS USED BY A DEMAND
FACILITY OR A CLOSED DISTRIBUTION SYSTEM TO PROVIDE
DEMAND RESPONSE SERVICES TO SYSTEM OPERATORS**

CHAPTER 2

Operational notification procedure

Article 31

General provisions

- 1 The operational notification procedure for demand units used by a demand facility or a closed distribution system to provide demand response to system operators shall be distinguished between:
 - a demand units within a demand facility or a closed distribution system connected at a voltage level of or below 1 000 V;
 - b demand units within a demand facility or a closed distribution system connected at a voltage level above 1 000 V.
- 2 Each demand facility owner or CDSO, providing demand response to a relevant system operator or a relevant TSO, shall confirm to the relevant system operator, or relevant TSO, directly or indirectly through a third party, its ability to satisfy the technical design and operational requirements as referred to in Chapter 1 of Title III of this Regulation.
- 3 The demand facility owner or the CDSO shall notify, directly or indirectly, through a third party, the relevant system operator or relevant TSO, in advance of any decision to cease offering demand response services and/or about the permanent removal of the demand unit with demand response. This information may be aggregated as specified by the relevant system operator or relevant TSO.
- 4 The relevant system operator shall specify and make publicly available further details concerning the operational notification procedure.

Article 32

**Procedures for demand units within a demand facility or a closed
distribution system connected at a voltage level of or below 1 000 V**

- 1 The operational notification procedure for a demand unit within a demand facility or a closed distribution system connected at a voltage level of or below 1 000 V shall comprise an installation document.

Changes to legislation: There are outstanding changes not yet made to Commission Regulation (EU) 2016/1388. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

2 The installation document template shall be provided by the relevant system operator, and the contents agreed with the relevant TSO, either directly or indirectly through a third party.

3 Based on an installation document, the demand facility owner or the CDSO shall submit information, directly or indirectly through a third party, to the relevant system operator or relevant TSO. The date of this submission shall be prior to the offer in the market of the capacity of the demand response by the demand unit. The requirements set in the installation document shall differentiate between different types of connections and between the different categories of demand response services.

4 For subsequent demand units with demand response, separate installation documents shall be provided.

5 The content of the installation document of individual demand units may be aggregated by the relevant system operator or relevant TSO.

6 The installation document shall contain the following items:

- a the location at which the demand unit with demand response is connected to the network;
- b the maximum capacity of the demand response installation in kW;
- c the type of demand response services;
- d the demand unit certificate and the equipment certificate as relevant for the demand response service, or if not available, equivalent information;
- e the contact details of the demand facility owner, the closed distribution system operator or the third party aggregating the demand units from the demand facility or the closed distribution system.

Article 33

Procedures for demand units within a demand facility or a closed distribution system connected at a voltage level above 1 000 V

1 The operational notification procedure for a demand unit within a demand facility or a closed distribution system connected at a voltage level above 1 000 V shall comprise a DRUD. The relevant system operator, in coordination with the relevant TSO, shall specify the content required for the DRUD. The content of the DRUD shall require a statement of compliance which contains the information in Articles 36 to 47 for demand facilities and closed distribution systems, but the compliance requirements in Articles 36 to 47 for demand facilities and closed distribution systems can be simplified to a single operational notification stage as well as be reduced. The demand facility owner or CDSO shall provide the information required and submit it to the relevant system operator. Subsequent demand units with demand response shall provide separate DRUDs.

2 Based on the DRUD, the relevant system operator shall issue a FON to the demand facility owner or CDSO.

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Changes and effects yet to be applied to :

