

Commission Regulation (EU) 2017/459 of 16 March 2017 establishing a network code on capacity allocation mechanisms in gas transmission systems and repealing Regulation (EU) No 984/2013 (Text with EEA relevance)

CHAPTER IV

**BUNDLING OF CAPACITY AT INTERCONNECTION POINTS**

*Article 19*

**Bundled capacity products**

Adjacent transmission system operators shall jointly offer bundled capacity products, according to the following principles:

1. on both sides of an interconnection point all firm capacity shall be offered as bundled capacity, in so far as there is available firm or incremental capacity on both sides of the interconnection point;
2. transmission system operators shall offer capacity for the relevant standard capacity product on a booking platform, in accordance with Article 37 and in accordance with the applicable allocation procedure, as set out in Chapter III;
3. the bundled capacity to be offered by the transmission system operators concerned at an interconnection point shall be contracted through a single allocation procedure;
4. network users shall comply with applicable terms and conditions of the transport contract(s) of the transmission system operators concerned as from the time the transport capacity is contracted;
5. where there is more available firm capacity on one side of an interconnection point than on the other side for any period considered, the transmission system operator with the most available firm capacity may offer such extra capacity to the network users as an unbundled product in accordance with the auction calendar and the following rules:
  - (a) where there is an existing unbundled transport contract at the other side of the interconnection point, capacity may be offered on an unbundled basis not exceeding the amount and duration of the existing transport contract at the other side;
  - (b) where such extra capacity does not fall under point (a) of paragraph 5, it may be offered for a maximum period of 1 year;
6. any unbundled capacity allocated in accordance with paragraph 5 may be used and nominated as such. It may also be traded on the secondary market;
7. adjacent transmission system operators shall establish a joint nomination procedure for bundled capacity, providing network users with the means to nominate the flows of their bundled capacity via a single nomination;
8. the obligations to offer bundled capacity also apply, to the extent that they are relevant, to secondary capacity markets. Without prejudice to paragraph 1, capacity originally

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**Changes to legislation:** There are outstanding changes not yet made to Commission Regulation (EU) 2017/459. 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](#)

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allocated as bundled capacity can only be resold as bundled capacity on the secondary market;

9. where two or more interconnection points connect the same two adjacent entry-exit systems, the adjacent transmission system operators concerned shall offer the available capacities at the interconnection points at one virtual interconnection point. In case more than two transmission system operators are involved because capacity in one or both entry-exit systems is marketed by more than one transmission system operator, the virtual interconnection point shall include all of these transmission system operators, to the extent possible. In all cases a virtual interconnection point shall be established only if the following conditions are met:
- (a) the total technical capacity at the virtual interconnection points shall be equal to or higher than the sum of the technical capacities at each of the interconnection points contributing to the virtual interconnection points;
  - (b) they facilitate the economic and efficient use of the system including but not limited to rules set out in Article 16 of Regulation (EC) No 715/2009.

Adjacent transmission system operators shall start the necessary analysis and shall establish functional virtual interconnection points no later than 1 November 2018.

**Changes to legislation:**

There are outstanding changes not yet made to Commission Regulation (EU) 2017/459. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to :**

- Art. 19 words omitted by [S.I. 2019/531 Sch. 4 para. 14\(5\)](#)
- Art. 19 words substituted by [S.I. 2019/531 Sch. 4 para. 14\(2\)](#)
- Art. 19 words substituted by [S.I. 2019/531 Sch. 4 para. 14\(3\)](#)

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

- Signature words omitted by [S.I. 2019/531 Sch. 4 para. 28](#)
- Art. 3(13) words substituted by [S.I. 2019/531 Sch. 4 para. 3\(3\)](#)
- Art. 3(15) words substituted by [S.I. 2019/531 Sch. 4 para. 3\(4\)](#)
- Art. 3(16) words substituted by [S.I. 2019/531 Sch. 4 para. 3\(5\)](#)
- Art. 3(26)(27) inserted by [S.I. 2019/531 Sch. 4 para. 3\(6\)](#)
- Art. 6(1)(a)(7) inserted by [S.I. 2019/531 Sch. 4 para. 6\(5\)](#)
- Art. 6(1)(a)(5) word omitted by [S.I. 2019/531 Sch. 4 para. 6\(4\)\(a\)](#)
- Art. 6(1)(a)(5) words inserted by [S.I. 2019/531 Sch. 4 para. 6\(4\)\(b\)](#)
- Art. 6(1)(a)(3) words omitted by [S.I. 2019/531 Sch. 4 para. 6\(3\)](#)
- Art. 6(1)(a)(1) words substituted by [S.I. 2019/531 Sch. 4 para. 6\(2\)](#)
- Art. 6(1A) inserted by [S.I. 2019/531 Sch. 4 para. 6\(6\)](#)
- Art. 19(10) inserted by [S.I. 2019/531 Sch. 4 para. 14\(4\)](#)
- Art. 26(12)(a) substituted by [S.I. 2019/531 Sch. 4 para. 18\(6\)](#)
- Art. 28(1A) inserted by [S.I. 2019/531 Sch. 4 para. 20\(3\)](#)
- Art. 29(3)(a) words inserted by [S.I. 2019/531 Sch. 4 para. 21\(3\)](#)