



**2016/0377(COD)**

14.9.2017

# **AMENDMENTS**

## **24 - 200**

**Draft report**  
**Flavio Zanonato**  
(PE606.138v01-00)

Risk-preparedness in the electricity sector

Proposal for a regulation  
(COM(2016)0862 – C8-0493/2016 – 2016/0377(COD))



**Amendment 24**

**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

**Proposal for a regulation**

**Citation 5 a (new)**

*Text proposed by the Commission*

*Amendment*

*– having regard to the reasoned opinions of the national parliaments on the issue of subsidiarity,*

Or. it

**Amendment 25**

**Pilar del Castillo Vera**

**Proposal for a regulation**

**Recital 1**

*Text proposed by the Commission*

*Amendment*

(1) The electricity sector in the Union is undergoing a profound transformation, characterised by more decentralised markets with more players, better interlinked systems and a higher proportion of renewable energy. In response, Directive xxx/ Regulation xxx [Reference to the proposed Electricity Directive and Electricity Regulation] aim to upgrade the legal framework governing the Union's internal electricity market, so as to ensure that markets and networks function in an optimal manner, to the benefit of businesses and consumers.

(1) The electricity sector in the Union is undergoing a profound transformation, characterised by more decentralised markets with more players, better *although still insufficiently* interlinked systems and a higher proportion of renewable energy. In response, Directive xxx/ Regulation xxx [Reference to the proposed Electricity Directive and Electricity Regulation] aim to upgrade the legal framework governing the Union's internal electricity market, so as to ensure that markets and networks function in an optimal manner, to the benefit of businesses and consumers.

Or. es

**Amendment 26**

**Rebecca Harms**

on behalf of the Verts/ALE Group

## Proposal for a regulation

### Recital 1

#### *Text proposed by the Commission*

(1) The electricity sector in the Union is undergoing a profound transformation, characterised by more decentralised markets with more players, better interlinked systems and a higher proportion of renewable energy. In response, Directive xxx/ Regulation xxx [Reference to the proposed Electricity Directive and Electricity Regulation] aim to upgrade the legal framework governing the Union's internal electricity market, so as to ensure that markets and networks function in an optimal manner, to the benefit of businesses and consumers.

#### *Amendment*

(1) The electricity sector in the Union is undergoing a profound transformation, characterised by more decentralised markets with more players, better interlinked systems and a higher proportion of renewable energy. In response, Directive xxx/ Regulation xxx [Reference to the proposed Electricity Directive and Electricity Regulation] aim to upgrade the legal framework governing the Union's internal electricity market, so as to ensure that markets and networks function in an optimal manner, to the benefit of businesses and consumers. ***This Regulation is also intended to contribute to the implementation of the objectives of the Energy Union, which rests on solidarity, a principle enshrined in Article 194 TFEU.***

Or. en

#### *Justification*

*It is very important to put the Regulation in the wider context of the Union's Energy Union strategy.*

## Amendment 27

**Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis**

## Proposal for a regulation

### Recital 1

#### *Text proposed by the Commission*

(1) The electricity sector in the Union is undergoing a profound transformation, characterised by more decentralised markets with more players, better interlinked systems and a higher proportion of renewable energy. In response, Directive

#### *Amendment*

(1) The electricity sector in the Union is undergoing a profound transformation, characterised by more decentralised markets with more players, better interlinked systems and a higher proportion of renewable energy. In response, Directive

xxx/ Regulation xxx [Reference to the proposed Electricity Directive and Electricity Regulation] aim to upgrade the legal framework governing the Union's internal electricity market, so as to ensure that markets and networks function in an optimal manner, to the benefit of *businesses and consumers*.

xxx/ Regulation xxx [Reference to the proposed Electricity Directive and Electricity Regulation] aim to upgrade the legal framework governing the Union's internal electricity market, so as to ensure that markets and networks function in an optimal manner, to the benefit of *EU citizens*.

Or. en

## **Amendment 28**

**Angelika Mlinar, Pavel Telička, Carolina Punset**

### **Proposal for a regulation**

#### **Recital 2**

##### *Text proposed by the Commission*

(2) Well-functioning markets and systems are the best guarantee of security of supply. However, even where markets and systems function well, the risk of an electricity crisis (as a result of extreme weather conditions, malicious attacks or a fuel shortage) can never be excluded. The consequences of crisis situations often extend beyond national borders. Even where incidents start locally their effects can rapidly spread across borders. Some extreme circumstances, such as a cold spell, a heat wave or a cyber-attack, may affect entire regions at the same time.

##### *Amendment*

(2) Well-functioning markets and systems *with developed and technologically modern electricity interconnections as well as national connections, ensuring free flow of energy across borders* are the best guarantee of security of supply *in the Union*. However, even where markets and systems function well, the risk of an electricity crisis (as a result of extreme weather conditions, malicious attacks or a fuel shortage) can never be excluded. The consequences of crisis situations often extend beyond national borders. Even where incidents start locally their effects can rapidly spread across borders. Some extreme circumstances, such as a cold spell, a heat wave or a cyber-attack, may affect entire regions at the same time.

Or. en

## **Amendment 29**

**Pilar del Castillo Vera**

**Proposal for a regulation**  
**Recital 2**

*Text proposed by the Commission*

(2) Well-functioning markets and systems are the best guarantee of security of supply. However, even where markets and systems function well, the risk of an electricity crisis (as a result of extreme weather conditions, malicious attacks or a fuel shortage) can never be excluded. The consequences of crisis situations often extend beyond national borders. Even where incidents start locally their effects can rapidly spread across borders. Some extreme circumstances, such as a cold spell, a heat wave or a cyber-attack, may affect entire regions at the same time.

*Amendment*

(2) Well-functioning markets and systems **and an increase in interconnection capacities between Member States** are the best guarantee of security of supply. However, even where markets and systems function well **and are interconnected**, the risk of an electricity crisis (as a result of extreme weather conditions, malicious attacks or a fuel shortage) can never be excluded. The consequences of crisis situations often extend beyond national borders. Even where incidents start locally their effects can rapidly spread across borders. Some extreme circumstances, such as a cold spell, a heat wave or a cyber-attack, may affect entire regions at the same time.

Or. es

**Amendment 30**  
**Luděk Niedermayer**

**Proposal for a regulation**  
**Recital 2**

*Text proposed by the Commission*

(2) Well-functioning markets and systems are the best guarantee of security of supply. However, even where markets and systems function well, the risk of an electricity crisis (as a result of extreme weather conditions, malicious attacks or a fuel shortage) can never be excluded. The consequences of crisis situations often extend beyond national borders. Even where incidents start locally their effects can rapidly spread across borders. Some extreme circumstances, such as a cold spell, a heat wave or a cyber-attack, may

*Amendment*

(2) Well-functioning markets and systems are the best guarantee of security of supply. However, even where markets and systems function well, the risk of an electricity crisis (**especially** as a result of extreme weather conditions, malicious attacks or a fuel shortage) can never be excluded. The consequences of crisis situations often extend beyond national borders. Even where incidents start locally their effects can rapidly spread across borders. Some extreme circumstances, such as a cold spell, a heat wave or a

affect entire regions at the same time.

cyber-attack, may affect entire regions at the same time.

Or. en

*Justification*

*There are many other circumstances that can lead to electricity crises.*

**Amendment 31**

**Angelika Mlinar, Pavel Telička, Carolina Punset**

**Proposal for a regulation**

**Recital 3**

*Text proposed by the Commission*

(3) In a context of interlinked electricity markets and systems, crisis prevention and management cannot be considered a purely national responsibility. A common framework of rules and coordinated procedures are needed, to ensure that Member States and other actors cooperate effectively across borders *in a spirit of* transparency and solidarity.

*Amendment*

(3) In a context of interlinked electricity markets and systems, crisis prevention and management cannot be considered a purely national responsibility *and the potential of more efficient and less costly measures through regional cooperation should be better exploited*. A common framework of rules and *better* coordinated procedures are needed, to ensure that Member States and other actors cooperate effectively across borders *and increase* transparency, *trust* and solidarity *between Member States*.

Or. en

**Amendment 32**

**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

**Proposal for a regulation**

**Recital 3**

*Text proposed by the Commission*

(3) In a context of interlinked electricity markets and systems, crisis prevention and management *cannot be considered a purely national*

*Amendment*

(3) In a context of interlinked electricity markets and systems, crisis prevention and management *might be placed in a situation whereby they need to*

**responsibility.** A common framework of rules and coordinated procedures are needed, to ensure that Member States and other actors cooperate effectively across borders in a spirit of transparency and solidarity.

**be coordinated between the Union and the Member States.** A common framework of rules and coordinated procedures are needed, to ensure that Member States and other actors cooperate effectively across borders in a spirit of transparency and solidarity.

Or. it

### **Amendment 33**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Recital 3 a (new)**

*Text proposed by the Commission*

*Amendment*

**(3a) Ultimately, to prevent electricity crises, energy efficiency measures and further development of renewable energy sources are of fundamental importance. The transition towards a more sustainable and efficient energy system and greater reliance on local renewable energy producers are the most effective ways to reduce the Union's electricity import dependence, thereby providing a long-term and sustainable improvement of Member States' resilience to a supply crisis.**

Or. en

*Justification*

*Renewable energy and energy efficiency are the key preconditions to reduce frequency of electricity crisis situations.*

### **Amendment 34**

**Luděk Niedermayer**

### **Proposal for a regulation**



## Recital 5

*Text proposed by the Commission*

(5) The System operation guidelines<sup>24</sup> and the Network code on emergency and restoration<sup>25</sup> constitute a detailed rulebook governing how transmission system operators and other relevant actors should act and cooperate to ensure system security. These technical rules should ensure that most electricity incidents are dealt with effectively at operational level. This Regulation focuses on electricity crisis situations that may have a larger scale and impact. It sets out what Member States should do to prevent such situations and what measures they can take should system operational rules alone no longer suffice. Even in crisis situations, however, system operation rules should continue to be fully respected.

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<sup>24</sup> Commission Regulation (EU) .../...of XXX establishing a guideline on electricity transmission system operation, OJ [...]

<sup>25</sup> Commission Regulation (EU) .../...of XXX establishing a network code on electricity emergency and restoration, OJ [...].

*Amendment*

(5) The System operation guidelines<sup>24</sup> and the Network code on emergency and restoration<sup>25</sup> constitute a detailed rulebook governing how transmission system operators and other relevant actors should act and cooperate to ensure system security. These technical rules should ensure that most electricity incidents are dealt with effectively at operational level. This Regulation focuses on electricity crisis situations that may have a larger scale and impact. It sets out what Member States should do to prevent such situations and what measures they can take should system operational rules alone no longer suffice. Even in crisis situations, however, system operation rules should continue to be fully respected ***and consistency should be ensured between the provisions of this Regulation and the Network Code System Operation Guidelines on Emergency and Restoration.***

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<sup>24</sup> Commission Regulation (EU) .../...of XXX establishing a guideline on electricity transmission system operation, OJ [...]

<sup>25</sup> Commission Regulation (EU) .../...of XXX establishing a network code on electricity emergency and restoration, OJ [...].

Or. en

## Amendment 35

Angelika Mlinar, Pavel Telička, Carolina Punset

### Proposal for a regulation

## Recital 5

*Text proposed by the Commission*

*Amendment*

(5) The System operation guidelines<sup>24</sup> and the Network code on emergency and restoration<sup>25</sup> constitute a detailed rulebook governing how transmission system operators and other relevant actors should act and cooperate to ensure system security. These technical rules should ensure that *most* electricity incidents are dealt with effectively at operational level. This Regulation focuses on electricity crisis situations that may have a larger scale and impact. It sets out what Member States should do to prevent such situations and what measures they can take should system operational rules alone no longer suffice. Even in crisis situations, however, system operation rules should continue to be fully respected.

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<sup>24</sup> Commission Regulation (EU) .../...of XXX establishing a guideline on electricity transmission system operation, OJ [...]

<sup>25</sup> Commission Regulation (EU) .../...of XXX establishing a network code on electricity emergency and restoration, OJ [...].

(5) The System operation guidelines<sup>24</sup> and the Network code on emergency and restoration<sup>25</sup> constitute a detailed rulebook governing how transmission system operators and other relevant actors should act and cooperate to ensure system security. These technical rules should ensure that electricity incidents are dealt with effectively at operational level. This Regulation focuses on electricity crisis situations that may have a larger scale and impact. It sets out what Member States should do to prevent such situations and what measures they can take should system operational rules alone no longer suffice. Even in crisis situations, however, system operation rules should continue to be fully respected *and consistency between the provisions laid out in this Regulation and the Network code on emergency and restoration should be ensured.*

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<sup>24</sup> Commission Regulation (EU) .../...of XXX establishing a guideline on electricity transmission system operation, OJ [...]

