Regulation (EU) 2017/1938 in the Energy Community
EU Legal framework for Security of Gas Supply

**Directive 2004/67/EC**
- Policies for securing gas supply
- Specific (protected) customers
- Supply standards
- **National** emergency measures
- Community mechanism
- Gas Coordination Group
- Security of supply Coordination Group
- Reporting, monitoring

**Regulation (EU) 994/2010**
- Competent authority
- Protected customers
- Supply standards
- Infrastructure standards
- Risk Assessment
- Preventive Action Plans
- Emergency Plans
- National emergency measures & voluntary joint plans and measures
- Crisis levels
- EC role
- Community mechanism
- Gas Coordination Group
- Information exchange, reporting, monitoring

**Regulation (EU) 2017/1938**
- Competent authority
- Protected customers (harmonised)
- Supply standards
- Improved Infrastructure standards
- Risk Assessment/regional/content & template
- Preventive Action Plans/ content & template
- Emergency Plans/ content & template
- National emergency measures & mandatory regional plans and measures
- Crisis levels
- **Strong EC role**
- Community mechanism
- **Solidarity**
- Gas Coordination Group
- Information exchange, reporting, monitoring

*In the Energy Community*
- **mandatory from 2009 till 30.11.2021**

*In the Energy Community*
- **mandatory from 30.11.2021**
Regulation (EU) 2017/1938 in the Energy Community (1)

Competent authority
Protected customers
Supply standards
Improved Infrastructure standards
National Risk Assessment/ content & template
National Preventive Action Plans/ content & template
National Emergency Plans/ content & template
National emergency measures
Crisis levels
Community mechanism
Security of Supply Coordination Group
Information exchange, reporting, monitoring

Adapted & adopted
By MC on 30.11.2021

Too complex to be implemented

Mandatory regional risk assessments, preventive action plans and emergency plans - Regional risk groups
Solidarity
Regulation (EU) 2017/1938 in the Energy Community (2)

Entry into force – on the day of its adoption, 30 November 2021

Deadline for the transposition by the Contracting Parties - 31.12.2022

Competent authority (Art 3) – without delay notification to the ECS

Security of Supply Coordination Group (Art 4 + Amendments to the Procedural Act)

Infrastructure standards: (Art 5)
   N-1 (Annex II), bi-directional flows (Annex III exemptions)
   exemptions for Bosnia and Herzegovina and Georgia

Supply standards (Art 6)

Crisis levels (Art 11) – early warning, alert, emergency / communication via ECS and SoS CG
Protected customers

By 26 February 2022, CPs shall notify ECS its definition of Protected customers (Art 2, Art 6)
categories include a) households and may include b) essential services and SMEs; and c) district heating under some conditions

To be noted:
- data about the consumption of each category of end users
- both SMEs and essential services combined should not exceed the threshold of 20% of annual gas consumption
National Risk Assessment (Art 7, Annex V, Art 18) – by 1 January 2024, update every 4 years

National Preventive Action Plans (Art 8, Art 9, Annex VI, Art 18) - by 1 May 2024, update every 4 years
/ 4 months for ECS assessment / 3 months for updates, if needed / 4 months for ECS and SoS CG to react / 2 months to justification

National Emergency Plans (Art 8, Art 10, Annex VII, Art 18) - by 1 May 2024, update every 4 years
/ 4 months for ECS assessment / 3 months for updates, if needed / 4 months for ECS and SoS CG to react / 2 months to justification

Information exchange, Professional secrecy (Art 14, 15) external, internal (notification of long term contracts by 1 January 2024; penalties determination by 1 July 2024)

Monitoring (Art 17) – ECS, communication to SoS CG, PHLG, MC

Review (Art 23) by ECS by 2024 / possible amendments
Next steps

- Gap analysis
- Ways of transposition
- Communication and support
- Transposition
- Implementation….
Thank you for your attention!