

New draft EU regulation for new transportation capacity: “Reality Check” proposal for CAM NC INC Art.20(d)

A.Konoplyanik – W.Boltz,

25th Consultations/18th WS2 GAC meeting

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“Process => result => test” logic

Process of
Consultations/GAC
(2010-2011 onwards)

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graph TD; A([Process of Consultations/GAC (2010-2011 onwards)]) --> B([One of draft results: CAM NC INC Art.20(d)]); B --> C([To test this draft result]);
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One of draft results:
CAM NC INC
Art.20(d)

To test this draft
result

Proposed aim of “Reality Check”

- “Reality check”(*) is to advance test & clarify new draft piece of EU legislation (draft CAM NC INC + NC TAR) when its proposed legal procedures are clear (ENTSOG => ACER => DG ENERGY) but before it is finally adopted by EU MSs through Comitology
- CEC Finalization of legal drafting by end January 2016
- Now is the best time for such “Reality Check”

(*) term proposed by S.Kampues, ENTSOG

NOT “Real” – BUT “Realistic” case!!!

- “As if...” approach in “Reality Check”:
 - “As if” CAM NC INC already in force (not since 2018, but now)
 - “As if” gas has come to Varna and need to go further onshore EU to Baumgarten (offshore route out of discussion)
- To test Art.20(d) procedure (which aim is to implement Art.13.2 of Third EU Gas Directive (“TSO shall invest...”), which is:
 - based on bottom-up “demand for capacity” approach,
 - complimentary to (i) Art.36 “exemption route”, & (ii) “TYNDP route” procedures, & to “top-bottom” approach also presented in CAM NC INC & in (ii)
- Ad Hoc group under WS2 GAC with reasonably limited participation both from Rus/GG side (acting/prospective shipper) & EU side (acting parties of the CAM NC INC procedure)

Initial steps forward (other to follow...)

- WS2 to establish Ad Hoc working group (participants)
- GP to provide illustrative figures (volumes, durations, destinations/DPs)
- EU (ENTSOG/corresp.TSOs) start to test Art.20(d) procedure
- Close cooperation between the parties within Ad Hoc working group
- Regular reporting to WS2 GAC

Gas Advisory Council RF-EU

Workstream on internal markets (WS2)

Temporary (Ad Hoc) Workstream on “Reality check”
(NC TAR and Incremental proposal amendment to NC CAM)

Participants (representatives)

Russian side – Gazprom Group
EU side – ENTSOG, European TSOs

Duration

February – June 2016
Target end date – prior to the ending of
Comitology on NC TAR/NC CAM INC

Regular
presentation
of
intermediary
results of the
joint work to
WS2

Scope

- Hold regular meetings with specifically tailored experts
- Test the proposed draft NCs on a realistic/hypothetical large incremental capacity project
- Hold market analysis of existing and required incremental capacities (EU-wide/regional/country)
- Clarify EU-wide and specific national regulation

Target Results

- ✓ Analyze the workability of the draft NCs, clarify technical and procedural aspects
- ✓ Set up an incremental capacity project in compliance with EU/national regulation (existing and under development)
- ✓ Present problematic issues identified during the “reality check” and their resolutions

**Questions, constructive proposals,
please...**