<sup>25</sup> Commission Regulation (EU) .../...of XXX establishing a network code on electricity emergency and restoration, OJ [...].

Or. en

## **Amendment 36**

**Angelika Mlinar, Pavel Telička, Carolina Punset**

### **Proposal for a regulation**

#### **Recital 6**

*Text proposed by the Commission*

(6) This Regulation sets out a common framework of rules on how to prevent, prepare for and manage electricity crisis situations, bringing more transparency in the preparation phase and during an

*Amendment*

(6) This Regulation sets out a common framework of rules on how to prevent, prepare for and manage electricity crisis situations, bringing more transparency in the preparation phase and during an

electricity crisis and ensuring that, even in a crisis, electricity is delivered where it is needed most. It requires Member States to cooperate at regional level, in a spirit of solidarity. It also sets out a framework for an effective monitoring of security of supply in Europe via the Electricity Coordination Group. This should result in better risk preparedness at a lower cost. It should also strengthen the internal energy market by enhancing trust and confidence across Member States and ruling out inappropriate state interventions in crisis situations, in particular avoiding undue curtailment of cross-border flows.

electricity crisis and ensuring that, even in a crisis, ***measures are taken in a coordinated and effective manner and*** electricity is delivered where it is needed most. It requires Member States to cooperate at regional level, in a spirit of solidarity. It also sets out a framework for an effective monitoring of security of supply in Europe via the Electricity Coordination Group. This should result in better risk preparedness at a lower cost ***and with optimization of resources***. It should also strengthen the internal energy market by enhancing trust and confidence across Member States and ruling out inappropriate state interventions in crisis situations, in particular avoiding ***non-market measures and*** undue curtailment of cross-border flows, ***thus reducing the risk of negative spill-over effects on neighbouring Member States***.

Or. en

### **Amendment 37**

**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

#### **Proposal for a regulation**

##### **Recital 6**

*Text proposed by the Commission*

(6) This Regulation sets out a common framework of rules on how to prevent, prepare for and manage electricity crisis situations, bringing more transparency in the preparation phase and during an electricity crisis and ensuring that, even in a crisis, electricity is delivered where it is needed most. It ***requires*** Member States to cooperate at regional level, in a spirit of solidarity. It also sets out a framework for an effective monitoring of security of supply in Europe via the Electricity Coordination Group. This should result in better risk preparedness at a lower cost. ***It***

*Amendment*

(6) This Regulation sets out a common framework of rules on how to prevent, prepare for and manage electricity crisis situations, bringing more transparency in the preparation phase and during an electricity crisis and ensuring that, even in a crisis, electricity is delivered where it is needed most. It ***calls on*** Member States to cooperate at regional level, in a spirit of solidarity. It also sets out a framework for an effective monitoring of security of supply in Europe via the Electricity Coordination Group. This should result in better risk preparedness at a lower cost.

*should also strengthen the internal energy market by enhancing trust and confidence across Member States and ruling out inappropriate state interventions in crisis situations, in particular avoiding undue curtailment of cross-border flows.*

Or. it

### **Amendment 38**

**Xabier Benito Ziluaga, Marisa Matias, Paloma López Bermejo**

#### **Proposal for a regulation**

##### **Recital 6**

*Text proposed by the Commission*

(6) This Regulation sets out a common framework of rules on how to prevent, prepare for and manage electricity crisis situations, bringing more transparency in the preparation phase and during an electricity crisis and ensuring that, even in a crisis, electricity is delivered where it is needed most. It requires Member States to cooperate at regional level, in a spirit of solidarity. It also sets out a framework for an effective monitoring of security of supply in Europe via the Electricity Coordination Group. This should result in better risk preparedness at a lower cost. ***It should also strengthen the internal energy market by enhancing trust and confidence across Member States and ruling out inappropriate state interventions in crisis situations, in particular avoiding undue curtailment of cross-border flows.***

*Amendment*

(6) This Regulation sets out a common framework of rules on how to prevent, prepare for and manage electricity crisis situations, bringing more transparency in the preparation phase and during an electricity crisis and ensuring that, even in a crisis, electricity is delivered where it is needed most. It requires Member States to cooperate at regional level, in a spirit of solidarity. It also sets out a framework for an effective monitoring of security of supply in Europe via the Electricity Coordination Group. This should result in better risk preparedness at a lower cost.

Or. en

### **Amendment 39**

**Luděk Niedermayer**

#### **Proposal for a regulation**

## Recital 6

*Text proposed by the Commission*

(6) This Regulation sets out a common framework of rules on how to prevent, prepare for and manage electricity crisis situations, bringing more transparency in the preparation phase and during an electricity crisis and ensuring that, even in a crisis, electricity is delivered where it is needed most. It requires Member States to cooperate at regional level, in a spirit of solidarity. It also sets out a framework for an effective monitoring of security of supply in Europe via the Electricity Coordination Group. This should result in better risk preparedness at a lower cost. It should also strengthen the internal energy market by enhancing trust and confidence across Member States and ruling out inappropriate state interventions in crisis situations, in particular avoiding undue curtailment of cross-border flows.

*Amendment*

(6) This Regulation sets out a common framework of rules on how to prevent, prepare for and manage electricity crisis situations, bringing more transparency in the preparation phase and during an electricity crisis and ensuring that, even in a crisis, electricity is delivered where it is needed most. It requires Member States to cooperate at regional level, in a spirit of solidarity. It also sets out a framework for an effective monitoring of security of supply in Europe via the Electricity Coordination Group. This should result in better risk preparedness at a lower cost **and lower impact of crises on citizens and companies**. It should also strengthen the internal energy market by enhancing trust and confidence across Member States and ruling out inappropriate state interventions in crisis situations, in particular avoiding undue curtailment of cross-border flows **and cross-zonal transmission capacities**

Or. en

*Justification*

*It is important to highlight that available cross-zonal capacity are still quite often curtailed in Europe, and not only in times of crisis. The most capacity possible shall be made available for trade, which will help integrating the market and thus delivering the electricity to places where it is most needed.*

## Amendment 40

Angelika Mlinar, Pavel Telička, Carolina Punset

### Proposal for a regulation

#### Recital 10

*Text proposed by the Commission*

(10) To facilitate prevention, information exchange and ex-post evaluation of electricity crises, Member

*Amendment*

(10) To facilitate prevention, information exchange and ex-post evaluation of electricity crises, Member

States should designate one competent authority as a contact point. This may be an existing or new entity.

States should designate one competent ***national governmental or regulatory*** authority as a contact point. This may be an existing or new entity.

Or. en

**Amendment 41**  
**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

**Proposal for a regulation**  
**Recital 10**

*Text proposed by the Commission*

(10) To facilitate prevention, information exchange and ex-post evaluation of electricity crises, Member States should designate one competent authority as a contact point. This may be an existing or new entity.

*Amendment*

(10) To facilitate prevention, information exchange and ex-post evaluation of electricity crises, Member States should designate one competent authority as a contact point. This may be an existing or new entity, ***which will act as an interface between distribution system operators and transmission system operators, whilst respecting the prerogatives of each entity.***

Or. it

**Amendment 42**  
**Rebecca Harms**  
on behalf of the Verts/ALE Group

**Proposal for a regulation**  
**Recital 10**

*Text proposed by the Commission*

(10) To facilitate prevention, information exchange and ex-post evaluation of electricity crises, Member States should designate one competent authority as a contact point. This may be an existing or new entity.

*Amendment*

(10) To facilitate prevention, information exchange and ex-post evaluation of electricity crises, Member States should designate one competent authority as a contact point. This may be an existing or new entity, ***but not a for-profit organisation, including a transmission***

*system operator.*

Or. en

*Justification*

*The purpose of this amendments is to close the potential loophole where competent authorities could delegate their tasks to TSOs, which would be against the spirit of Third Package.*

**Amendment 43**

**Angelika Mlinar, Pavel Telička, Carolina Punset**

**Proposal for a regulation**

**Recital 11**

*Text proposed by the Commission*

(11) A common approach to crisis prevention and management requires, above all, that Member States use *the same* methods and definitions to identify risks relating to the security of electricity supply *and are in a position* effectively to compare how well they and their neighbours perform in that area. The Regulation identifies two indicators to monitor the security of electricity supply in the Union: 'expected energy non served' (EENS), expressed in GWh/year, and 'loss of load expectation' (LOLE), expressed in hours/year. These indicators are part of the European resource adequacy assessment carried out by the European Network of Transmission System Operators for Electricity (ENTSO-E), pursuant to [Article 19 of the proposed Electricity Regulation]. The Electricity Coordination Group shall carry out regular monitoring of the security of supply based on the results of these indicators. The Agency for the Cooperation of Energy Regulators (Agency) should also use these indicators, when reporting on Member States' performance in the area of security of supply in its annual electricity market

*Amendment*

(11) A common approach to crisis prevention and management requires, above all, that Member States use *common* methods and definitions to identify risks relating to the security of electricity supply, *allowing them to* effectively compare how well they and their neighbours perform in that area. The Regulation identifies two indicators to monitor the security of electricity supply in the Union: 'expected energy non served' (EENS), expressed in GWh/year, and 'loss of load expectation' (LOLE), expressed in hours/year. These indicators are part of the European resource adequacy assessment carried out by the European Network of Transmission System Operators for Electricity (ENTSO-E), pursuant to [Article 19 of the proposed Electricity Regulation]. The Electricity Coordination Group shall carry out regular monitoring of the security of supply based on the results of these indicators. The Agency for the Cooperation of Energy Regulators (Agency) should also use these indicators, when reporting on Member States' performance in the area of security of supply in its annual electricity market monitoring reports, pursuant to [Article 16

monitoring reports, pursuant to [Article 16 of the proposed ACER Regulation].

of the proposed ACER Regulation].

Or. en

#### **Amendment 44**

**Xabier Benito Ziluaga, Marisa Matias, Paloma López Bermejo**

#### **Proposal for a regulation**

##### **Recital 12**

###### *Text proposed by the Commission*

(12) To ensure the coherence of risk assessments that builds trust between Member States in a crisis situation a common approach to identifying risk scenarios is needed. Therefore, **ENTSO-E** should develop a common methodology for risk identification in cooperation with **the Agency**, **with** ENTSO-E **proposing the methodology and the Agency approving it.**

###### *Amendment*

(12) To ensure the coherence of risk assessments that builds trust between Member States in a crisis situation a common approach to identifying risk scenarios is needed. Therefore, **the Agency** should develop a common methodology for risk identification in cooperation with ENTSO-E.

Or. en

#### **Amendment 45**

**Angelika Mlinar, Pavel Telička, Carolina Punset**

#### **Proposal for a regulation**

##### **Recital 12**

###### *Text proposed by the Commission*

(12) To ensure the coherence of risk assessments that builds trust between Member States in a crisis situation a common approach to identifying risk scenarios is needed. Therefore, ENTSO-E should develop a common methodology for risk identification in cooperation with the Agency, with ENTSO-E proposing the methodology and the Agency approving it.

###### *Amendment*

(12) To ensure the coherence of risk assessments that builds trust between Member States in a crisis situation a common approach to identifying risk scenarios is needed. Therefore, ENTSO-E should develop **and regularly update** a common methodology for risk identification in cooperation with the Agency, with ENTSO-E proposing the methodology **and its updates** and the Agency approving it.



#### **Amendment 46**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

##### **Recital 12**

###### *Text proposed by the Commission*

(12) To ensure the coherence of risk assessments that builds trust between Member States in a crisis situation a common approach to identifying risk scenarios is needed. Therefore, ENTSO-E should develop a common methodology for risk identification in cooperation with the Agency, with ENTSO-E proposing the methodology and the Agency approving it.

###### *Amendment*

(12) To ensure the coherence of risk assessments that builds trust between Member States in a crisis situation a common approach to identifying risk scenarios is needed. Therefore, ENTSO-E should develop, ***after consulting stakeholders***, a common methodology for risk identification in cooperation with the Agency, with ENTSO-E proposing the methodology and the Agency approving it.

