

DRAFT STATUTORY INSTRUMENTS

**2020 No.**

**EXITING THE EUROPEAN UNION  
ENERGY**

The Electricity and Gas (Internal Markets and Network Codes) (Amendment etc.) (EU Exit) Regulations 2020

*Made - - - - - \*\*\*  
Coming into force in accordance with  
regulation 1(2)*

THE ELECTRICITY AND GAS (INTERNAL  
MARKETS AND NETWORK CODES) (AMENDMENT  
ETC.) (EU EXIT) REGULATIONS 2020

1. Citation, commencement and extent
  2. Amendment to the Electricity Network Codes and Guidelines (Markets and Trading) (Amendment) (EU Exit) Regulations 2019
  3. Amendments to the Electricity Network Codes and Guidelines (System Operation and Connection) (Amendment etc.) (EU Exit) Regulations 2019
  4. Amendments to Commission Regulation (EU) 2016/631
  5. Amendments to Commission Regulation (EU) 2016/1388
  6. Amendments to Commission Regulation (EU) 2016/1447
  7. Amendments to Regulation (EU) 2019/943
  8. Revocation of Regulation (EU) 2019/942
- Signature

SCHEDULE 1 — Amendments to Commission Regulation (EU) 2016/631

1. In Article 1 (subject matter)— (a) in the first paragraph—...
2. (1) Article 2 (definitions) is amended as follows.
3. (1) Article 3 (scope of application) is amended as follows....
4. (1) Article 4 (application to existing power-generating modules) is amended...
5. (1) Article 5 (determination of significance) is amended as follows....
6. In Article 6 (application to power-generating modules etc.), in paragraph...
7. (1) Article 7 (regulatory aspects) is amended as follows.
8. In Article 8 (multiple TSOs), for paragraphs 1 and 2...

9. (1) Article 9 (recovery of costs) is amended as follows....
10. (1) Article 10 (public consultation) is amended as follows.
11. Omit Article 11.
12. (1) Article 12 (confidentiality obligations) is amended as follows.
13. (1) Article 13 (general requirements for type A power-generating modules)...
14. (1) Article 14 (general requirements for type B power-generating modules)...
15. (1) Article 15 (general requirements for type C power-generating modules)...
16. (1) Article 16 (general requirements for type D power-generating modules)...
17. In Article 18 (requirements for type C synchronous power-generating modules),...
18. In Article 21 (requirements for type C power park modules)...
19. (1) Article 25 (voltage stability requirements applicable to AC-connected offshore)...
20. In Article 30 (operational notification of type A power-generating modules),...
21. (1) Article 32 (procedure for type B and C power-generating...)
22. (1) Article 38 (identification of costs and benefits of application...)
23. In Article 39 (principles of cost-benefit analysis), in paragraph 2,...
24. In Article 40 (responsibility of the power-generating facility owner), in...
25. In Article 43 (common provisions on compliance simulation), in paragraph...
26. In Article 48 (compliance tests for type C power park...)
27. In Article 53 (compliance simulations for type D synchronous power-generating...)
28. In Title 4, omit Chapter 8.
29. (1) Article 60 (power to grant derogations) is amended as...
30. (1) Article 61 (general provisions) is amended as follows.
31. In Article 62 (request for a derogation by a power-generating...)
32. (1) Article 63 (request for a derogation by a relevant...)
33. In Article 64 (register of derogations from the requirements of...)
34. Omit Article 65.
35. In Article 66 (emerging technologies), in paragraph 2, in point...
36. (1) Article 67 (establishment of thresholds for classification as emerging...)
37. Omit Article 68.
38. (1) Article 69 (assessment and approval of requests for classification...)
39. (1) Article 70 (withdrawal of classification as an emerging technology)...
40. (1) Article 71 (amendment of contracts and general terms and...)
41. In the text after Article 72, omit “This Regulation shall...

#### SCHEDULE 2 — Amendments to Commission Regulation (EU) 2016/1388

1. (1) Article 1 (subject matter) is amended as follows.
2. (1) Article 3 (scope of application) is amended as follows....
3. (1) Article 4 (application to existing transmission-connected demand facilities etc.)...
4. (1) Article 6 (regulatory aspects) is amended as follows.
5. In Article 7 (multiple TSOs), for paragraphs 1 and 2...
6. (1) Article 8 (recovery of costs) is amended as follows....
7. (1) Article 9 (public consultation) is amended as follows.
8. (1) Article 11 (confidentiality obligations) is amended as follows.

9. In Article 13 (general voltage requirements), omit paragraphs 4 and...
10. (1) Article 15 (reactive power requirements) is amended as follows...
11. In Article 19 (demand disconnection and demand reconnection), in paragraph...
12. In Article 29 (specific provisions for demand units with demand...
13. In Article 42 (common provisions on compliance simulations), in paragraph...
14. (1) Article 48 (cost-benefit analysis) is amended as follows.
15. In Article 49 (principles of cost-benefit analysis), in paragraph 2,...
16. (1) Article 50 (derogations) is amended as follows.
17. (1) Article 51 (general provisions) is amended as follows.
18. In Article 52 (request for a derogation by a demand...
19. (1) Article 53 (request for a derogation by a relevant...
20. In Article 54 (register of derogations from the requirements of...
21. Omit Article 55.
22. Omit Title 6.
23. (1) Article 58 (amendment of contracts and general terms and...
24. In the text after Article 59, omit “This Regulation shall...
25. In Annex 1, in the table— (a) omit the rows...
26. In Annex 2— (a) in the first table—

