



# **Guidelines for exiting the Austrian electricity market**

March 2022

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If you are a balance responsible party (BRP), electricity trader or supplier in Austria and would like to cease your business activities, you must take a number of steps.

## 1. Ending activities as a balance responsible party

### Legal basis

Sections 77a, and 85 et seq *ElWOG* (Electricity Act) 2010 (in [German](#)), and the relevant [provincial legislation](#) (in German)

[General terms and conditions of the imbalance settlement responsible](#) (in German)

### Short description

Electricity suppliers that also registered as balance responsible parties when they entered the market must inform other relevant market players and the authorities both that their balance group(s) are dissolved and that they are ending their business activities as balance responsible party. Before a balance group can be dissolved, the balance responsible party must make sure that all balance group members are assigned to other balance groups. E-Control will then cancel the BRP licence.

### Steps to take

- 1) If you plan to dissolve one or several balance groups but still want to be active as BRP (for other balance groups), you must inform the relevant market players without delay, but in any case no later than 21 days before you plan to dissolve the balance group(s). The relevant market players in this case are the imbalance settlement responsible (ISR), the control area operator (CAO), and the system operators concerned. Specifically, the information you send to the ISR must include:
  - The balance group(s) to be dissolved (BG identifier)
  - The planned dissolution date
  - Records to prove that you have informed the concerned system operators and the CAO
- 2) You can only dissolve balance groups once all balance group members have been moved to other balance groups.
- 3) If you plan to cease all your activities as BRP or the ISR contract is terminated or dissolved this also requires that all of your balance groups be dissolved first. The above rules then apply accordingly. In addition, you must then also inform any other ISRs and E-Control. A three-month notice period from the end of a month applies for terminating contracts with the imbalance settlement responsible. This period can only start if all members of the balance group have

already been moved to other groups. If a group still has members when you try to terminate the ISR contract, the termination date is pushed backwards in one-month steps.

- 4) The ISR will settle all balancing energy and clearing fees as part of the next clearing at which all meter readings are available. The collateral you have provided will be released after the second clearing.

Please note that ending your activities as BRP does not necessarily mean that you completely exit the market. You could still be active as a balance group member.

### Contact details

ISR: [office@apcs.at](mailto:office@apcs.at), +43 1 9074 612-0  
CAO: + 43 50320 – 53220  
E-Control: [market.exit@e-control.at](mailto:market.exit@e-control.at)

### Checklist – dissolving a balance group

Notification of ISR, CAO, E-Control and relevant SOs

Transfer of all BG members to other BGs

### Useful tips and hints

You should ask for confirmations from the above market players that you have informed them of your ending business activities as a BRP. Also you have to ensure that all your BG members have (been) moved to other BGs or that they have no assigned metering points anymore, i.e. that all customers have successfully switched elsewhere.

## 2. Ending activities as an electricity supplier

### Legal basis

Sections 76 and 77a *EiWOG* (Electricity Act) 2010 (in [German](#)), and the relevant [provincial legislation](#) (in German)

[General terms and conditions of the imbalance settlement responsible](#) (in German)

[General terms and conditions for balance responsible parties](#) (in German)

[General terms and conditions of the green power settlement agent](#) (in German)

[Wechselverordnung \(Switching Ordinance\) 2014](#) and [annex I](#) (in German)

### Short description

Electricity suppliers provide electricity to consumers; if they wish to end their activities on the Austrian market, they must observe certain information obligations towards other market players and the authority. In addition, all contracts with other market players must be terminated in accordance with the statutory or contractual notice periods.

### Steps to take

If you are an electricity supplier and wish to end your business activities, you must inform a number of other market players and authorities and must terminate contracts, respecting the statutory and contractual notice periods.