#### **Amendment 47**

**Angelika Mlinar, Carolina Punset**

#### **Proposal for a regulation**

##### **Recital 13**

###### *Text proposed by the Commission*

(13) On the basis of this common methodology, ENTSO-E should regularly draw up and update regional crisis scenarios and identify the most relevant risks for each region such as extreme weather conditions, natural disasters, fuel shortages or malicious attacks. When considering the crisis scenario of gas fuel shortage, the risk of gas supply disruption should be assessed based on the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas

###### *Amendment*

(13) On the basis of this common methodology, ENTSO-E should regularly draw up and update regional crisis scenarios and identify the most relevant risks for each region such as extreme weather conditions, natural disasters, fuel shortages or malicious attacks. When considering the crisis scenario of gas fuel shortage, the risk of gas supply disruption should be assessed based on the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas

pursuant to Article 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation]. Member States should establish and update their national crisis scenarios *on this basis*, in principle every three years. The scenarios should provide the basis for the risk-preparedness plans. When identifying risks on national level the Member States should also describe possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and *possible* measures taken, *if any*, to address such risks (such as general or sector-specific investment screening laws, special rights for certain shareholders, etc.), with an indication why in their view such measures are *justified*.

pursuant to Article 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation]. *In order to reinforce the regional approach to assessing risks, ENTSO-E should be able to delegate tasks related to the identification of regional crisis scenarios to regional operational centres.* Member States should, *on the basis of the regional crisis scenarios*, establish and update their national crisis scenarios, in principle every three years. The scenarios should *then* provide the basis for the risk-preparedness plans. When identifying risks on national level the Member States should also describe possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and *any* measures taken to address such risks (such as general or sector-specific investment screening laws, special rights for certain shareholders, etc.), with an indication why in their view such measures are *considered necessary and proportionate*.

Or. en

## Amendment 48

Rebecca Harms

on behalf of the Verts/ALE Group

### Proposal for a regulation

#### Recital 13

*Text proposed by the Commission*

(13) On the basis of this common methodology, *ENTSO-E* should regularly draw up and update regional crisis scenarios and identify the most relevant risks for each region such as extreme weather conditions, natural disasters, fuel shortages or malicious attacks. When considering the crisis scenario of gas fuel shortage, the risk of gas supply disruption should be assessed based on the gas supply

*Amendment*

(13) On the basis of this common methodology, *regional operational centres* should regularly draw up and update regional crisis scenarios, *to be adopted by ENSTO-E*, and identify the most relevant risks for each region such as extreme weather conditions, natural disasters, fuel shortages or malicious attacks. When considering the crisis scenario of gas fuel shortage, the risk of gas supply disruption

and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas pursuant to Article 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation]. Member States should establish and update their national crisis scenarios on this basis, in principle every three years. The scenarios should provide the basis for the risk-preparedness plans. When identifying risks on national level the Member States should also describe possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and possible measures taken, if any, to address such risks (such as general or sector-specific investment screening laws, special rights for certain shareholders, etc.), with an indication why in their view such measures are justified.

should be assessed based on the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas pursuant to Article 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation]. Member States should establish and update their national crisis scenarios on this basis, in principle every three years. The scenarios should provide the basis for the risk-preparedness plans. When identifying risks on national level the Member States should also describe possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and possible measures taken, if any, to address such risks (such as general or sector-specific investment screening laws, special rights for certain shareholders, etc.), with an indication why in their view such measures are justified.

Or. en

#### *Justification*

*ROCs are ideally placed to undertake regional crisis scenarios as they have first-hand experience of the operations in a region and the risks associated with security of supply in it. ENTSO-E will adopt scenarios to reflect the EU-wide approach.*

#### **Amendment 49**

**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

#### **Proposal for a regulation**

#### **Recital 13**

##### *Text proposed by the Commission*

(13) On the basis of this common methodology, ENTSO-E should regularly draw up and update regional crisis scenarios and identify the most relevant risks for each region such as extreme weather conditions, natural disasters, fuel shortages or malicious attacks. When

##### *Amendment*

(13) On the basis of this common methodology, ENTSO-E should regularly draw up and update regional crisis scenarios and identify the most relevant risks for each region such as ***possible changes in the geopolitical situation***, extreme weather conditions, natural

considering the crisis scenario of gas fuel shortage, the risk of gas supply disruption should be assessed based on the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas pursuant to Article 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation]. Member States should establish and update their national crisis scenarios on this basis, in principle every three years. The scenarios should provide the basis for the risk-preparedness plans. When identifying risks on national level the Member States should also describe possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and possible measures taken, if any, to address such risks (such as general or sector-specific investment screening laws, special rights for certain shareholders, etc.), with an indication why in their view such measures are justified.

disasters, fuel shortages or malicious attacks. When considering the crisis scenario of gas fuel shortage, the risk of gas supply disruption should be assessed based on the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas pursuant to Article 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation]. Member States should establish and update their national crisis scenarios on this basis, in principle every three years. The scenarios should provide the basis for the risk-preparedness plans. When identifying risks on national level the Member States should also describe possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and possible measures taken, if any, to address such risks (such as general or sector-specific investment screening laws, special rights for certain shareholders, etc.), with an indication why in their view such measures are justified.

Or. it

**Amendment 50**  
**Barbara Kappel, Lorenzo Fontana**

**Proposal for a regulation**  
**Recital 13**

*Text proposed by the Commission*

(13) On the basis of this common methodology, ENTSO-E should regularly draw up and update regional crisis scenarios and identify the most relevant risks for each region such as extreme weather conditions, natural disasters, fuel shortages or malicious attacks. When considering the crisis scenario of gas fuel shortage, the risk of gas supply disruption should be assessed based on the gas supply

*Amendment*

(13) On the basis of this common methodology, ENTSO-E, ***in cooperation with the Member States***, should regularly draw up and update regional crisis scenarios and identify the most relevant risks for each region such as extreme weather conditions, natural disasters, fuel shortages or malicious attacks. When considering the crisis scenario of gas fuel shortage, the risk of gas supply disruption

and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas pursuant to Article 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation]. Member States should establish and update their national crisis scenarios on this basis, in principle every three years. The scenarios should provide the basis for the risk-preparedness plans. When identifying risks on national level the Member States should also describe possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and possible measures taken, if any, to address such risks (such as general or sector-specific investment screening laws, special rights for certain shareholders, etc.), with an indication why in their view such measures are justified.

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Or. de

## **Amendment 51**

**Xabier Benito Ziluaga, Marisa Matias**

### **Proposal for a regulation**

#### **Recital 13**

##### *Text proposed by the Commission*

(13) On the basis of this common methodology, *ENTSO-E* should regularly draw up and update regional crisis scenarios and identify the most relevant risks for each region such as extreme weather conditions, natural disasters, fuel shortages or malicious attacks. When considering the crisis scenario of gas fuel shortage, the risk of gas supply disruption should be assessed based on the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas

##### *Amendment*

(13) On the basis of this common methodology, *the Agency* should regularly draw up and update regional crisis scenarios and identify the most relevant risks for each region such as extreme weather conditions, natural disasters, fuel shortages or malicious attacks. When considering the crisis scenario of gas fuel shortage, the risk of gas supply disruption should be assessed based on the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas

pursuant to Article 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation]. Member States should establish and update their national crisis scenarios on this basis, in principle every three years. The scenarios should provide the basis for the risk-preparedness plans. When identifying risks on national level the Member States should also describe possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and possible measures taken, if any, to address such risks (such as general or sector-specific investment screening laws, special rights for certain shareholders, etc.), with an indication why in their view such measures are justified.

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Or. en

## **Amendment 52**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Recital 14**

##### *Text proposed by the Commission*

(14) A regional approach to identifying risk scenarios and developing preventive and mitigating measures should bring significant benefits in terms of the effectiveness of measures and optimal use of resources. Moreover, in a simultaneous electricity crisis, a coordinated and pre-agreed approach will ensure a consistent response and reduce the risk of negative spill-over effects that purely national measures could have in neighbouring Member States. This Regulation therefore requires Member States to cooperate in a regional context.

##### *Amendment*

(14) A regional approach to identifying risk scenarios and developing preventive and mitigating measures should bring significant benefits in terms of the effectiveness of measures and optimal use of resources. Moreover, in a simultaneous electricity crisis, a coordinated and pre-agreed approach will ensure a consistent response and reduce the risk of negative spill-over effects that purely national measures could have in neighbouring Member States. This Regulation therefore requires Member States to cooperate in a regional context. ***This Regulations also refers to macro-regional partnerships that should be engaged in order to provide***

*political support, advice and guidance with regard to decisions that may have an impact on broader regions. Regional cooperation should gradually be complemented with a stronger Union perspective, allowing recourse to all available supplies and tools in the entire internal electricity market.*

Or. en

#### *Justification*

*Macro-regional partnerships are the optimal level of governance for Member States to jointly implement policies in a cost-optimal manner. The Commission should facilitate the establishment of such partnerships between Member States. Ultimately, a functioning Union-wide electricity market is the optimal solution, benefitting customers and reducing the likelihood of supply crises.*

### **Amendment 53**

**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

#### **Proposal for a regulation**

##### **Recital 14**

###### *Text proposed by the Commission*

(14) A regional approach to identifying risk scenarios and developing preventive and mitigating measures should bring significant benefits in terms of the effectiveness of measures and optimal use of resources. Moreover, in a simultaneous electricity crisis, a coordinated and pre-agreed approach will ensure a consistent response and reduce the risk of negative spill-over effects that purely national measures could have in neighbouring Member States. This Regulation therefore **requires** Member States to cooperate in a regional context.

###### *Amendment*

(14) A regional approach to identifying risk scenarios and developing preventive and mitigating measures should bring significant benefits in terms of the effectiveness of measures and optimal use of resources. Moreover, in a simultaneous electricity crisis, a coordinated and pre-agreed approach will ensure a consistent response and reduce the risk of negative spill-over effects that purely national measures could have in neighbouring Member States. This Regulation therefore **calls on** Member States to cooperate in a regional context.

Or. it

**Amendment 54**  
**Krišjānis Kariņš**

**Proposal for a regulation**  
**Recital 15**

*Text proposed by the Commission*

(15) As stated in the [proposed Electricity Regulation], the regional **operational** centres should regularly assess relevant risks as they are entrusted with the operational management of such situations. To ensure that they can carry out their tasks effectively and act in close cooperation with relevant national authorities with a view to preventing and mitigating larger-scale incidents, the regional cooperation required under this Regulation should build on the regional cooperation structures used at technical level, namely the groups of Member States sharing the same regional **operational** centre.

*Amendment*

(15) As stated in the [proposed Electricity Regulation], the regional **coordination** centres should regularly assess relevant risks as they are entrusted with the operational management of such situations. To ensure that they can carry out their tasks effectively and act in close cooperation with relevant national authorities with a view to preventing and mitigating larger-scale incidents, the regional cooperation required under this Regulation should build on the regional cooperation structures used at technical level, namely the groups of Member States sharing the same regional **coordination** centre.

Or. en

*Justification*

*This amendment applies throughout the text. Adopting it will necessitate corresponding changes throughout.*

**Amendment 55**  
**Angelika Mlinar, Pavel Telička, Carolina Punset**

**Proposal for a regulation**  
**Recital 16**

*Text proposed by the Commission*

(16) The [proposed Electricity Regulation] prescribes the use of a common methodology for the medium to long-term European resource adequacy assessment (from 10 year-ahead to year ahead), with a view to ensuring that Member States' decisions as to possible

*Amendment*

(16) The [proposed Electricity Regulation] prescribes the use of a common methodology for the medium to long-term European resource adequacy assessment (from 10 year-ahead to year ahead), with a view to ensuring that Member States' decisions as to possible



investment needs are made on a transparent and commonly agreed basis. This assessment has a different purpose than the short-term adequacy assessments which are used to detect possible adequacy related problems in short time-frames, namely seasonal outlooks (six months ahead) and week-ahead to intraday adequacy assessments. Regarding short-term assessments, there is a need for a common approach to the way possible adequacy-related problems are detected. The ENTSO-E is to issue winter and summer outlooks to alert Member States and transmission system operators to security of supply related risks that might occur in the following six months. To improve these outlooks, they should be based on a common probabilistic methodology proposed by ENTSO-E and approved by the Agency. In order to reinforce the regional approach to assessing risks, ENTSO-E should be able to delegate tasks related to seasonal outlooks to regional operational centres.