#### SCHEDULE 3 — Amendments to Commission Regulation (EU) 2016/1447

1. In Article 1 (subject matter)— (a) for “the internal electricity...
2. In Article 2 (definitions)— (a) for “Regulation (EC) No 714/2009”...
3. (1) Article 3 (scope of application) is amended as follows...
4. (1) Article 4 (application to existing HVDC systems and DC-connected...
5. (1) Article 5 (regulatory aspects) is amended as follows.
6. (1) Article 7 (recovery of costs) is amended as follows...
7. (1) Article 8 (public consultation) is amended as follows.
8. Omit Article 9.
9. (1) Article 10 (confidentiality obligations) is amended as follows.
10. In Article 12 (rate-of-change-of-frequency withstand capability), for “2,5” (in both...
11. In Article 13 (active power controllability, control range and ramping...
12. In Article 18 (voltage ranges), omit paragraph 5.
13. In Article 20 (reactive power capability), in paragraph 2, in...
14. In Article 22 (reactive power control mode), in paragraph 3,...
15. In Article 29 (interaction between HVDC systems or other plants...
16. In Article 31 (subsynchronous torsional interaction damping capability), in paragraph...
17. In Article 39 (frequency stability requirements), in paragraph 1, in...
18. In Article 40 (reactive power and voltage requirements), in paragraph...
19. In Article 57 (ION for HVDC systems), in paragraph 4,...
20. In Article 62 (ION for DC-connected power park modules), in...
21. (1) Article 65 (identification of costs and benefits of application...
22. In Article 66 (principles of cost-benefit analysis), in paragraph 2,...
23. In Article 68 (common provisions on compliance simulation), in paragraph...
24. In Article 71 (compliance testing for HVDC systems), in paragraph...
25. In Article 72 (compliance testing for DC-connected power park modules...
26. In Title 6, omit Chapter 4.
27. (1) Article 77 (power to grant derogations) is amended as...
28. (1) Article 78 (general provisions) is amended as follows.

29. (1) Article 79 (request for derogations by an HVDC system...
30. (1) Article 80 (request for a derogation by a relevant...
31. In Article 82 (register of derogations from the requirements of...
32. (1) Article 84 (amendment of contracts and general terms and...
33. In Article 85 (HVDC System or DC-connected power park modules...
34. In the text after Article 86, omit “This Regulation shall...
35. In Annex 1, in Table 1— (a) for “47,0” substitute...
36. (1) Annex 2 is amended as follows.
37. (1) Annex 3 is amended as follows.
38. (1) Annex 4 is amended as follows.
39. In Annex 6, in Table 8— (a) for “47,0” substitute...
40. (1) Annex 7 is amended as follows.
41. (1) Annex 8 is amended as follows.

#### SCHEDULE 4 — Amendments to Regulation (EU) 2019/943

1. (1) Article 1 (subject matter and scope) is amended as...
2. For Article 2 (definitions) substitute— Article 2 Definitions In this...
3. (1) Article 3 (principles regarding the operation of electricity markets)...
4. Omit Article 4.
5. (1) Article 5 (balance responsibility) is amended as follows.
6. (1) Article 6 (balancing market) is amended as follows.
7. (1) Article 7 (day-ahead and intraday markets) is amended as...
8. (1) Article 8 (trade on day-ahead and intraday markets) is...
9. (1) Article 9 (forward markets) is amended as follows.
10. (1) Article 10 (technical bidding limits) is amended as follows....
11. (1) Article 11 (value of lost load) is amended as...
12. (1) Article 12 (dispatching of generation and demand response) is...
13. (1) Article 13 (redispatching) is amended as follows.
14. Omit Articles 14 and 15.
15. (1) Article 16 (general principles of capacity allocation and congestion...
16. Omit Article 17.
17. (1) Article 18 (charges for access to networks, use of...
18. (1) Article 19 (congestion income) is amended as follows.
19. (1) Article 20 is amended as follows.
20. (1) Article 21 (general principles for capacity mechanisms) is amended...
21. (1) Article 22 (design principles for capacity mechanisms) is amended...
22. (1) Article 23 is amended as follows.
23. (1) Article 24 is amended as follows.
24. (1) Article 25 (reliability standard) is amended as follows.
25. Omit Articles 26 to 49.
26. (1) Article 50 (provision of information) is amended as follows....
27. Omit Articles 51 to 56.
28. (1) Omit Articles 58 and 59. (2) A network code...
29. For Article 60 substitute— Article 60 Amendments of network codes...
30. (1) Omit Article 61. (2) A guideline adopted by the...
31. Omit Article 62.
32. (1) Article 63 (new interconnectors) is amended as follows.
33. (1) Article 64 (derogations) is amended as follows.
34. Omit Articles 65 to 68.
35. Omit Article 69.
36. In Article 70 (repeal)— (a) omit the first sentence;
37. In the text after Article 71 omit “This Regulation shall...
38. Omit Annex 1.

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**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The Electricity and Gas (Internal Markets and Network Codes) (Amendment etc.) (EU Exit) Regulations 2020 No. 1006*

## Explanatory Note