- You must inform your trading partners and consumers and have to terminate the relating contracts, respecting any notice periods that were agreed.
- You must write to E-Control ([market.exit@e-control.at](mailto:market.exit@e-control.at)) to notify cessation of your business activities, including a statement of reasons. The authority uses this information for market supervision purposes under REMIT, for the database of guarantees of origin, and as information for our tariff calculator team. Deleting your rates from the tariff calculator is your own responsibility.
- Unless you have formed your own balance group and are the BRP yourself, you must inform your BRP and terminate the relevant contracts in keeping with the applicable notice periods.
- You must notify the ISR and the switching platform that you are ending your activities as electricity supplier. The switching platform will reflect this change and the ISR will incorporate this information in its balancing energy system.
- You must inform all transmission and distribution system operators in whose grids you were active that your energy supply contracts have been terminated, with a lead time of at least

12 days before termination.<sup>1</sup> Also, you must terminate any contracts with the system operators themselves, respecting any agreed notice periods.

- You must terminate your contract with the green power settlement agency, OeMAG, respecting all applicable notice periods.
- You must end your participation in the EDA platform; this requires you to take the following steps:
  - terminate your licensing agreement with Energy IT Services GmbH
  - terminate your support contract with Ponton GmbH
  - uninstall the relating software
- You must inform the operators of the ebUtilities platform that you are ending your activities as a market partner by sending an e-mail to [OE@ebutilities.at](mailto:OE@ebutilities.at) and [marktprozesse@ebutilities.at](mailto:marktprozesse@ebutilities.at).

### Contact details

ISR: [office@apcs.at](mailto:office@apcs.at), +43 1 9074 612-0  
 E-Control: [market.exit@e-control.at](mailto:market.exit@e-control.at)  
 Switching platform: [kundenservice@energylink.at](mailto:kundenservice@energylink.at)  
 OeMAG: [kundenservice@oem-ag.at](mailto:kundenservice@oem-ag.at)  
 ebUtilities: [OE@ebutilities.at](mailto:OE@ebutilities.at) and [marktprozesse@ebutilities.at](mailto:marktprozesse@ebutilities.at)

### Checklist – ending activities as an electricity supplier

Notification and termination of contracts with

- Trading partners and consumers
- E-Control (for REMIT, GO database and tariff calculator purposes)
- BRP
- ISR and switching platform
- System operators
- OeMAG

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<sup>1</sup> Cf. annex I to the Switching Ordinance 2014

### 3. Ending activities as an electricity trader

#### Short description

As opposed to market players that trade and supply electricity, a “trader only” does not supply consumers with electricity. Even so, market participants and the authority must be informed of any market exits. In addition, all contracts with other market players must be terminated in accordance with the agreed notice periods.

#### Steps to take

As an electricity trader that wishes to cease business activities, you must inform a number of other market players and the authorities and must terminate your contracts with them, respecting all of the agreed notice periods.

- You must inform your trading partners and terminate your contracts with them in keeping with the agreed notice periods.
- You must write to E-Control ([market.exit@e-control.at](mailto:market.exit@e-control.at)) to notify cessation of your business activities, including a statement of reasons. The authority uses this information for market supervision purposes under REMIT.
- Unless you have formed your own balance group and are the BRP yourself, you must inform your BRP and terminate the relevant contracts in keeping with the applicable notice periods.
- You must inform and terminate contracts, in line with any notice periods, with all transmission and distribution system operators in whose grids you were active.

#### Contact details

E-Control : [market.exit@e-control.at](mailto:market.exit@e-control.at)

#### Checklist – ending activities as an electricity trader

Notification and termination of contracts with

- Trading partners
- E-Control (for REMIT purposes)
- BRP
- System operators

## 4. Annex Legal basis

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### Links to referenced legal texts

#### Basic legal framework

The *EIWOG* (Electricity Act) 2010 and the *E-Control-Gesetz* (E-Control Act) form the main legal framework for activities in the Austrian electricity market.

Electricity Act 2010

<https://www.ris.bka.gv.at/GeltendeFassung.wxe?Abfrage=Bundesnormen&Gesetzesnummer=20007045> (in German)

E-Control Act:

<https://www.ris.bka.gv.at/GeltendeFassung.wxe?Abfrage=Bundesnormen&Gesetzesnummer=20007046> (in German)

#### Further legal references

[General terms and conditions of the imbalance settlement responsible](#) (in German)

[General terms and conditions for balance responsible parties](#) (in German)

[General terms and conditions of the green power settlement agent](#) (in German)

[Wechselverordnung \(Switching Ordinance\) 2014](#) and [annex I](#) (in German)