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Or. en

## **Amendment 56**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Recital 16**

*Text proposed by the Commission*

(16) The [proposed Electricity Regulation] prescribes the use of a common methodology for the medium to long-term European resource adequacy assessment (from 10 year-ahead to year ahead), with a view to ensuring that Member States' decisions as to possible investment needs are made on a transparent

*Amendment*

(16) The [proposed Electricity Regulation] prescribes the use of a common methodology for the medium to long-term European resource adequacy assessment (from 10 year-ahead to year ahead), with a view to ensuring that Member States' decisions as to possible investment needs are made on a transparent

and commonly agreed basis. This assessment has a different purpose than the short-term adequacy assessments which are used to detect possible adequacy related problems in short time-frames, namely seasonal outlooks (six months ahead) and week-ahead to intraday adequacy assessments. Regarding short-term assessments, there is a need for a common approach to the way possible adequacy-related problems are detected. The **ENTSO-E** is to issue winter and summer outlooks to alert Member States and transmission system operators to security of supply related risks that might occur in the following six months. To improve these outlooks, they should be based on a common probabilistic methodology proposed by ENTSO-E and approved by the Agency. In order to reinforce the regional approach to assessing risks, ENTSO-E should be able to delegate tasks related to seasonal outlooks to regional operational centres.

and commonly agreed basis. This assessment has a different purpose than the short-term adequacy assessments which are used to detect possible adequacy related problems in short time-frames, namely seasonal outlooks (six months ahead) and week-ahead to intraday adequacy assessments. Regarding short-term assessments, there is a need for a common approach to the way possible adequacy-related problems are detected. The **regional operational centres** are to issue winter and summer outlooks to alert Member States and transmission system operators to security of supply related risks that might occur in the following six months. To improve these outlooks, they should be based on a common probabilistic methodology proposed by ENTSO-E and approved by the Agency. In order to reinforce the regional approach to assessing risks, ENTSO-E should be able to delegate tasks related to seasonal outlooks to regional operational centres.

Or. en

#### *Justification*

*ROCs are ideally placed to conduct short-term adequacy assessments as they have first-hand experience of the operations in a region and the risks associated with security of supply in it.*

#### **Amendment 57**

**Xabier Benito Ziluaga, Marisa Matias, Paloma López Bermejo**

#### **Proposal for a regulation**

#### **Recital 16**

##### *Text proposed by the Commission*

(16) The [proposed Electricity Regulation] prescribes the use of a common methodology for the medium to long-term European resource adequacy assessment (from 10 year-ahead to year ahead), with a view to ensuring that

##### *Amendment*

(16) The [proposed Electricity Regulation] prescribes the use of a common methodology for the medium to long-term European resource adequacy assessment (from 10 year-ahead to year ahead), with a view to ensuring that

Member States' decisions as to possible investment needs are made on a transparent and commonly agreed basis. This assessment has a different purpose than the short-term adequacy assessments which are used to detect possible adequacy related problems in short time-frames, namely seasonal outlooks (six months ahead) and week-ahead to intraday adequacy assessments. Regarding short-term assessments, there is a need for a common approach to the way possible adequacy-related problems are detected. The ENTSO-E is to issue winter and summer outlooks to alert Member States and transmission system operators to security of supply related risks that might occur in the following six months. To improve these outlooks, they should be based on a common probabilistic methodology proposed *by ENTSO-E and approved* by the Agency. In order to reinforce the regional approach to assessing risks, ENTSO-E should be able to delegate tasks related to seasonal outlooks to regional operational centres.

Member States' decisions as to possible investment needs are made on a transparent and commonly agreed basis. This assessment has a different purpose than the short-term adequacy assessments which are used to detect possible adequacy related problems in short time-frames, namely seasonal outlooks (six months ahead) and week-ahead to intraday adequacy assessments. Regarding short-term assessments, there is a need for a common approach to the way possible adequacy-related problems are detected. The ENTSO-E, *under the supervision of the Agency*, is to issue, winter and summer outlooks to alert Member States and transmission system operators to security of supply related risks that might occur in the following six months. To improve these outlooks, they should be based on a common probabilistic methodology proposed by the Agency. In order to reinforce the regional approach to assessing risks, ENTSO-E should be able to delegate tasks related to seasonal outlooks to regional operational centres.

Or. en

## **Amendment 58**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Recital 17 a (new)**

*Text proposed by the Commission*

*Amendment*

***(17a) The Agency should issue the EU-wide guidelines for the solutions on how to prevent and handle crises situations. These guidelines shall define market and non-market measures as well as the principles of compensation schemes and principles for identifying protected customers.***

*Justification*

*The common solutions on how to handle crises should be helpful when drafting national plans. They would ensure coherence among the plans and facilitate agreements among member states negotiating regional part of their plans.*

**Amendment 59**

**Angelika Mlinar, Pavel Telička, Carolina Punset**

**Proposal for a regulation****Recital 18***Text proposed by the Commission*

(18) To ensure a common approach to crisis prevention and management, the competent authority of each Member State should draw up a risk-preparedness plan, after consulting stakeholders. The plans should describe effective, proportionate and non-discriminatory measures addressing all identified crisis scenarios. Plans should provide transparency especially as regards the conditions in which non-market measures **can be taken** to mitigate crisis situations. All envisaged non-market measures should comply with the rules set out in this Regulation.

*Amendment*

(18) To ensure a common approach to crisis prevention and management, the competent authority of each Member State should, **on the basis of the regional and national electricity crisis scenarios identified**, draw up a risk-preparedness plan, after consulting **relevant** stakeholders. The plans should describe effective, proportionate and non-discriminatory measures addressing all identified crisis scenarios. Plans should provide transparency especially as regards the conditions in which non-market measures **are considered necessary** to mitigate crisis situations. All envisaged non-market measures should comply with the rules set out in this Regulation.

**Amendment 60**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation****Recital 18***Text proposed by the Commission**Amendment*

(18) To ensure a common approach to crisis prevention and management, the competent authority of each Member State should draw up a risk-preparedness plan, after consulting stakeholders. The plans should describe effective, proportionate and non-discriminatory measures addressing all identified crisis scenarios. Plans should provide transparency especially as regards the conditions in which non-market measures can be taken to mitigate crisis situations. All envisaged non-market measures should comply with the rules set out in this Regulation.

(18) To ensure a common approach to crisis prevention and management, the competent authority of each Member State should draw up a risk-preparedness plan, after consulting stakeholders **and taking full account of the guidelines for solutions, developed by the Agency**. The plans should describe effective, proportionate and non-discriminatory measures addressing all identified crisis scenarios. Plans should provide transparency especially as regards the conditions in which non-market measures can be taken to mitigate crisis situations. All envisaged non-market measures should comply with the rules set out in this Regulation.

Or. en

## **Amendment 61**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Recital 19**

##### *Text proposed by the Commission*

(19) Plans should consist of two parts, setting out national measures and regional measures agreed between the Member States in the region. Regional measures are necessary especially in the event of a simultaneous crisis, when a coordinated and pre-agreed approach will ensure a consistent response and reduce the risk of negative spill-over effects. Plans should take account of the specific characteristics of the Member State and set out clearly the roles and responsibilities of the competent authorities. National measures should take full account of the regional measures agreed and take full advantage of the opportunities provided by regional cooperation. The plans should be technical

##### *Amendment*

(19) Plans should consist of two parts, setting out national measures and regional measures agreed between the Member States in the region **with regional operational centres acting as the coordinating body**. Regional measures are necessary especially in the event of a simultaneous crisis, when a coordinated and pre-agreed approach will ensure a consistent response and reduce the risk of negative spill-over effects. Plans should take account of the specific characteristics of the Member State and set out clearly the roles and responsibilities of the competent authorities. National measures should take full account of the regional measures agreed and take full advantage of the

and operational in nature, their function being to help prevent the occurrence or escalation of an electricity crisis and to mitigate its effects.

opportunities provided by regional cooperation. The plans should be technical and operational in nature, their function being to help prevent the occurrence or escalation of an electricity crisis and to mitigate its effects.

Or. en

## **Amendment 62**

**Angelika Mlinar, Pavel Telička, Carolina Punset**

### **Proposal for a regulation**

#### **Recital 20**

##### *Text proposed by the Commission*

(20) Plans should be updated regularly. To ensure that the plans are always up-to-date and effective, the competent authorities of each region should organise annual simulations in cooperation with regional operational centres to test their suitability.

##### *Amendment*

(20) Plans should be updated regularly ***and made public, while ensuring confidentiality of sensitive information.*** To ensure that the plans are always up-to-date and effective, the competent authorities of each region should organise annual simulations in cooperation with regional operational centres to test their suitability.

Or. en

## **Amendment 63**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Recital 22**

##### *Text proposed by the Commission*

(22) Information exchange in the event of a crisis situation is essential in order to ensure coordinated action and targeted assistance. Therefore, this Regulation obliges Member States to inform ***neighbouring*** Member States and the

##### *Amendment*

(22) Information exchange in the event of a crisis situation is essential in order to ensure coordinated action and targeted assistance. Therefore, this Regulation obliges Member States to inform Member States ***of the region as well as macro-***

Commission without delay when confronted with an electricity crisis. They should also provide information on the causes of the crisis, measures taken and planned to mitigate the crisis and the possible need for assistance from other Member States. Where this assistance goes beyond electricity security of supply, the Union Civil Protection Mechanism shall remain the applicable legislative framework.

*region*, and the Commission without delay when confronted with an electricity crisis. They should also provide information on the causes of the crisis, measures taken and planned to mitigate the crisis and the possible need for assistance from other Member States. Where this assistance goes beyond electricity security of supply, the Union Civil Protection Mechanism shall remain the applicable legislative framework.

Or. en

#### **Amendment 64**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

##### **Recital 23**

###### *Text proposed by the Commission*

(23) It is important to facilitate communication and awareness between Member States, whenever they have specific, serious and reliable information that an event may occur that is likely to result in a significant deterioration of the electricity supply. In such circumstances the Member States should inform the Commission and the Electricity Coordination Group without delay, providing, in particular, information on the causes of the deterioration, the planned measures to prevent an electricity crisis and the possible need for assistance from other Member States.

###### *Amendment*

(23) It is important to facilitate communication and awareness between Member States, whenever they have specific, serious and reliable information that an event may occur that is likely to result in a significant deterioration of the electricity supply. In such circumstances the Member States should inform the Commission, *regional operational centres* and the Electricity Coordination Group without delay, providing, in particular, information on the causes of the deterioration, the planned measures to prevent an electricity crisis and the possible need for assistance from other Member States.

Or. en

#### **Amendment 65**

**Rebecca Harms**

on behalf of the Verts/ALE Group

## Proposal for a regulation

### Recital 24

#### *Text proposed by the Commission*

(24) In the event of an electricity crisis Member States should assist each other in a spirit of solidarity and ensure that electricity is delivered where it is most needed. This cooperation should be based on pre-agreed measures set out in the risk-preparedness plans. When agreeing on cooperation, Member States should take account of social and economic factors, including citizens' security, and proportionality. They are encouraged to share best practice and use the Electricity Coordination Group as a discussion platform to identify available options for cooperation and solidarity arrangements, including compensation mechanisms. The Commission may facilitate the preparation of the regionally coordinated measures in the concerned region.

#### *Amendment*

(24) In the event of an electricity crisis Member States should assist each other in a spirit of solidarity and ensure that electricity is delivered where it is most needed. This cooperation should be based on pre-agreed measures set out in the risk-preparedness plans. When agreeing on cooperation, Member States should take account of social and economic factors, including citizens' security, and proportionality. They are encouraged to share best practice and use the Electricity Coordination Group as a discussion platform to identify available options for cooperation and solidarity arrangements, including compensation mechanisms, ***developed on the basis of the Agency's guidelines***. The Commission may facilitate the preparation of the regionally coordinated measures in the concerned region.

Or. en

#### *Justification*

*To avoid disagreements over compensation, the principles of such compensation should be established by a neutral EU level agency – ACER.*

## Amendment 66

**Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis, Paloma López Bermejo**

## Proposal for a regulation

### Recital 25

#### *Text proposed by the Commission*

(25) This Regulation should enable electricity undertakings and customers to rely on market mechanisms as laid down in

#### *Amendment*

(25) This Regulation should enable electricity undertakings and customers to rely on market mechanisms as laid down in



[proposed Electricity Directive and Electricity Regulation] *for as long as possible when coping with electricity crisis situations*. Rules governing the internal market and system operation rules *should be respected even* in crisis situations. This means that non-market measures, such as forced demand disconnection, or the provision of extra supplies outside normal market functioning should be taken *only as a last resort, when all possibilities offered by the market have been exhausted*. Therefore forced demand disconnection can be introduced *only* after all possibilities for voluntary demand disconnection have been exhausted. In addition, any non-market measures should be necessary, proportionate, non-discriminatory and temporary.

