

Regulation (EU) 2019/941 of the European Parliament and of the Council of 5 June 2019 on risk-preparedness in the electricity sector and repealing Directive 2005/89/EC (Text with EEA relevance)

CHAPTER V

**Evaluation and monitoring**

Article 17

**Ex post evaluation**

1 As soon as possible and in any event three months after the end of an electricity crisis, the competent authority of the Member State that declared the electricity crisis shall provide the ECG and the Commission with an *ex post* evaluation report, after having consulted the regulatory authority, where the regulatory authority is not the competent authority.

2 The *ex post* evaluation report shall include at least:

- a a description of the event that triggered the electricity crisis;
- b a description of any preventive, preparatory and mitigating measures taken and an assessment of their proportionality and effectiveness;
- c an assessment of the cross-border impact of the measures taken;
- d an account of the assistance prepared, with or without effective activation, provided to or received from neighbouring Member States and third countries;
- e the economic impact of the electricity crisis and the impact of the measures taken on the electricity sector to an extent allowed by data available at the time of the assessment, in particular the volumes of energy non-served and the level of manual demand disconnection (including a comparison between the level of voluntary and forced demand disconnection);
- f reasons justifying the application of any non-market-based measures;
- g any possible improvements or proposed improvements to the risk-preparedness plan;
- h an overview of possible improvements to grid development in cases where insufficient network development caused or contributed to the electricity crisis.

3 Where they consider the information provided in the *ex post* evaluation report to be insufficient, the ECG and the Commission may request the competent authority concerned to provide additional information.

4 The competent authority concerned shall present the results of the *ex post* evaluation at a meeting of the ECG. Those results shall be reflected in the updated risk-preparedness plan.

Article 18

**Monitoring**

1 In addition to carrying out other tasks set out in this Regulation, the ECG shall discuss:

- a the results of the 10-year network development plan in electricity prepared by the ENTSO for Electricity;

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**Changes to legislation:** There are outstanding changes not yet made to Regulation (EU) 2019/941 of the European Parliament and of the Council. 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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- b the coherence of the risk-preparedness plans, adopted by the competent authorities following the procedure referred to in Article 10;
- c the results of the European resource adequacy assessments carried out by the ENTSO for Electricity as referred to in Article 23(4) of Regulation (EU) 2019/943;
- d the performance of Member States in the area of security of electricity supply taking into account at least the indicators calculated in the European resource adequacy assessment, namely the expected energy non-served and loss of load expectation;
- e the results of the seasonal adequacy assessments referred to in Article 9(2);
- f the information received from the Member States pursuant to Article 7(4);
- g the results of the *ex post* evaluation referred to in Article 17(4);
- h the methodology for short-term adequacy assessment referred to in Article 8;
- i the methodology for identifying regional electricity crisis scenarios referred to in Article 5.

2 The ECG may issue recommendations to the Member States as well as to the ENTSO for Electricity related to the matters referred to in paragraph 1.

3 ACER shall, on an ongoing basis, monitor the security of electricity supply measures and shall report regularly to the ECG.

4 By 1 September 2025, the Commission shall, on the basis of the experience gained in the application of this Regulation, evaluate the possible means by which to enhance security of electricity supply at Union level and submit a report to the European Parliament and to the Council on the application of this Regulation, including, where necessary, legislative proposals to amend this Regulation.

### Article 19

#### Treatment of confidential information

1 Member States and competent authorities shall implement the procedures referred to in this Regulation in accordance with the applicable rules, including national rules relating to the handling of confidential information and processes. If the implementation of those rules results in information not being disclosed, *inter alia* as part of risk-preparedness plans, the Member State or authority may provide a non-confidential summary thereof, and shall do so upon request.

2 The Commission, ACER, the ECG, the ENTSO for Electricity, Member States, competent authorities, regulatory authorities and other relevant bodies, entities or persons, which receive confidential information pursuant to this Regulation, shall ensure the confidentiality of sensitive information.

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

- [Regulation revoked by 2023 c. 28 Sch. 1 Pt. 2](#)

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

- [Sch. 7 para. 6 omitted by S.I. 2020/1299 Sch. para. 16\(8\)](#)
- [Annex para. 3.2 omitted by S.I. 2020/1299 Sch. para. 16\(6\)](#)
- [Annex para. 4 omitted by S.I. 2020/1299 Sch. para. 16\(6\)](#)
- [Annex para. 3.1 word omitted by S.I. 2020/1299 Sch. para. 16\(5\)\(a\)](#)
- [Annex para. 1 word substituted by S.I. 2020/1299 Sch. para. 16\(3\)\(b\)](#)
- [Annex para. 3.1\(d\) word substituted by S.I. 2020/1299 Sch. para. 16\(5\)\(c\)\(ii\)](#)
- [Annex para. 5\(e\) word substituted by S.I. 2020/1299 Sch. para. 16\(7\)\(b\)](#)
- [Signature words omitted by S.I. 2020/1299 Sch. para. 15](#)
- [Annex para. 1 words omitted by S.I. 2020/1299 Sch. para. 16\(3\)\(a\)](#)
- [Annex para. 3.1\(c\) words omitted by S.I. 2020/1299 Sch. para. 16\(5\)\(b\)](#)
- [Annex para. 3.1\(d\) words omitted by S.I. 2020/1299 Sch. para. 16\(5\)\(c\)\(i\)](#)
- [Annex para. 2 heading words substituted by S.I. 2020/1299 Sch. para. 16\(4\)\(a\)](#)
- [Annex para. 2 words substituted by S.I. 2020/1299 Sch. para. 16\(4\)\(b\)](#)
- [Annex para. 5\(d\) words substituted by S.I. 2020/1299 Sch. para. 16\(7\)\(a\)](#)
- [Art. 11\(1\)\(a\) word substituted by S.I. 2020/1299 Sch. para. 9\(3\)\(b\)\(i\)](#)
- [Art. 11\(1\)\(a\) word substituted by S.I. 2020/1299 Sch. para. 9\(3\)\(b\)\(ii\)](#)
- [Art. 11\(1\)\(b\) words substituted by S.I. 2020/1299 Sch. para. 9\(3\)\(c\)](#)
- [Art. 11\(1\)\(c\) word omitted by S.I. 2020/1299 Sch. para. 9\(3\)\(d\)\(i\)](#)
- [Art. 11\(1\)\(c\) word substituted by S.I. 2020/1299 Sch. para. 9\(3\)\(d\)\(ii\)](#)
- [Art. 11\(1\)\(d\) omitted by S.I. 2020/1299 Sch. para. 9\(3\)\(e\)](#)
- [Art. 11\(1\)\(g\) words omitted by S.I. 2020/1299 Sch. para. 9\(3\)\(f\)](#)
- [Art. 11\(1\)\(h\) omitted by S.I. 2020/1299 Sch. para. 9\(3\)\(g\)](#)
- [Art. 11\(1\)\(j\) omitted by S.I. 2020/1299 Sch. para. 9\(3\)\(g\)](#)