

## **E-Control Executive Board Ordinance Amending the Gas Market Model Ordinance 2020 (Gas Market Model Ordinance 2020 - Amendment 2021)**

In exercise of section 41 *Gaswirtschaftsgesetz* (Gas Act) 2011, *BGBI.* (Federal Law Gazette [FLG]) I no 107/2011, as amended by FLG no 108/2017, in conjunction with section 7 para. 1 *Energie-Control-Gesetz* (E-Control Act), FLG I no 110/2010, as amended by FLG I no 108/2017, 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 171/2012, as amended by the Gas Market Model (Amendment) Ordinance in FLG II no 425/2019, is amended as follows:

1. *The third sentence of section 21 para. 6 reads:*

“For LM customers with contracted capacities of more than 25,000 kWh/h per exit/metering point, the MADAM shall establish an orderly, transparent procedure by way of which balance responsible parties can request hourly allocations under this paragraph instead of adjusted allocations. Balance responsible parties may request switches between these systems no more than once per year for each final customer.”

2. *In section 24 para. 6, the words “of no more than three years” is inserted after the words “period of time”. <The second part of the paragraph is not relevant to the English version.>*

3. *In section 32 para. 3 item 5, the last full stop is replaced by a semicolon and the following item 6 is added:*

“6. the schedules for customers with contracted capacities of more than 25,000 kWh/h per exit/metering point that have agreed hourly allocations under section 21 para. 6, per exit/metering point, to be sent to the MADAM.”

4. *In section 32 para. 9 item 3, the words “as hourly time series per metering point” replace the words “as aggregated hourly time series per supplier”.*

5. *Section 32 para. 9 items 5 and 6 read:*

“5. the updated allocations of LM customers’ consumption, aggregated into hourly time series per supplier, to be sent each day to the single clearing entity and the MADAM, per metering point to the supplier, and per metering point of LM customers with contracted capacities of more than 10,000 kWh/h to the MADAM, unless otherwise provided for in section 46 para. 5. Such values shall also be submitted to final customers if they request so;

6. the metered allocations of LM customers that are relevant for clearing under section 24 para. 2, including all allocations up to the end of clearing for a month, aggregated into hourly time series per supplier, to be sent each month to the single clearing entity and the MADAM, per metering point to the supplier, and per metering point of LM customers with contracted capacities of more than 10,000 kWh/h to the MADAM, unless otherwise provided for in section 46 para. 5. Such values shall also be submitted to consumers if they request so;“

6. *In section 32 para. 9 item 9, the words “per entry point to the balance responsible party, the MADAM and the single clearing entity” are inserted after the words “pursuant to items 7 and 8,”.*

7. *Section 32 para. 10 item 6 reads:*

“6. the continuous simulation of calorific values at grid level 1 pursuant to annex 1 to the *Gaswirtschaftsgesetz* (Gas Act) 2011, considering all available metered entries, exits, calorific values, pressure and throughput values, geometrical and hydraulic pipeline data, and the topology status, in particular where interconnection points, metering points or junctions are concerned, to be sent to the distribution system operators, and a comparison of the results of such simulation with the values provided by the distribution system operators, including an interpretation of the results pursuant to point IV in annex 2, in the necessary granularity, to be sent to the distribution system operators.“

8. *In section 33 para. 5, the words “para. 9 item 8” are replaced by the words “section 32 para. 9 item 8”.*

9. *In section 37 para. 4, the words “para. 7” are replaced by the words “para. 6”.*

10. In section 46 para. 1, the words “by the clearing and settlement agent pursuant to section 87 Gas Act 2011” are inserted after the words “shall be executed”.

11. In section 46 para. 2, the words “1 October 2021” are replaced by the words “1 October 2022”.

12. In section 46 para. 3, the words “30 September 2021” are replaced by the words “30 September 2022”.

13. After section 46 para. 4 the following sentence is added:

“This includes, but is not limited to, submission of the data relating to periods of time before this Ordinance enters into force, insofar as they enable preparations for an effective fulfilment of such duties.”

14. After section 46 para. 5, the following paras 6 and 7 are added:

“(6) The general terms and conditions of the clearing and settlement agent pursuant to section 87 Gas Act 2011 shall provide that the balance responsible parties’ necessary collateral can be continuously reduced to adequate levels during the transitional period specified in para. 1 if they so request.

(7) Any overhang or shortfall from the balancing incentive markup under section 26 para. 6 Gas Market Model Ordinance 2012 on record on 1 October 2022 and any later corrections shall be transferred to the neutrality account pursuant to section 25 para. 2.”

15. In section 47 para. 1, the words “paras 2 and 3” are replaced by the words “paras 2 to 4”. Also, the words “1 October 2021” are replaced by the words “1 October 2022”.

16. In section 47 para. 2, the words “1 January 2023” are replaced by the words “1 January 2024”.

17. After section 47 para. 3 the following para. 4 is added:

“(4) Section 24 para. 6 shall enter into force on the day following promulgation. This provision applies mutatis mutandis to the clearing and settlement agent until the second clearing under section 46 para. 1 is concluded.”

18. In Annex 2 point II, the words “31 Gasbeschaffenheit (Gas quality) or G B220 Regenerative Gase (Renewable gas)” are replaced by the words “B210 Gasbeschaffenheit (Gas quality)”.

19. In Annex 2 point III, the column header “Applicable calorific value” is replaced by the column header “Applicable calorific value (minimum quality)”.

20. In Annex 2 point IV, the words “31 December 2022” are replaced by the words “31 December 2023”, and the words “1 January 2023” are replaced by the words “1 January 2024”.

21. In Annex 2 point IV, the sentence before the last sentence reads:

“The system operators shall apply transparent and logical measures to validate the applicable calorific values; the MADAM shall coordinate their efforts, in particular at grid level 1, based on the continuous simulation of calorific values at grid level 1 pursuant to section 32 para. 10 item 6; the system operators may ask the MADAM to also determine actual calorific values for grid levels 2 and 3, in accordance with the technical rules.”

### **Energie-Control Austria für die Regulierung der Elektrizitäts- und Erdgaswirtschaft (E-Control)**

Vienna, <date>

Executive Board