[proposed Electricity Directive and Electricity Regulation]. Rules governing the internal market and system operation rules *could be suspended* in crisis situations. This means that non-market measures, such as forced demand disconnection, or the provision of extra supplies outside normal market functioning should be taken *when the continuation of market activities could lead to the further deterioration of a crisis situation*. Therefore forced demand disconnection can be introduced after all possibilities for voluntary demand disconnection have been exhausted. In addition, any non-market measures should be necessary, proportionate, non-discriminatory and temporary.

Or. en

#### **Amendment 67**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

#### **Recital 25 a (new)**

*Text proposed by the Commission*

*Amendment*

*(25a) Certain customers, including households and customers providing essential social services are particularly vulnerable and may need protection against the negative effects of disruption of electricity supply. A definition of such protected customers should be harmonised across the Union and include households as well as certain essential social services, including healthcare, essential social care, emergency and security.*

Or. en

### *Justification*

*Harmonised definition of protected customers should be helpful in order to ensure protection of the most vulnerable and essential elements of society as well as to facilitate cross-border solidarity measures, as stipulated in Article 14 of this regulation. This is also in line with the Security of Gas supply Regulation, which contains very elaborate provisions regarding solidarity protected customers.*

#### **Amendment 68**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

**Recital 25 b (new)**

*Text proposed by the Commission*

*Amendment*

***(25b) The Commission should be mandated to verify whether the declaration of an emergency is justified and to request the competent authority to modify the measures where they are contrary to the provisions of this Regulation and where the measures taken do not follow as closely as possible the actions listed in the emergency plan. The competent authority shall take full account of the position of the Commission.***

Or. en

### *Justification*

*The Commission should have the authority to act in protection of common interests in the event of electricity emergency.*

#### **Amendment 69**

**Xabier Benito Ziluaga, Marisa Matias**

#### **Proposal for a regulation**

**Recital 27**

*Text proposed by the Commission*

*Amendment*

*(27) The transparency obligations should ensure that all measures taken to prevent or manage crisis situations respect internal market rules and are in line with the principles of co-operation and solidarity which underpin the Energy Union.*

*deleted*

Or. en

## **Amendment 70**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Recital 28**

*Text proposed by the Commission*

(28) In 2012, the Electricity Coordination Group was created as a forum to exchange information and foster co-operation across Member States, in particular in the area of security of supply.<sup>29</sup> Through this Regulation, its role is reinforced. It should carry out specific tasks, notably in connection with the preparation of the risk-preparedness plans, and will have a prominent role in monitoring Member States' performance in the area of the security of electricity supply, and developing best practice on this basis.

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<sup>29</sup> Commission Decision of 15 November 2012 setting up the Electricity Coordination Group (2012/C 353/02), OJ C 353, 17.11.2012, p. 2.

*Amendment*

(28) In 2012, the Electricity Coordination Group was created as a forum to exchange information and foster co-operation across Member States, in particular in the area of security of supply.<sup>29</sup> Through this Regulation, its role is reinforced. It should carry out specific tasks, notably in connection with the preparation of the risk-preparedness plans, and will have a prominent role in monitoring Member States' performance in the area of the security of electricity supply, and developing best practice on this basis. ***The composition of the Electricity Coordination Group should be revisited to include new stakeholders such as industry, EU DSO and consumer organisations, therefore, the Commission should take the appropriate measures in order to ensure that.***

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<sup>29</sup> Commission Decision of 15 November 2012 setting up the Electricity Coordination Group (2012/C 353/02), OJ C 353, 17.11.2012, p. 2.

**Amendment 71**  
**Ashley Fox, Hans-Olaf Henkel**

**Proposal for a regulation**  
**Recital 29**

*Text proposed by the Commission*

(29) An electricity crisis might extend beyond Union borders comprising also Energy Community countries. In order to ensure an efficient crisis management on borders between the Member States **and the Contracting Parties**, the Union should closely cooperate with the Energy Community Contracting Parties when preventing, preparing for and handling an electricity crisis.

*Amendment*

(29) An electricity crisis might extend beyond Union borders comprising also Energy Community countries **and other third countries connecting to the EU electricity network**. In order to ensure an efficient crisis management on borders between the Member States, **Contracting Parties to the Energy Community Treaty, and other third countries**, the Union should closely cooperate with the Energy Community Contracting Parties **and third countries** when preventing, preparing for and handling an electricity crisis.

**Amendment 72**  
**Angelika Mlinar, Pavel Telička, Carolina Punset**

**Proposal for a regulation**  
**Recital 29**

*Text proposed by the Commission*

(29) An electricity crisis might extend beyond Union borders comprising also Energy Community countries. In order to ensure an efficient crisis management on borders between the Member States **and the Contracting Parties**, the Union should closely cooperate with **the Energy Community Contracting Parties** when preventing, preparing for and handling an electricity crisis.

*Amendment*

(29) An electricity crisis might extend beyond Union borders comprising also Energy Community countries, **EEA countries and Switzerland**. In order to ensure an efficient crisis management on borders between the Member States, the Contracting Parties, **EEA countries and Switzerland**, the Union should closely cooperate with **these** parties when preventing, preparing for and handling an

electricity crisis.

Or. en

### **Amendment 73**

**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

#### **Proposal for a regulation**

##### **Recital 30**

###### *Text proposed by the Commission*

(30) To allow for a swift Union response to changing circumstances as regards risk preparedness in the electricity sector, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amendments of the templates for risk preparedness plans. It is particularly important that the Commission carry out appropriate consultations during its preparatory work, including at expert level. When preparing and drawing up delegated acts, it should ensure that relevant documents are sent simultaneously to the European Parliament and the Council, in good time and in the appropriate manner.

###### *Amendment*

(30) To allow for a swift Union response to changing circumstances as regards risk preparedness in the electricity sector, the power to adopt acts *for five years*, in accordance with Article 290 of the Treaty on the Functioning of the European Union, should be delegated to the Commission in respect of amendments of the templates for risk preparedness plans. It is particularly important that the Commission carry out appropriate consultations during its preparatory work, including at expert level. When preparing and drawing up delegated acts, it should ensure that relevant documents are sent simultaneously to the European Parliament and the Council, in good time and in the appropriate manner.

Or. it

### **Amendment 74**

**Barbara Kappel, Lorenzo Fontana**

#### **Proposal for a regulation**

##### **Recital 30**

###### *Text proposed by the Commission*

(30) To allow for a swift Union response to changing circumstances as regards risk preparedness in the electricity sector, the power to adopt acts in accordance with

###### *Amendment*

(30) To allow for a swift Union response to changing circumstances as regards risk preparedness in the electricity sector, the power to adopt acts in accordance with

Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amendments of the templates for risk preparedness plans. It is particularly important that the Commission carry out appropriate consultations during its preparatory work, including at expert level. When preparing and drawing up delegated acts, it should ensure that relevant documents are sent simultaneously to the European Parliament and the Council, in good time and in the appropriate manner.

Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission *for five years* in respect of amendments of the templates for risk preparedness plans. It is particularly important that the Commission carry out appropriate consultations during its preparatory work, including at expert level. When preparing and drawing up delegated acts, it should ensure that relevant documents are sent simultaneously to the European Parliament and the Council, in good time and in the appropriate manner.

Or. de

#### **Amendment 75**

**Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis, Paloma López Bermejo**

#### **Proposal for a regulation**

##### **Article 1 – paragraph 1**

###### *Text proposed by the Commission*

This Regulation lays down rules for the cooperation between Member States in view of preventing, preparing for and handling electricity crises in a spirit of solidarity and transparency *and in full regard for the requirements of a competitive internal market for electricity.*

###### *Amendment*

This Regulation lays down rules for the cooperation between Member States in view of preventing, preparing for and handling electricity crises in a spirit of solidarity and transparency.

Or. en

#### **Amendment 76**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

##### **Article 1 – paragraph 1**

###### *Text proposed by the Commission*

###### *Amendment*

This Regulation lays down rules for the cooperation between Member States in view of preventing, preparing for and handling electricity crises in a spirit of solidarity and transparency and in full regard for the requirements of a competitive internal market for electricity.

This Regulation lays down rules for the cooperation between Member States in view of preventing, preparing for and handling electricity crises in a spirit of solidarity and transparency and in full regard for the requirements of a competitive internal market for electricity **and in line with the Union's energy and climate objectives.**

Or. en

#### *Justification*

*The broader context should include references to the strategic objectives of the Union in this area.*

#### **Amendment 77**

**Luděk Niedermayer**

#### **Proposal for a regulation**

#### **Article 2 – paragraph 2 – point b**

##### *Text proposed by the Commission*

(b) 'electricity crisis' means a situation of significant electricity shortage or impossibility to deliver electricity to end-consumers, either existent or imminent;

##### *Amendment*

(b) 'electricity crisis' means a situation of significant electricity shortage or impossibility to deliver electricity to end-consumers, either existent or imminent, **based on parameters defined in national and regional crisis scenarios;**

Or. en

#### **Amendment 78**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

#### **Article 2 – paragraph 2 – point b**

##### *Text proposed by the Commission*

(b) 'electricity crisis' means a situation of significant electricity shortage or

##### *Amendment*

(b) 'electricity crisis' means a situation of significant electricity shortage or

impossibility to deliver electricity to end-consumers, either existent or imminent;

impossibility to deliver electricity to end-consumers, either existent or imminent *due to circumstances identified in Article 5.2 of this Regulation*;

Or. en

*Justification*

*It is important to define more precisely the term 'electricity crisis' in order to avoid the precedents when 'electricity crisis' is invoked subjectively in mundane situations to serve specific interests. The Article 5.2 gives a short and coherent list of risks that could cause genuine crisis situations.*

**Amendment 79**

**Angelika Mlinar, Pavel Telička, Carolina Punset**

**Proposal for a regulation**

**Article 2 – paragraph 2 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

*(ca) 'competent authority' means a national governmental authority or a regulatory authority designated by a Member State to ensure the implementation of the measures provided for in this Regulation*

Or. en

*Justification*

*A definition of 'competent authority' should be added, in line with the definition used in the Regulation for security of gas supply*

**Amendment 80**

**Luděk Niedermayer**

**Proposal for a regulation**

**Article 2 – paragraph 2 – point e**

*Text proposed by the Commission*

*Amendment*

(e) 'non-market measure' means any

(e) 'non-market measure' means any

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supply- or demand-side measure deviating from market rules or commercial agreements, with a view to mitigate an electricity crisis;

supply, **network**- or demand-side measure deviating from market rules or commercial agreements, with a view to mitigate an electricity crisis;

Or. en

*Justification*

*It is important to include measures applied on network side in this definition, to clearly state that for instance curtailment of available interconnection capacities or already allocated cross-zonal capacity is a non-market based measure and shall be avoided.*

**Amendment 81**

**Zdzisław Krasnodębski, Edward Czesak**

**Proposal for a regulation**

**Article 2 – paragraph 2 – point f**

*Text proposed by the Commission*

(f) 'region' means a group of Member States sharing the same regional **operational centre**, as created pursuant to **Article 33 of the Electricity Regulation [proposed Electricity Regulation]**.

*Amendment*

(f) 'region' means a group of Member States sharing the same regional **security coordinator**, as created pursuant to **the System Operational Guideline**.

Or. en

*Justification*

*This amendment is inextricably link to other amendments tabled to the Regulation and Directive on the internal market for electricity. The change of name of regional operational centre to regional security coordinator should be applied to other articles.*

**Amendment 82**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation**

**Article 2 – paragraph 2 – point f a (new)**

*Text proposed by the Commission*

*Amendment*

*(fa) ‘macro-region’ means a group of Member States engaged in a structured macro-regional partnership, pursuant to the proposed Article 2(18)(a) of the Governance Regulation [proposed Governance of the Energy Union Electricity Regulation].*

Or. en

### **Amendment 83**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

#### **Article 3 – paragraph 1**

*Text proposed by the Commission*

1. As soon as possible and by [OPOCE to insert exact date: three months after entry into force of this Regulation] at the latest, each Member State shall designate a national governmental or regulatory authority as its competent authority in charge of carrying out tasks set out in this Regulation. Competent Authorities shall *cooperate with each other for the purposes of this Regulation.*

*Amendment*

1. As soon as possible and by [OPOCE to insert exact date: three months after entry into force of this Regulation] at the latest, each Member State shall designate a national governmental or regulatory authority as its competent authority in charge of carrying out tasks set out in this Regulation. Competent Authorities shall *not delegate these tasks to for-profit organisations, including TSOs.*

Or. en

*Justification*

*The purpose of this amendments is to close the potential loophole where Competent Authorities could delegate their tasks to TSOs, which would be against the spirit of Third Package. Competent Authorities shall cooperate with each other for the purposes of this Regulation.*

### **Amendment 84**

**Massimiliano Salini, Fulvio Martusciello, Aldo Patriciello**

#### **Proposal for a regulation**

### Article 3 – paragraph 1

*Text proposed by the Commission*

1. As soon as possible and by [OPOCE to insert exact date: **three** months after entry into force of this Regulation] at the latest, each Member State shall designate a national governmental or regulatory authority as its competent authority in charge of carrying out tasks set out in this Regulation. Competent Authorities shall cooperate with each other for the purposes of this Regulation.

