

Rue Montoyer 31 Bte 9  
B-1000 Brussels, Belgium  
T: +32 2 512 34 10  
F: +32 2 512 32 10  
E: [secretariat@europex.org](mailto:secretariat@europex.org)  
W. [www.europex.org](http://www.europex.org)

Mr. Konstantin Staschus  
ENTSO-E Secretary General  
Avenue de Cortenbergh 100  
BE-1000 Brussels  
Belgium

Brussels, 30 November 2009

## **EuroPEX Response to “*ENTSO-E Consultation Process*”**

Dear Mr. Staschus,

EuroPEX welcomes the opportunity given to stakeholders to comment on and provide input to the consultation on “ENTSO-E Consultation Process”. We consider essential that consultations remain at the core of ENTSO-E working methodology, and are applied in an open, transparent, efficient, non-discriminatory and systematic way. EuroPEX is pleased to closely work with ENTSO-E and will maintain its ambition to provide insight in the future consultations.

The proposed consultation process is adequate to carry out a good consultation as required in the 3<sup>rd</sup> Energy Package and it is in line with our expectations as a way to get insight from stakeholders’ different views during the process of drafting Framework Guideline and Network Code development or drafting any other document as requested by the European Commission (EC). However, EuroPEX considers important that:

- The consultation document should not only “indicate the objectives of the consultation and provide information on the impact of the proposal, including relevant economic analysis” but should above all outline the link between the objectives of the document to be consulted and the actual policies in place and/or the other consultations being carried out by ERGEG/ACER or the EC and/or any relevant project being carried out on that area. The consultation document shall as

well reveal the strategic path toward future consultations that will be required so that stakeholders can envisage the sequence of consultations, the process and the main target which needs to be accomplished over the next years;

- In order to improve the consistency between the text and the figure illustrating the process in the ENTSO-E Consultation Process document, EuroPEX proposes few changes as described in the annex to this document.

Along the consultation process, EuroPEX will be pleased to better develop and demonstrate its involvement so far on integration of the electricity market and the crucial roles power exchanges will play during the implementation of the 3<sup>rd</sup> Energy Package.

Sincerely yours

Manuel Coxe

*EuroPEX General Secretary*

*Includes: Annex*

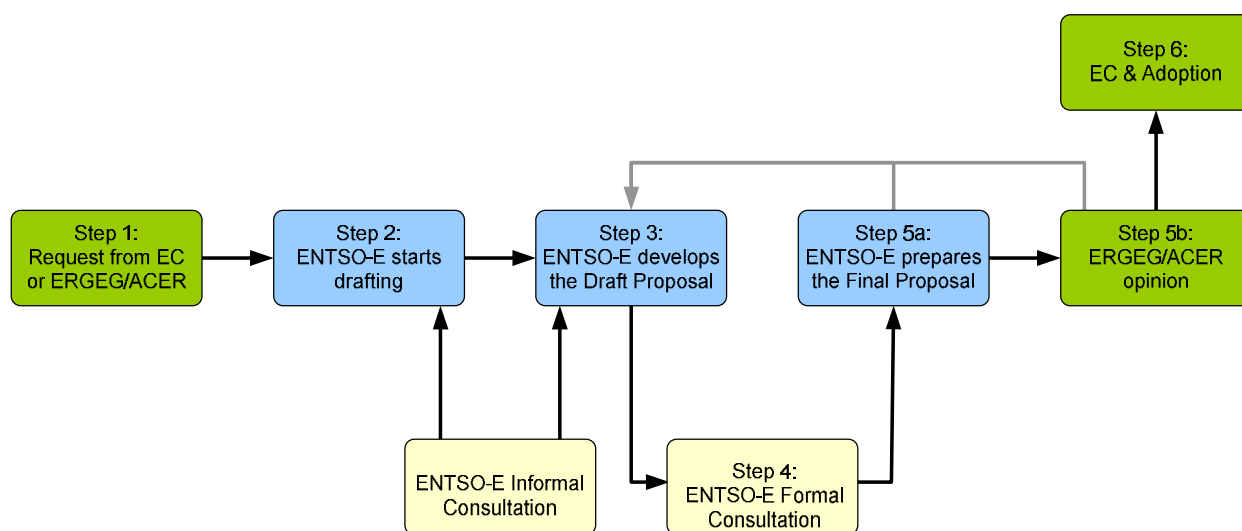


Fig.1: EuroPEX proposal for the ENTSO-E Consultation Process

EuroPEX proposes:

- Change from “Stakeholder Workshop” to “Informal Consultation” which can include stakeholder workshops;
- That the explanatory text on Step 5 of the ENTSO-E Consultation Process document could be split into Step 5a and Step 5b as follow:

**Step 5a:** *ENTSO-E takes the suggestions received during the formal consultation into account and if necessary, and where timescale permits, consult a second time if the response to the first consultation indicates significant problems or where revised proposals are radically different from the original proposals. Afterwards, ENTSO-E submits the final proposal (document, network code, etc) to ERGEG/ACER;*

**Step 5b:** *ERGEG/ACER assesses whether an additional consultation exercise is needed, provides a reasoned opinion to ENTSO-E, and once it is satisfied that the proposal is in line with Framework Guideline (or other document), submits the document to the EC with a recommendation. ~~for adoption (parts of this overall Step 5 are only applicable for network codes).~~*