

EEAG 2014-2020

The Polish experience

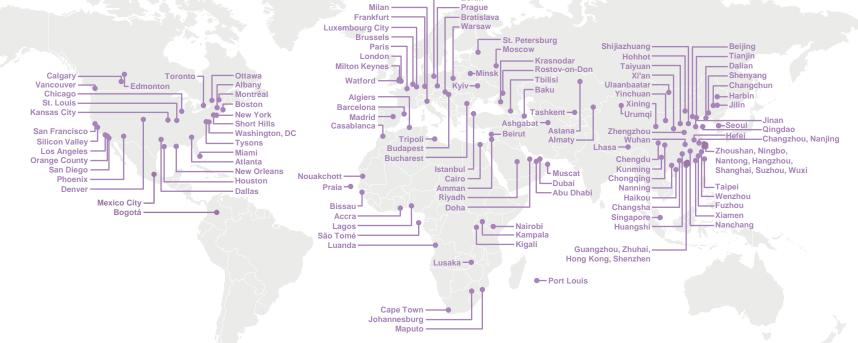
Michał Motylewski, Counsel Energy and Natural Resources Practice

9 March 2018 | Energy Community State Aid Network Workshop | Vienna

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The entire energy industry value chain

March 2018 Dentons Global Energy 2 大成DENTONS

Where do we stand?



Decisions not to raise objections

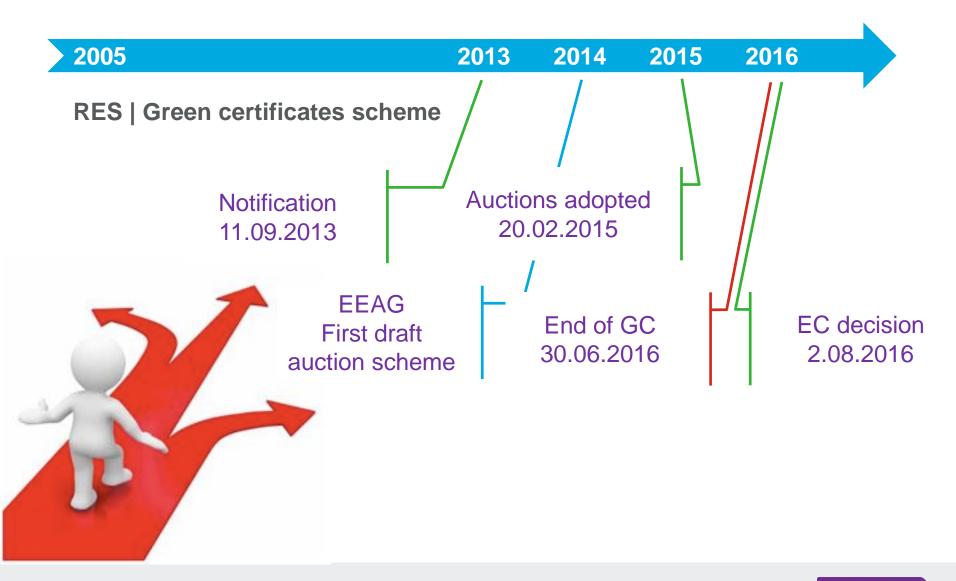
Gas infrastructure – the simple case

- SA.39050
 Aid to gas infrastructure in Poland
- 9 pipeline projects
- 7.07.2014 notification
- 17.07.2015 EC decision
- From 01.01.2016 to 31.12.2022
- Objective of common interest
- Necessary and proportionate
- Indirect enhancement of competition

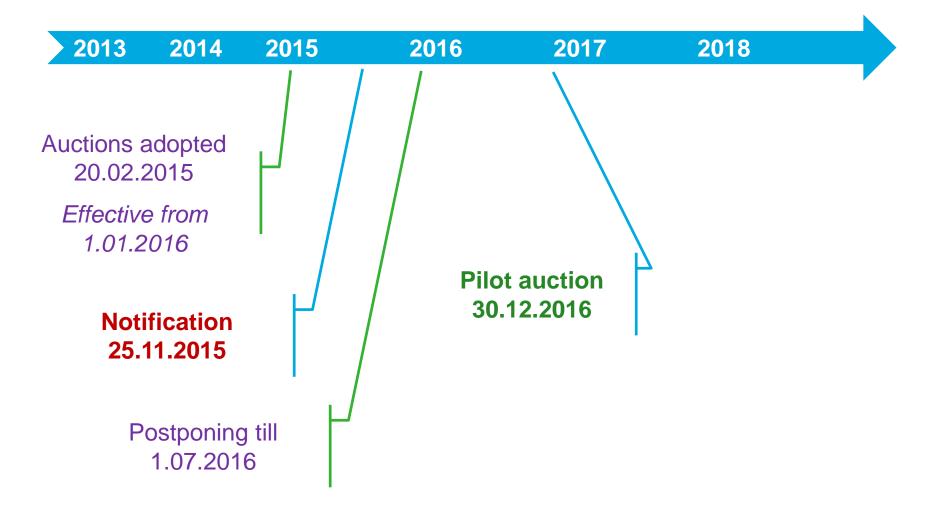
- Beneficiary GAZ System S.A.
- Sole, state owned TSO
- Ownership unbundling
- Financed through tariffs