*Amendment*

1. As soon as possible and by [OPOCE to insert exact date: **six** months after entry into force of this Regulation] at the latest, each Member State shall designate a national governmental or regulatory authority as its competent authority in charge of carrying out tasks set out in this Regulation. Competent Authorities shall cooperate with each other for the purposes of this Regulation.

Or. en

### Amendment 85

**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

#### Proposal for a regulation

### Article 3 – paragraph 1

*Text proposed by the Commission*

1. As soon as possible and by [OPOCE to insert exact date: three months after entry into force of this Regulation] at the latest, each Member State shall designate a national governmental or regulatory authority as its competent authority in charge of carrying out tasks set out in this Regulation. Competent Authorities shall cooperate with each other for the purposes of this Regulation.

*Amendment*

1. As soon as possible and by [OPOCE to insert exact date: three months after entry into force of this Regulation] at the latest, each Member State shall designate a national governmental or regulatory authority as its competent authority in charge of carrying out tasks set out in this Regulation. Competent Authorities shall cooperate with each other **and with distribution system operators** for the purposes of this Regulation.

Or. it

### Amendment 86

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### Proposal for a regulation

### Article 3 – paragraph 2

*Text proposed by the Commission*

2. Member States shall notify the Commission without delay *of* the name and the contact details of the competent authority, once designated.

*Amendment*

2. Member States shall notify *to* the Commission without delay *and shall make public* the name and the contact details of the competent authority, once designated.

Or. en

*Justification*

*In line with the EP position towards the Security of Gas Supply Regulation.*

### Amendment 87

Angelika Mlinar, Pavel Telička, Carolina Punset

#### Proposal for a regulation Article 3 – paragraph 2

*Text proposed by the Commission*

2. Member States shall notify the Commission without delay of the name and the contact details of the competent authority, once designated.

*Amendment*

2. Member States shall notify the Commission without delay of the name and the contact details of the competent authority, once designated *and any changes thereto*.

Or. en

### Amendment 88

Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis

#### Proposal for a regulation Article 3 – paragraph 2

*Text proposed by the Commission*

2. Member States shall notify the Commission without delay of the name and the contact details of the competent authority, once designated.

*Amendment*

2. Member States shall notify the Commission without delay of the name and the contact details of the competent authority, once designated *and make it public*.

**Amendment 89**  
**Ashley Fox, Hans-Olaf Henkel**

**Proposal for a regulation**  
**Article 4 – paragraph 1**

*Text proposed by the Commission*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and Article 18 of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall cooperate with ENTSO-E and the regional operational centres.

*Amendment*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and Article 18 of the Electricity Regulation [proposed Electricity Regulation]. ***Security of electricity supply is a shared responsibility of electricity undertakings, Member States, in particular through their competent authorities, and the Commission within their respective areas of activity and competence.*** To this end, they shall cooperate with ENTSO-E and the regional operational centres.

*Justification*

*This reflects similar wording in the recently agreed security of gas supply regulation.*

**Amendment 90**  
**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

**Proposal for a regulation**  
**Article 4 – paragraph 1**

*Text proposed by the Commission*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and Article 18 of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall

*Amendment*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and Article 18 of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall

cooperate with ENTSO-E and the regional operational centres.

cooperate with ENTSO-E and the regional operational centres, ***which shall act as operator cooperation platforms with powers to guide national bodies.***

Or. it

## **Amendment 91**

**Angelika Mlinar, Pavel Telička, Carolina Punset**

### **Proposal for a regulation**

#### **Article 4 – paragraph 1**

##### *Text proposed by the Commission*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and Article 18 of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall cooperate with ENTSO-E ***and*** the regional operational centres.

##### *Amendment*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and Article 18 of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall cooperate with ENTSO-E, the regional operational centres, ***transmission system operators, national regulatory authorities and other stakeholders, if necessary.***

Or. en

## **Amendment 92**

**Pilar del Castillo Vera**

### **Proposal for a regulation**

#### **Article 4 – paragraph 1**

##### *Text proposed by the Commission*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and Article 18 of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall cooperate with ENTSO-E ***and*** the regional ***operational*** centres.

##### *Amendment*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and Article 18 of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall cooperate with ***the transmission system operators***, ENTSO-E, the regional

*coordination centres and other relevant actors and authorities.*

Or. es

**Amendment 93**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation**

**Article 4 – paragraph 1**

*Text proposed by the Commission*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and **Article 18** of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall cooperate with ENTSO-E and the regional operational centres.

*Amendment*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and **the European resource adequacy assessment defined in Chapter IV** of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall cooperate with ENTSO-E and the regional operational centres.

Or. en

*Justification*

*The European adequacy assessment should be named directly, given its importance. It would be more accurate to refer to the entire Chapter IV rather than just article 18.*

**Amendment 94**

**Jaromír Kohlíček**

**Proposal for a regulation**

**Article 4 – paragraph 1**

*Text proposed by the Commission*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and Article 18 of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall

*Amendment*

Member States shall ensure that all risks relating to security of electricity supply are assessed in accordance with the rules set out in this Regulation and Article 18 of the Electricity Regulation [proposed Electricity Regulation]. To this end, they shall

cooperate with *ENTSO-E and the regional operational centres*.

cooperate with *transmission system operators and distribution system operators*.

Or. en

#### *Justification*

*The draft regulation adjusts the same issue of resource adequacy as Article 18 of the draft of proposed Electricity Regulation. Article 18 specifies with reference to Article 19 the ENTSO-E position in the development of methodology and data processing, not cooperation with Member States. Transmission System Operators and Distribution System Operators operating on the territory of Member State are the responsible partners for the Member State in case of reliability and security of supply cooperation. Therefore Member State shall cooperate with Transmission System Operators and Distribution System Operators.*

#### **Amendment 95**

**Zdzisław Krasnodebski, Edward Czesak**

#### **Proposal for a regulation**

#### **Article 4 a (new)**

*Text proposed by the Commission*

*Amendment*

#### *Article 4 a*

*Member States, in particular through their competent authorities, are responsible for ensuring the security of electricity supply within their territories. The Member States shall cooperate with other, especially within a region in view of preventing, preparing for and handling electricity crises in a spirit of solidarity and transparency and, subject to Article 15(2), with regard to the requirements of a competitive internal market for electricity.*

Or. en

#### **Amendment 96**

**Zdzisław Krasnodebski, Edward Czesak**

#### **Proposal for a regulation**



## Article 5

*Text proposed by the Commission*

*Amendment*

### *Article 5*

*deleted*

#### *Methodology for identifying electricity crisis scenarios at a regional level*

*1. By [OPOCE to insert exact date: two months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context.*

*2. The crisis scenarios shall be identified on the basis of at least the following risks:*

- (a) rare and extreme natural hazards;*
- (b) accidental hazards going beyond the N-1 security criterion;*
- (c) consequential hazards including fuel shortages;*
- (d) malicious attacks.*

*3.*

*The proposed methodology shall include at least the following elements:*

- (a) consideration of all relevant national and regional circumstances;*
- (b) interaction and correlation of risks across borders;*
- (c) simulations of simultaneous crisis scenarios;*
- (d) ranking of risks according to their impact and probability.*

*When considering the risks of gas disruption in the context of identifying the risks pursuant paragraph 2(c), ENTSO-E shall use the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas pursuant to Art. 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation].*

**4. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation exercise involving at least the industry and consumer organisations, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.**

**5. Within two months of receiving the proposed methodology, the Agency shall either approve the proposal or amend it. In the latter case, it shall consult ENTSO-E before adopting the amended version and publish it on its website.**

**6. ENTSO-E shall update and improve the methodology regularly in accordance with paragraphs 1 to 5. The Agency or the Commission may request such updates and improvements with due justification. Within six months from the request, ENTSO-E shall submit to the Agency a draft of the proposed changes. Within a period of two months of receiving the draft, the Agency shall amend or approve the changes and publish it on its website.**

Or. en

#### **Amendment 97**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

**Article 5 – title**

*Text proposed by the Commission*

Methodology for identifying electricity crisis scenarios **at a regional level**

*Amendment*

Methodology for identifying electricity crisis scenarios

Or. en

### *Justification*

*As noted in the introductory part of this Regulation, incidents that start locally may rapidly spread across borders. Therefore, there is a strong case for having unified methodology for identifying crisis scenarios. This Regulation stipulates that national risk preparedness plans (that will be based on these scenarios) will include both national and regional dimensions.*

#### **Amendment 98**

**Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis**

#### **Proposal for a regulation**

##### **Article 5 – paragraph 1**

###### *Text proposed by the Commission*

1. By [OPOCE to insert exact date: two months after entry into force of this Regulation], **ENTSO-E shall submit to** the Agency **a proposal for** a methodology for identifying the most relevant electricity crisis scenarios in a regional context.

###### *Amendment*

1. By [OPOCE to insert exact date: two months after entry into force of this Regulation], the Agency **shall establish** a methodology for identifying the most relevant electricity crisis scenarios in a regional context.

Or. en

#### **Amendment 99**

**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

#### **Proposal for a regulation**

##### **Article 5 – paragraph 1**

###### *Text proposed by the Commission*

1. By [OPOCE to insert exact date: **two** months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context.

###### *Amendment*

1. By ...[OPOCE to insert exact date: **three** months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context.

Or. it

#### **Amendment 100**

**András Gyürk**

**Proposal for a regulation**  
**Article 5 – paragraph 1**

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: **two months** after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context.

*Amendment*

1. By [OPOCE to insert exact date: **one year** after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context.

Or. en

**Amendment 101**  
**Massimiliano Salini, Fulvio Martusciello, Aldo Patriciello**

**Proposal for a regulation**  
**Article 5 – paragraph 1**

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: two months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context.

*Amendment*

1. By [OPOCE to insert exact date: two months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context. ***The methodology shall establish a precise procedure to be followed in the management and disclosure of sensitive information related to crisis scenarios in security of electricity supply.***

Or. en

**Amendment 102**  
**Rebecca Harms**  
on behalf of the Verts/ALE Group

**Proposal for a regulation**  
**Article 5 – paragraph 1**

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: two months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context.

*Amendment*

1. By [OPOCE to insert exact date: two months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in ***the national as well as*** a regional context.

Or. en

*Justification*

*As noted in the introductory part of this Regulation, incidents that start locally may rapidly spread across borders. Therefore, there is a strong case for having unified methodology for identifying crisis scenarios. This Regulation stipulates that national risk preparedness plans (that will be based on these scenarios) will include both national and regional dimensions.*

**Amendment 103**

**Angelika Mlinar, Pavel Telička**

**Proposal for a regulation**

**Article 5 – paragraph 1**

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: ***two*** months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context.

*Amendment*

1. By [OPOCE to insert exact date: ***four*** months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context.

Or. en

**Amendment 104**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation**

**Article 5 – paragraph 2 – point d a (new)**

*Text proposed by the Commission*

*Amendment*

*(da) hazards induced by climate change.*

Or. en

### **Amendment 105**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

#### **Article 5 – paragraph 3 – subparagraph 1 – point d**

*Text proposed by the Commission*

(d) ranking of risks according to their impact and probability.

*Amendment*

(d) ranking of risks according to their impact and probability, ***including for the environment.***

Or. en

#### *Justification*

*This is necessary in order to clarify that the impact is merely linked with economic consequences, but could also be related to the environment.*

### **Amendment 106**

**Xabier Benito Ziluaga, Marisa Matias**

#### **Proposal for a regulation**

#### **Article 5 – paragraph 3 – subparagraph 2**

*Text proposed by the Commission*

When considering the risks of gas disruption in the context of identifying the risks pursuant paragraph 2(c), ***ENTSO-E*** shall use the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas pursuant to Art. 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation].

