Regulation 347/2013 as adopted and adapted in the Energy Community

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GOALS

Regulatory framework

to improve investment climate in the region

to provide a regulatory framework coherent with the EU (PCIs)

Selection

to prioritise a limited number of strategic infrastructure projects in the Energy Community

Implementation and monitoring

to provide planning and reporting instruments ensuring effective implementation of projects

TECHNICAL AND FINANCIAL ASSISTANCE

Background

Major adaptations

- *Infrastructure corridors→ infrastructure categories (Gas/Electricity/Oil/Smart Grids)*

- *Decision-making process adjusted to the Energy Community institutional governance*

- *Project criteria*

- *No obligations put on the Member States←→Contracting Parties as regards cross-border projects;*
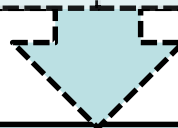
- *Different financing framework*

- *Specific deadlines*

DECISION MAKING

TWO GROUPS– representatives of Contracting Parties and Member States concerned, the Commission, NRAs, TSOs, ECS, ENTSO-E/G upon invitation
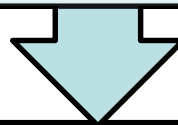
ELECTRICITY | GAS/OIL

DECISION-MAKING BODY OF THE GROUP – the Parties to the Treaty (PHLG)

PRELIMINARY LIST OF PECIs

MINISTERIAL COUNCIL DECISION (Title III of the Treaty)

ENERGY COMMUNITY LIST (every 2 years)

European Commission

PCI

→Involves at least two MSs by directly crossing the border of two or more MSs

→Is located on the territory of one MS and has a significant cross-border impact

→Crosses the border of at least one MS and a European Economic Area

TEN-E Regulation A bridge between EU and ENC

PECI

→Involves at least two CPs or a CP **and a MS** by directly crossing the border of two or more CPs, or of one CP and **one or more MSs**

→Is located on the territory of one CP and has a significant cross-border impact

CROSS BORDER PROJECTS between EU Member States and Energy Community Contracting Parties

- When the project directly crosses the border of one or more CPs and one or more MSs, in order to be considered to be a project of Energy Community interest, it **shall be first granted a status of project of the common interest within the European Union** (otherwise it is not covered by TEN-E Regulation on the EU-side)

- Project that directly crosses the border of one or more CPs and one or more MSs which is not granted a status of project of the common interest within the European Union may be developed on voluntary basis as **a project of Mutual Interest**.

FINANCING

TECHNICAL AND FINANCIAL ASSISTANCE	• GRANTS FOR STUDIES • GRANTS FOR WORKS

- Instrument for Pre-Accession Assistance
- Neighbourhood Investment Facility

"Each Contracting Party shall bring into force laws, regulations and administrative provisions necessary to comply with Regulation (...) by 31 December 2016. They shall forthwith inform the Energy Community Secretariat thereof.

The Contracting Parties shall apply those measures from <u>1 January 2017</u>."

Article 8

1. By <u>30 June 2017</u>, each Contracting Party shall designate one national competent authority which shall be responsible for facilitating and coordinating the permit granting process for projects of Energy Community interest.

Article 9

1. By <u>31 December 2017</u>, the Contracting Party or competent authority shall, where applicable in collaboration with other authorities concerned, publish a manual of procedures for the permit granting process applicable to projects of Energy Community interest. The manual shall be updated as necessary and made available to the public. The manual shall at least include the information specified in Annex V.1. The manual shall not be legally binding, but it may refer to or quote relevant legal provisions.

Deliverables, timetable, decision-making

What do we want to achieve in 2016

Kick-off meeting Submitted projects

List of eligible projects

⬇

Public consultation

List of eligible projects assessed via methodology prepared by the Consultant

⬇

Scoring and ranking of projects

⬇

Agreement on the draft preliminary list by the Group if possible

Agreement on the draft preliminary list by the Group

⬇

Opinion of the ECRB

Decision-making body (PHLG) adopts the preliminary list

⬇

MC decision under Title III EnCom PECI list

February - March 2016

April 2016

June-July 2016

September 2016

October 2016