

Mr Cosimo Campidoglio,  
Chairman  
Interim NEMO Committee

Cc. Mr Klaus-Dieter Borchardt  
Director,  
Internal Energy Market,  
DG ENER,  
European Commission

Cc. Mr Alberto Pototschnig,  
Director  
ACER

Cc. Mr Laurent Schmitt,  
Secretary-General  
ENTSO-E

25 July 2017

Dear Mr Campidoglio,

I write on behalf of all Regulatory Authorities regarding the all Nominated Electricity Market Operators (NEMOs) proposal for back-up methodology submitted in accordance with article 36(3) of the Commission Regulation (EU) 2015/1222 of 24 July 2015 establishing a guideline on capacity allocation and congestion management (hereafter referred to as: "the back-up methodology proposal").

All NEMOs submitted the Back-up methodology proposal in accordance with Article 9(6)i of Regulation 2015/1222; this was received by the last Regulatory Authority on 17 February 2017. All Regulatory Authorities reached a unanimous agreement to request an amendment to the Back-up methodology proposal, within the six months' deadline.

This agreement by all Regulatory Authorities provides evidence that a decision on the abovementioned proposal does not need to be adopted by ACER pursuant to Article 9(11) of the Regulation 2015/1222. It is intended to constitute the basis on which all Regulatory Authorities will each subsequently make legally binding national decisions to request an amendment to the proposal by 17 August 2017 at the latest, pursuant to Article 9(10) of Regulation 2015/1222.

All Regulatory Authorities request All NEMOs to amend a number of issues in their proposal pursuant to Article 9(12) of the Regulation 2015/1222. Please, find attached the common position paper as agreed by all Regulatory Authorities on 24 July 2017, in which further details are provided regarding these issues.

Yours sincerely,



Lord Mogg

Attachment: request for amendment by All Regulatory Authorities agreed at the Energy Regulators' Forum on All NEMO's proposal for Back-up methodology