

Draft

E-Control Executive Board Ordinance Amending the Gas Market Model Ordinance 2020 (Gas Market Model Ordinance 2020 - Amendment 2022)

In exercise of section 41 *Gaswirtschaftsgesetz* (Gas Act) 2011, *BGBI.* (Federal Law Gazette [FLG]) I no 107/2011, as amended by FLG no 245/2021, in conjunction with section 7 para. 1 *Energie-Control-Gesetz* (E-Control Act), FLG I no 110/2010, as amended by FLG I no 7/2022, the following Ordinance is issued:

The E-Control Executive Board Ordinance on Provisions for the Gas Market Model (Gas Market Model Ordinance 2020), FLG II no 425/2019, as amended by the Gas Market Model (Amendment) Ordinance in FLG II no 398/2021, is amended as follows:

1. Section 2 para. 1 item 2 reads:

“2. “single clearing entity” means the undertaking whose appointment to be the clearing and settlement agent of a market area pursuant to section 170a Gas Act 2011 in conjunction with section 85 Gas Act 2011 has become legally binding, and which exercises the tasks of a clearing and settlement agent under section 87 Gas Act 2011 and handles integrated market area balancing in the eastern, Tyrol and Vorarlberg market areas; until such time as an appointment becomes legally binding, the current licensee is the single clearing entity;”

2. After section 9 para. 2 the following para. 3 is added:

“(3) For the purpose of the commodity part of the grid utilisation charge under section 2 para. 1 item 8a Gas System Charges Ordinance 2013, which is calculated and settled by the transmission system operator and payable by system users, balance group members may register their entry and exit nominations per entry/exit point in a balance sub-account of their balance group. Failing such registration in balance sub-accounts, the transmission system operator shall calculate the commodity charge with percentages that reflect each system user’s share in the total capacity entered to the balance group.”

3. After section 32 para. 3 item 1 the following item 1a is inserted:

“1a. the entry and exit nominations per entry/exit point registered in each balance sub-account for each of their balance group members, to be sent to the transmission system operator for the purposes of calculating and settling the commodity part of the system utilisation charge pursuant to section 2 para. 1 item 8a Gas System Charges Ordinance 2013;”

4. In section 32 para. 5 item 6, the last full stop is replaced by a semicolon and the following item 7 is added:

“7. remote throughput and pressure readings for each cross-border interconnection point in the market area, to the market area and distribution area manager.”

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5. In section 47 the following para. 4 is inserted:

“(4) Section 2 para. 1 item 2 and section 32 para. 5 item 7, as amended by the ordinance in FLG II no xxx enter into force at the point in time laid down in para. 1. Section 9 para. 3 and section 32 para. 3 item 1a, as amended by the ordinance in FLG II no xxx, and the introductory sentence of section 32 para. 3 enter into force at the point in time laid down in section 21 para. 21 Gas System Charges Ordinance 2013.”