

*Teodor Shtilkind*  
*Russian Energy Agency*

# ***REMIT provisions & Russian Concerns***

*Work Stream on Internal Market Issues (WS2)*  
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# Regulations in question

**Regulation (EC) No.1227/2011 of 25 October 2011**  
***“On wholesale energy market integrity and transparency”***  
**(REMIT) - identifies basic provisions on disclosure and reporting of data, corresponding to requirements for transparency, established by Gas Directive 2009/73/EC**

**Implementing Regulation No.1348/2014**  
**of 17 December 2014, *“On data reporting implementing Article 8(2) and Article 8(6) of the REMIT”* (IR) –**  
**contains specific guidelines on application of REMIT provisions by participants of EU wholesale energy market**

# Unilateral decisions

**EU determines amount of data to be disclosed and reported to ACER *unilaterally*.**

**Russian Ministry of Energy wants to know what other information may the EU suddenly require?**

# Gazprom & Ministry affairs

Despite of all concerns Russian companies

– Gazprom and Gazprom export –

were registered as participants  
of EU wholesale energy market.

Now they fulfill all obligations  
arising from REMIT requirements.

Russian Ministry of Energy supports their decision  
but cannot exclude that some problems  
related to REMIT will face Russian companies later.

# **GAC should be involved**

**Gas Advisory Council (GAC) has to provide Coordinators of EU-Russia EU Energy Dialogue with the recommendations on the prevention of possible conflicts or on solving such problems.**

**GAC and its Work Streams collected certain experience in successful joint investigation. It gives hope that our discussion on substance of new EU documents will also be useful.**

# Our concerns (1)

- 1. To what extent are the REMIT & IR requirements: substantiated (whereby?), needed (wherefore?), conforming to practice of advanced world energy markets?**
- 2. Is it justified to apply these requirements to companies from non-EU countries?**
- 3. May we expect that further steps of European Union affecting our companies, aimed at development of transparency in the energy market will be taken with due consideration of Russia's interests and ideas?**

# Our concerns (2)

**4. In accordance with Article 19 of the REMIT, ACER is vested with authority to develop contacts with administrations of third countries in order to promote harmonization of regulatory framework, but shall not create legal obligations in respect of EU and its Member States.**

**May this Article be used as an adequate tool for balancing interests of both sides?**

**5. To what extent are the REMIT requirements adopted and implemented by non-Russian market participants, primarily by the non-Russian gas exporters in the EU?**

# Our concerns (3)

6. What measures may be applied to market participants for the violation of REMIT requirements, for instance, for a refusal to provide some part of the requested data?

7. A question for ENTSOG: is the data set required by REMIT sufficient to participate in the European Early Warning System?  
If not, what additional information is needed?

# The WS's role

## **GAC Work Streams:**

**the Second (internal markets) and/or  
the Third (infrastructure) -- seem to be  
a proper place for discussions of this issue**

**List of questions will be supplemented  
by my Russian colleagues with new considerations  
and more sophisticated questions**

# **On benefit from our discussion**

**The answers presented to these and more specific questions, as well as results of related discussions, may be extremely useful for substantiation of any option of Russian side's final decision on disclosure of information and data reporting**

**Thank you  
for your kind attention!**

***ShtilkindTI@minenergo.gov.ru***