- Regulation revoked by [S.I. 2019/533 reg. 5\(b\)](#) (This amendment not applied to [legislation.gov.uk](#). Reg. 5 revoked on the day before IP completion day by [S.I. 2019/1104](#), regs. 1(2), 2)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Title 6 omitted by [S.I. 2020/1006 Sch. 2 para. 22](#)
- Signature words omitted by [S.I. 2020/1006 Sch. 2 para. 24](#)
- Annex 1 word substituted by [S.I. 2020/1006 Sch. 2 para. 25\(c\)\(i\)](#)
- Annex 1 word substituted by [S.I. 2020/1006 Sch. 2 para. 25\(c\)\(ii\)](#)
- Annex 1 word substituted by [S.I. 2020/1006 Sch. 2 para. 25\(c\)\(iii\)](#)
- Annex 1 word substituted by [S.I. 2020/1006 Sch. 2 para. 25\(c\)\(iv\)](#)
- Annex 1 word substituted by [S.I. 2020/1006 Sch. 2 para. 25\(c\)\(v\)](#)
- Annex 1 word substituted by [S.I. 2020/1006 Sch. 2 para. 25\(c\)\(vi\)](#)
- Annex 1 word substituted by [S.I. 2020/1006 Sch. 2 para. 25\(c\)\(vii\)](#)
- Annex 1 words omitted by [S.I. 2020/1006 Sch. 2 para. 25\(a\)](#)
- Annex 1 words omitted by [S.I. 2020/1006 Sch. 2 para. 25\(b\)](#)
- Annex 1 words omitted by [S.I. 2020/1006 Sch. 2 para. 25\(d\)](#)
- Annex 1 words omitted by [S.I. 2020/1006 Sch. 2 para. 25\(e\)](#)
- Annex 2 word substituted by [S.I. 2020/1006 Sch. 2 para. 26\(a\)\(iii\)\(aa\)](#)
- Annex 2 word substituted by [S.I. 2020/1006 Sch. 2 para. 26\(a\)\(iii\)\(bb\)](#)
- Annex 2 word substituted by [S.I. 2020/1006 Sch. 2 para. 26\(b\)\(iii\)\(aa\)](#)
- Annex 2 word substituted by [S.I. 2020/1006 Sch. 2 para. 26\(b\)\(iii\)\(bb\)](#)
- Annex 2 word substituted by [S.I. 2020/1006 Sch. 2 para. 26\(b\)\(iii\)\(cc\)](#)
- Annex 2 words omitted by [S.I. 2020/1006 Sch. 2 para. 26\(a\)\(i\)](#)
- Annex 2 words omitted by [S.I. 2020/1006 Sch. 2 para. 26\(a\)\(ii\)](#)
- Annex 2 words omitted by [S.I. 2020/1006 Sch. 2 para. 26\(a\)\(iv\)](#)
- Annex 2 words omitted by [S.I. 2020/1006 Sch. 2 para. 26\(a\)\(v\)](#)
- Annex 2 words omitted by [S.I. 2020/1006 Sch. 2 para. 26\(b\)\(i\)](#)
- Annex 2 words omitted by [S.I. 2020/1006 Sch. 2 para. 26\(b\)\(ii\)](#)
- Annex 2 words omitted by [S.I. 2020/1006 Sch. 2 para. 26\(b\)\(iv\)](#)
- Annex 2 words omitted by [S.I. 2020/1006 Sch. 2 para. 26\(b\)\(v\)](#)
- Art. 2(5) words substituted by [S.I. 2020/1006 Sch. 2 para. 1\(4\)\(b\)\(i\)](#)
- Art. 2(5) words substituted by [S.I. 2020/1006 Sch. 2 para. 1\(4\)\(b\)\(ii\)](#)
- Art. 3(2)(a) words substituted by [S.I. 2020/1006 Sch. 2 para. 2\(3\)](#)
- Art. 4(1)(a)(iii) word omitted by [S.I. 2020/1006 Sch. 2 para. 3\(2\)\(b\)\(i\)](#)
- Art. 4(1)(a)(iii) words omitted by [S.I. 2020/1006 Sch. 2 para. 3\(2\)\(b\)\(ii\)](#)
- Art. 4(1)(a)(ii) word omitted by [S.I. 2020/1006 Sch. 2 para. 3\(2\)\(a\)\(i\)](#)
- Art. 4(1)(a)(ii) words omitted by [S.I. 2020/1006 Sch. 2 para. 3\(2\)\(a\)\(ii\)](#)
- Art. 4(1)(b) words substituted by [S.I. 2020/1006 Sch. 2 para. 3\(2\)\(c\)](#)
- Art. 4(2)(b) words substituted by [S.I. 2020/1006 Sch. 2 para. 3\(3\)\(a\)\(i\)](#)
- Art. 4(2)(b) words substituted by [S.I. 2020/1006 Sch. 2 para. 3\(3\)\(a\)\(ii\)](#)
- Art. 4(2)(b) words substituted by [S.I. 2020/1006 Sch. 2 para. 3\(3\)\(a\)\(iii\)](#)
- Art. 4(4)(b) word omitted by [S.I. 2020/1006 Sch. 2 para. 3\(5\)\(a\)](#)
- Art. 4(4)(b) words omitted by [S.I. 2020/1006 Sch. 2 para. 3\(5\)\(b\)](#)
- Art. 6(3)(d) words omitted by [S.I. 2020/1006 Sch. 2 para. 4\(4\)\(b\)](#)
- Art. 6(3)(f) word substituted by [S.I. 2020/1006 Sch. 2 para. 4\(4\)\(c\)](#)
- Art. 19(1)(c)(i) word substituted by [S.I. 2020/1006 Sch. 2 para. 11](#)

- Art. 29(2)(f) word substituted by [S.I. 2020/1006 Sch. 2 para. 12\(b\)](#)
- Art. 29(2)(g) word substituted by [S.I. 2020/1006 Sch. 2 para. 12\(c\)\(i\)](#)
- Art. 29(2)(g) word substituted by [S.I. 2020/1006 Sch. 2 para. 12\(c\)\(ii\)](#)
- Art. 42(3)(a) words substituted by [S.I. 2020/1006 Sch. 2 para. 13](#)
- Art. 48(3)(b) words omitted by [S.I. 2020/1006 Sch. 2 para. 14\(2\)](#)
- Art. 49(2)(c) words substituted by [S.I. 2020/1006 Sch. 2 para. 15](#)