*Amendment*

When considering the risks of gas disruption in the context of identifying the risks pursuant paragraph 2(c), ***the Agency*** shall use the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas pursuant to Art. 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation].

**Amendment 107**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation**

**Article 5 – paragraph 4**

*Text proposed by the Commission*

4. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation exercise involving at least ***the industry*** and consumer organisations, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

*Amendment*

4. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation exercise involving at least ***regional operational centres (ROCs), the thermal electricity producers, the renewables generators***, and consumer organisations, ***representing small and big consumers***, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

**Amendment 108**

**Luděk Niedermayer**

**Proposal for a regulation**

**Article 5 – paragraph 4**

*Text proposed by the Commission*

4. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation exercise involving ***at least the industry and*** consumer organisations, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

*Amendment*

4. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation exercise involving ***generators, suppliers and other market participants (such as balancing responsible providers, storage providers etc.)***, consumer organisations, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of

the consultation.

Or. en

*Justification*

*TSOs, DSOs and power generators have an essential role to play in maintaining secure electricity supply and network operability, thus cooperation between them is necessary. TSOs should consult directly the generators, the suppliers and other market participants to provide valuable contributions regarding the development of short term adequacy assessments.*

**Amendment 109**

**Xabier Benito Ziluaga, Marisa Matias, Paloma López Bermejo**

**Proposal for a regulation**

**Article 5 – paragraph 4**

*Text proposed by the Commission*

4. Before submitting the proposed methodology, **ENTSO-E** shall conduct a consultation exercise involving at least the industry and consumer organisations, distribution system operators, national regulatory authorities and other national authorities. **ENTSO-E** shall duly take into account the results of the consultation.

*Amendment*

4. Before submitting the proposed methodology, **the Agency** shall conduct a consultation exercise involving at least the industry and consumer organisations, **environmental organisations, trade-unions**, distribution system operators, national regulatory authorities and other national authorities. **The Agency** shall duly take into account the results of the consultation.

Or. en

**Amendment 110**

**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

**Proposal for a regulation**

**Article 5 – paragraph 4**

*Text proposed by the Commission*

4. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation exercise involving at least the industry and consumer organisations, distribution system **operators**, national

*Amendment*

4. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation exercise involving at least the industry and consumer organisations, **generators' and** distribution system



regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

*operators' representatives*, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

Or. it

#### **Amendment 111**

**Ashley Fox, Hans-Olaf Henkel**

#### **Proposal for a regulation**

#### **Article 5 – paragraph 4**

##### *Text proposed by the Commission*

4. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation exercise involving at least the industry and consumer organisations, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

##### *Amendment*

4. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation exercise involving at least the industry and consumer organisations, *transmission and* distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

Or. en

##### *Justification*

*TSOs (transmission system operators) should also be included in this process*

#### **Amendment 112**

**Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis**

#### **Proposal for a regulation**

#### **Article 5 – paragraph 5**

##### *Text proposed by the Commission*

5. *Within two months of receiving the proposed methodology, the Agency shall either approve the proposal or amend it. In the latter case, it shall consult ENTSO-E before adopting the amended version*

##### *Amendment*

*deleted*

*and publish it on its website.*

Or. en

### **Amendment 113**

**Xabier Benito Ziluaga, Marisa Matias**

#### **Proposal for a regulation**

##### **Article 5 – paragraph 6**

*Text proposed by the Commission*

6. *ENTSO-E* shall update and improve the methodology regularly in accordance with paragraphs 1 to 5. **The Agency or** the Commission may request such updates and improvements with due justification. Within six months from the request, *ENTSO-E* shall submit **to the Agency** a draft of the proposed changes. Within a period of two months **of receiving the draft**, the Agency shall **amend or approve** the changes **and publish it** on its website.

*Amendment*

6. **The Agency** shall update and improve the methodology regularly in accordance with paragraphs 1 to 5. The Commission may request such updates and improvements with due justification. Within six months from the request, **the Agency** shall submit a draft of the proposed changes. Within a period of two months, the Agency shall **publish** the changes on its website.

Or. en

### **Amendment 114**

**Ashley Fox, Hans-Olaf Henkel**

#### **Proposal for a regulation**

##### **Article 5 – paragraph 6**

*Text proposed by the Commission*

6. ENTSO-E shall update and improve the methodology regularly in accordance with paragraphs 1 to 5. The Agency or the Commission may request such updates and improvements with due justification. Within **six** months from the request, ENTSO-E shall submit to the Agency a draft of the proposed changes. Within a period of two months of receiving

*Amendment*

6. ENTSO-E shall update and improve the methodology regularly in accordance with paragraphs 1 to 5. The Agency or the Commission may request such updates and improvements with due justification. Within **two** months from the request, ENTSO-E shall submit to the Agency a draft of the proposed changes. Within a period of two months of receiving

the draft, the Agency shall amend or approve the changes and publish it on its website.

the draft, the Agency shall amend or approve the changes and publish it on its website.

Or. en

*Justification*

*A two month period aligns with the timings in the relevant Codes*

**Amendment 115**

**Zdzisław Krasnodebski, Edward Czesak**

**Proposal for a regulation**

**Article 5 a (new)**

*Text proposed by the Commission*

*Amendment*

*Article 5 a*

*Identification of electricity crisis scenarios at national level*

*1. By [twelve months] after entry into force of this Regulation each Member State (or delegated body) shall identify the most relevant electricity crisis scenarios at its territory.*

*2. The crisis scenarios shall be identified on the basis of at least the following risks:*

*(a) rare and extreme natural hazards;*

*(b) accidental hazards going beyond the N-1 security criterion;*

*(c) consequential hazards including fuel shortages;*

*(d) malicious attacks.*

*3. The proposed identification shall include at least the following elements:*

*(a) consideration of all relevant national and regional circumstances;*

*(b) ranking of risks according to their impact and probability;*

*(c) measures to ensure confidentiality of*

*sensitive information.*

*4. Member State shall update the scenarios every three years, unless circumstances warrant more frequent updates.*

*5. By twelve months after entry into force of this Regulation Member States shall inform the Electricity Coordination Group and the Commission about possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and any measures taken to prevent or mitigate such risks, with an indication of why such measures are considered necessary and proportionate.*

Or. en

## **Amendment 116**

**Zdzisław Krasnodebski, Edward Czesak**

### **Proposal for a regulation**

#### **Article 6**

*Text proposed by the Commission*

*Amendment*

#### *Article 6*

*deleted*

#### *Identification of electricity crisis scenarios at a regional level*

*1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region. It may delegate tasks relating to the identification of regional crisis scenarios to the regional operational centres.*

*2. ENTSO-E shall submit the regional electricity crisis scenarios identified to the Electricity Coordination Group for consultation.*

**3. ENTSO-E shall update the scenarios every three years, unless circumstances warrant more frequent updates.**

Or. en

#### **Amendment 117**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

#### **Article 6 – paragraph 1**

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: **ten** months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, **ENTSO-E** shall identify the most relevant electricity crisis scenarios for **each** region. **It may delegate tasks relating to the identification of regional crisis scenarios to the regional operational centres.**

*Amendment*

1. By [OPOCE to insert exact date: **eight** months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, **regional operational centers (ROCs)** shall identify the most relevant electricity crisis scenarios for **their respective** region. **Within two months, ENTSO-E, having consulted with and macro-regional partnerships and the Electricity Coordination Group, shall adopt these scenarios with or without amendments.**

Or. en

#### *Justification*

*ROCs are ideally placed to undertake regional crisis scenarios as they have first-hand experience of the operations in a region and the risks associated with security of supply in it. Given their familiarity with the situation, ROCs should be able to identify scenarios in 8 rather than 10 months, leaving some time (e.g. 2 months) for ENTSO-E to review and adopt scenarios to reflect the EU-wide approach. The involvement of macro-regional partnerships and the ECG is preferable as risks could be cross-regional.*

#### **Amendment 118**

**Jaromír Kohlíček**

#### **Proposal for a regulation**

#### **Article 6 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region. ***It may delegate tasks relating to the identification of regional crisis scenarios to the regional operational centres.***

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region.

Or. en

*Justification*

*The draft regulation foresees the possibility of delegating duties (tasks) to identify regional crisis scenarios to the Regional Operational Centres (ROC). The CZ is worried about the fact that scenarios which are taking into account risks at regional level do not cover and consider all the real difficulties at national level. The responsibility of Member States towards their citizens in the field of security of the electricity supply cannot be ignored. The CZ perceives this as a risk especially if the ROC are approved as proposed in Regulation on the Internal Market for Electricity. We deem important to firstly focus on clarification of ROCs competencies and responsibilities and afterwards continue with relevant articles where ROCs have some impact. However the CZ proposes regional coordination to be carried out by Regional Security Coordinator (RSC) as specified in Regulation establishing a guideline on electricity transmission system operation (SOGL). The main responsibility of its security should be on each Member State. Member State is responsible for the security of supply in its area.*

**Amendment 119**

**Ashley Fox, Hans-Olaf Henkel**

**Proposal for a regulation**

**Article 6 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region. It may delegate tasks relating to the identification of regional crisis scenarios to

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify, ***in close co-operation with the Electricity Co-ordination Group.*** The most relevant electricity crisis scenarios for each region.

the regional operational centres.

It may delegate tasks relating to the identification of regional crisis scenarios to the regional operational centres *who will also consult the Electricity Co-ordination Group*.

Or. en

#### *Justification*

*Member States and National regulators with their responsibilities for security of supply should be involved in this work and co-operation via the Electricity Co-ordination Group would seem the most efficient way to achieve this. This is similar to the requirement under the security of gas supply regulation for ENTSO-G to co-operate with the Gas Co-ordination Group in defining disruption scenarios*

### **Amendment 120**

**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

#### **Proposal for a regulation**

##### **Article 6 – paragraph 1**

###### *Text proposed by the Commission*

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region. It may delegate tasks relating to the identification of regional crisis scenarios to the regional operational centres.

###### *Amendment*

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region, *taking special care to handle the information acquired with due confidentiality*. It may delegate tasks relating to the identification of regional crisis scenarios to the regional operational centres.

Or. it

### **Amendment 121**

**Pilar del Castillo Vera**

#### **Proposal for a regulation**

##### **Article 6 – paragraph 1**

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region. It may delegate tasks relating to the identification of regional crisis scenarios to the regional *operational* centres.

*Amendment*

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region ***based on the national analysis carried out by transmission system operators***. It may delegate tasks relating to the identification of regional crisis scenarios to the regional *coordination* centres.

Or. es

**Amendment 122**

**András Gyürk**

**Proposal for a regulation**

**Article 6 – paragraph 1**

*Text proposed by the Commission*

1. ***By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted*** pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region. It may delegate tasks relating to the identification of regional crisis scenarios to the regional operational centres.

*Amendment*

1. Ten months after ***the adopted*** methodology pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region. It may delegate tasks relating to the identification of regional crisis scenarios to the regional operational centres.

Or. en

**Amendment 123**

**Xabier Benito Ziluaga, Marisa Matias**

**Proposal for a regulation**

**Article 6 – paragraph 1**

*Text proposed by the Commission*

*Amendment*



1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, **ENTSO-E** shall identify the most relevant electricity crisis scenarios for each region. It may delegate tasks relating to the identification of regional crisis scenarios to the regional operational centres.

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, **the Agency** shall identify the most relevant electricity crisis scenarios for each region. It may delegate tasks relating to the identification of regional crisis scenarios to the regional operational centres.

Or. en

**Amendment 124**  
**Pavel Telička**

**Proposal for a regulation**  
**Article 6 – paragraph 1**

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region. It may delegate tasks relating to the identification of regional crisis scenarios to the regional **operational** centres.

*Amendment*

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation] and on the basis of the methodology adopted pursuant to Article 5, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region. It may delegate tasks relating to the identification of regional crisis scenarios to the regional **coordination** centres.

Or. en

*Justification*

*This change is related to the concept of Regional Coordination Centers as introduced in the Internal Market Regulation.*

**Amendment 125**  
**Rebecca Harms**  
on behalf of the Verts/ALE Group

**Proposal for a regulation**  
**Article 6 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. **ENTSO-E shall submit the regional electricity crisis scenarios identified to the Electricity Coordination Group for consultation.**

**deleted**

Or. en

#### **Amendment 126**

**Xabier Benito Ziluaga, Marisa Matias**

#### **Proposal for a regulation**

##### **Article 6 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. **ENTSO-E** shall submit the regional electricity crisis scenarios identified to the Electricity Coordination Group for consultation.