 6 projects (parts) – PCIs eligible for Connecting Europe Facility

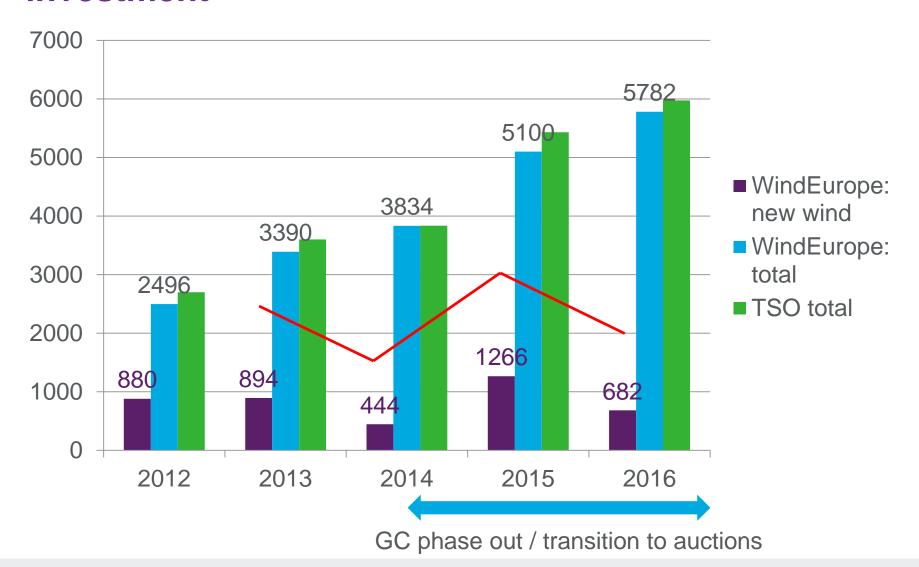
Before we got there...



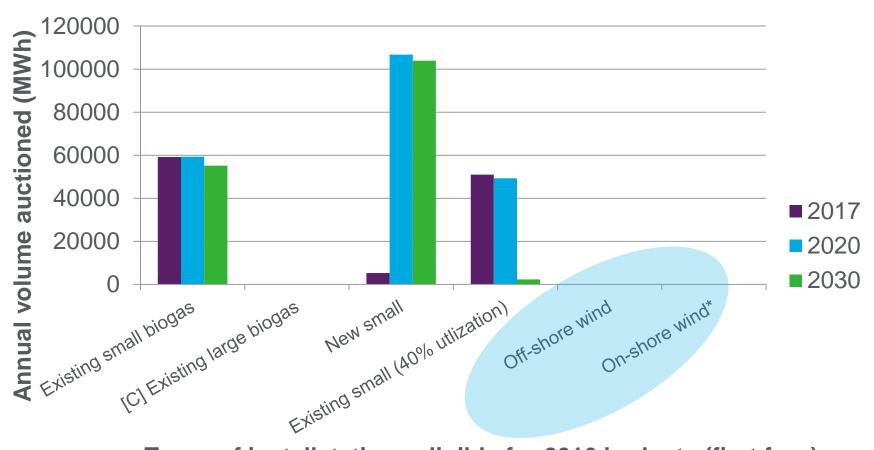
The RES auction scheme



Impact of auction roll-out (Poland) on wind investment



First test auction in Poland / December 2016

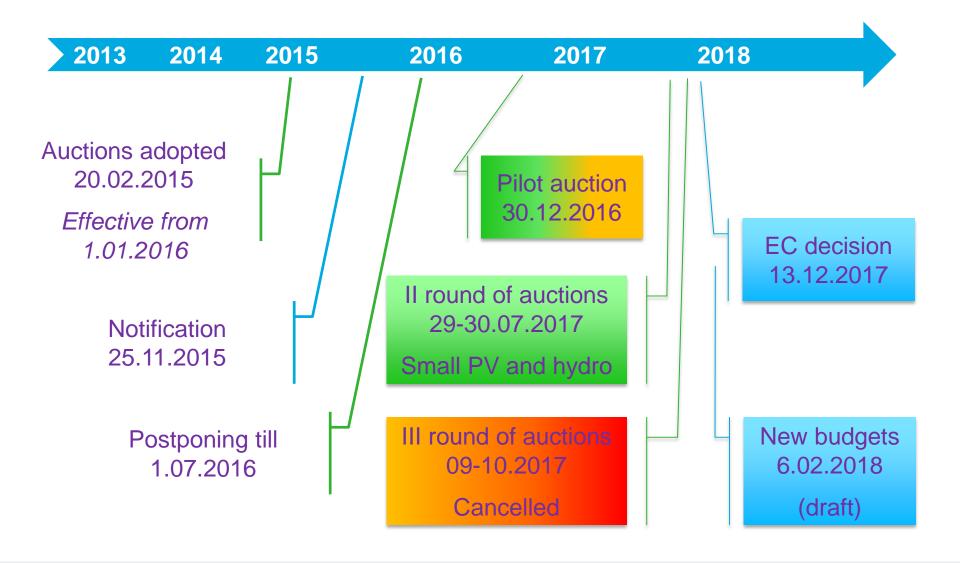


Types of installatations eligible for 2016 budgets (first four)

*Except for small on-shore wind (up to 1 MW per installation)

Source: official auction results / NRA

The RES auction scheme



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The approved auction scheme

- SA.43697 Polish support scheme for RES and relief for energyintensive users
- 25.11.2015 notification
- 13.12.2017 EC decision
- From 01.07.2016 to 30.06.2021
- Objective of common interest

- Violation of standstill clause
- Formal complaint reviewed by the Commission
- 80% volume cap to limit basket distortion of competitive pressure
- Modified support to small installations
- Modified baskets of technologies
- Waste Framework Directive (TWP)
- Removed "local biomass" limitation

The capacity market

- SA.46100 Planned Polish capacity mechanism
- 28.07.2016 notification
- 07.02.2018 EC decision (not available yet)
- First actions for capacity obligation in 2021-2023
- Review of the scheme by 2024

- Auction based
- Principal auction annual obligation and benefits
- Modernized installations up to 5 years obligation and benefits
- New installations up to
 15 years obligation and benefits

Thank you





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