2. **The Agency** shall submit the regional electricity crisis scenarios identified to the Electricity Coordination Group for consultation.

Or. en

#### **Amendment 127**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

##### **Article 6 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

3. ENTSO-E shall **update the** scenarios every three years, unless circumstances warrant more frequent updates.

3. ENTSO-E shall **adopt the updated** scenarios **developed by ROCs** every three years, unless circumstances warrant more frequent updates.

Or. en

#### **Amendment 128**

**Xabier Benito Ziluaga, Marisa Matias**

**Proposal for a regulation**  
**Article 6 – paragraph 3**

*Text proposed by the Commission*

3. **ENTSO-E** shall update the scenarios every three years, unless circumstances warrant more frequent updates.

*Amendment*

3. **The Agency** shall update the scenarios every three years, unless circumstances warrant more frequent updates.

Or. en

**Amendment 129**  
**Ashley Fox, Hans-Olaf Henkel**

**Proposal for a regulation**  
**Article 6 – paragraph 3**

*Text proposed by the Commission*

3. ENTSO-E shall update the scenarios every **three** years, unless circumstances warrant more frequent updates.

*Amendment*

3. ENTSO-E shall update the scenarios every **four** years, unless circumstances warrant more frequent updates.

Or. en

*Justification*

*Needs to be consistent with the update periods in the revised gas security of supply regulation*

**Amendment 130**  
**Zdzisław Krasnodebski, Edward Czesak**

**Proposal for a regulation**  
**Article 6 a (new)**

*Text proposed by the Commission*

*Amendment*

**Article 6 a**

**Methodology for short-term adequacy assessments**

***1. By six months after entry into force of this Regulation ENTSO-E shall submit to the Agency a proposal for a methodology for assessing short-term adequacy, namely seasonal adequacy as well as week-ahead to intraday adequacy, which shall cover at least the following:***

***(a) the uncertainty of inputs such as the probability of a transmission capacity outage, the probability of an unplanned outage of power plants, severe weather conditions, variability of demand and variability of energy production from renewable energy sources;***

***(b) the probability of the occurrence of a critical situation;***

***(c) the probability of the occurrence of a simultaneous crisis situation. The methodology shall provide for a probabilistic approach and consider the national, regional and Union wide context, including to the extent possible non-EU countries within synchronous areas of the Union. The methodology shall consider specify of Member States' electricity generation park, at least its availability in different weather conditions and resistance to external circumstances, e.g. political influence and access to certain level of cross border/cross zonal capacities.***

***2. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation involving at least the generators, distribution system operators, national regulatory authorities, and the Agency. ENTSO-E shall duly take into account the results of the consultation.***

***3. Within two months of receiving the proposed methodology, the Agency shall either approve the proposal or amend it. In the latter case, it shall consult ENTSO-E before adopting the amended version and publish it on its website.***

***4. ENTSO-E shall update and improve the***

*methodology regularly in accordance with paragraphs 1 to 3. The Agency and the Commission, a TSO, a competent authority, a regulatory authority in case it was not designated as a competent authority, generator, distribution system operator, may request such updates and improvements with due justification. Within six months from the request, ENTSO-E shall submit to a draft of the proposed changes. Within a period of two months of receiving the draft, the Agency shall amend or approve the changes and publish it on its website.*

Or. en

## **Amendment 131**

**Zdzisław Krasnodębski, Edward Czesak**

### **Proposal for a regulation**

#### **Article 7**

*Text proposed by the Commission*

*Amendment*

#### *Article 7*

*deleted*

#### *Identification of electricity crisis scenarios at national level*

- 1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation], Member States shall identify the most relevant electricity crisis scenarios at the national level.*
- 2. The crisis scenarios shall be identified on the basis of at least the risks referred to in Article 5(2) and shall be consistent with the regional scenarios identified pursuant to Article 6. Member States shall update the scenarios every three years, unless circumstances warrant more frequent updates.*
- 3. By [OPOCE to insert exact date: ten months after entry into force of this Regulation], Member States shall inform*

*the Electricity Coordination Group and the Commission about possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and any measures taken to prevent or mitigate such risks, with an indication of why such measures are considered necessary and proportionate.*

Or. en

**Amendment 132**  
**Luděk Niedermayer**

**Proposal for a regulation**  
**Article 7 – paragraph 1**

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation], Member States shall identify the most relevant electricity crisis scenarios at the national level.

*Amendment*

1. By [OPOCE to insert exact date: ten months after entry into force of this Regulation], Member States shall identify the most relevant electricity crisis scenarios at the national level, ***with at least the direct involvement of national distribution, transmission system operators, and generators. The identification of crisis scenarios at national level shall be consistent with System defence plan established in application of Network code on Emergency and Restoration.***

Or. en

*Justification*

*TSOs, DSOs and generators should be involved in supporting Member States in the process of identifying the most relevant electricity scenarios. The experience in term of risk of crisis is mainly among these stakeholders.*

**Amendment 133**  
**Massimiliano Salini, Fulvio Martusciello, Aldo Patriciello**

**Proposal for a regulation**

## Article 7 – paragraph 1

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: **ten** months after entry into force of this Regulation], Member States shall identify the most relevant electricity crisis scenarios at the national level.

*Amendment*

1. By [OPOCE to insert exact date: **twelve** months after entry into force of this Regulation], Member States shall identify the most relevant electricity crisis scenarios at the national level ***with the involvement of national TSOs and DSOs, ensuring the confidentiality of sensitive information.***

Or. en

### Amendment 134

**Rebecca Harms**

on behalf of the Verts/ALE Group

### Proposal for a regulation

#### Article 7 – paragraph 1

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: **ten** months after entry into force of this Regulation], Member States shall identify the most relevant electricity crisis scenarios at the national level.

*Amendment*

1. By [OPOCE to insert exact date: **twelve** months after entry into force of this Regulation], Member States shall identify the most relevant electricity crisis scenarios at the national level.

Or. en

#### *Justification*

*Regional crisis scenarios are supposed to be prepared within 10 months from entry into force (article 6). If national scenarios are to be consistent with regional ones (as stipulated in 7.2), MSs should have at least two more months to familiarize with regional scenarios and adapt national ones, if necessary.*

### Amendment 135

**Angelika Mlinar, Pavel Telička**

### Proposal for a regulation

#### Article 7 – paragraph 1

*Text proposed by the Commission*

1. By [OPOCE to insert exact date: **ten** months after entry into force of this Regulation], Member States shall identify the most relevant electricity crisis scenarios at the national level.

*Amendment*

1. By [OPOCE to insert exact date: **twelve** months after entry into force of this Regulation], Member States shall identify the most relevant electricity crisis scenarios at the national level.

Or. en

**Amendment 136**

**András Gyürk**

**Proposal for a regulation**

**Article 7 – paragraph 1**

*Text proposed by the Commission*

1. **By [OPOCE to insert exact date: ten months after *entry into force of this Regulation*]**, Member States shall identify the most relevant electricity crisis scenarios at the national level.

*Amendment*

1. Ten months after ***the adopted methodology pursuant to Article 5***, Member States shall identify the most relevant electricity crisis scenarios at the national level.

Or. en

**Amendment 137**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation**

**Article 7 – paragraph 2**

*Text proposed by the Commission*

2. The crisis scenarios shall be identified on the basis of ***at least the risks referred to in Article 5(2)*** and shall be consistent with the regional scenarios identified pursuant to Article 6. Member States shall update the scenarios every three years, unless circumstances warrant more frequent updates.

*Amendment*

2. The crisis scenarios shall be identified on the basis of ***the methodology adopted pursuant to Article 5*** and shall be consistent with the regional scenarios identified pursuant to Article 6. Member States shall update the scenarios every three years, unless circumstances warrant more frequent updates.



*Justification*

*As noted in the introductory part of this Regulation, incidents that start locally may rapidly spread across borders. Therefore, there is a strong case for having unified methodology for identifying crisis scenarios. This Regulation stipulates that national risk preparedness plans (that will be based on these scenarios) will include both national and regional dimensions.*

**Amendment 138****Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation****Article 7 – paragraph 3***Text proposed by the Commission*

3. By [OPOCE to insert exact date: *ten* months after entry into force of this Regulation], Member States shall inform the Electricity Coordination Group and the Commission about possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and any measures taken to prevent or mitigate such risks, with an indication of why such measures are considered necessary and proportionate.

*Amendment*

3. By [OPOCE to insert exact date: *twelve* months after entry into force of this Regulation], Member States shall inform the Electricity Coordination Group and the Commission about possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and any measures taken to prevent or mitigate such risks, with an indication of why such measures are considered necessary and proportionate.

*Justification*

*To be consistent with Article 7.1*

**Amendment 139****Angelika Mlinar, Pavel Telička****Proposal for a regulation****Article 7 – paragraph 3***Text proposed by the Commission*

3. By [OPOCE to insert exact date:

*Amendment*

3. By [OPOCE to insert exact date:

*ten* months after entry into force of this Regulation], Member States shall inform the Electricity Coordination Group and the Commission about possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and any measures taken to prevent or mitigate such risks, with an indication of why such measures are considered necessary and proportionate.

*twelve* months after entry into force of this Regulation], Member States shall inform the Electricity Coordination Group and the Commission about possible risks they see in relation to the ownership of infrastructure relevant for security of supply, and any measures taken to prevent or mitigate such risks, with an indication of why such measures are considered necessary and proportionate.

Or. en

## **Amendment 140**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Article 7 a (new)**

*Text proposed by the Commission*

*Amendment*

#### *Article 7 a*

##### *Guidelines for solutions and rules to prevent and handle crises*

*1. Taking into account the European adequacy assessment as well as other relevant regulations, the Agency for the Co-operation of Energy Regulators shall draft the EU-wide guidelines for the solutions on how to prevent and handle crises situations, identifying both market and non-market measures and system operational rules. When preparing the guidelines, the Agency shall give preference, as far as possible, to measures that have least impact on the environment.*

*2. The guidelines shall also include the principles of compensation schemes and principles for identifying protected customers.*

*3. The Agency shall review and, if necessary, update these solutions every*

*three years, unless circumstances warrant more frequent updates.*

Or. en

*Justification*

*The common solutions on how to handle crises should be helpful when drafting national plans. They would ensure coherence among the plans and facilitate agreements among Member States negotiating regional part of their plans. There is a need for EU-level harmonisation of the definition of protected customers in order to ensure protection of the most vulnerable and essential elements of society as well as to facilitate cross-border solidarity measures, as stipulated in Art 14 of this regulation.*

**Amendment 141**

**Zdzisław Krasnodębski, Edward Czesak**

**Proposal for a regulation**

**Article 7 a (new)**

*Text proposed by the Commission*

*Amendment*

*Article 7 a*

*Short-term adequacy assessments*

*1. All short-term adequacy assessments shall be carried out according to the methodology developed pursuant to Article 6.*

*2. ENTSO-E in close cooperation with particular TSO shall carry out seasonal adequacy outlooks according to the methodology developed pursuant to Article 6. It shall publish the results at the latest by 1 December each year for the winter outlook*

Or. en

**Amendment 142**

**Zdzisław Krasnodębski, Edward Czesak**

**Proposal for a regulation**

**Article 8**

**Article 8**

**deleted**

**Methodology for short-term adequacy assessments**

**1.**

**By [OPOCE to insert exact date: two months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for assessing short-term adequacy, namely seasonal adequacy as well as week-ahead to intraday adequacy, which shall cover at least the following:**

**(a) the uncertainty of inputs such as the probability of a transmission capacity outage, the probability of an unplanned outage of power plants, severe weather conditions, variability of demand and variability of energy production from renewable energy sources;**

**(b) the probability of the occurrence of a critical situation;**

**(c) the probability of the occurrence of a simultaneous crisis situation.**

**The methodology shall provide for a probabilistic approach and consider the regional and Union wide context, including to the extent possible non-EU countries within synchronous areas of the Union.**

**2. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation involving at least the industry and consumer, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.**

**3. Within two months of receiving the proposed methodology, the Agency shall either approve the proposal or amend it. In the latter case, it shall consult ENTSO-**

*E before adopting the amended version and publish it on its website.*

**4. ENTSO-E shall update and improve the methodology regularly in accordance with paragraphs 1 to 3. The Agency or the Commission may request such updates and improvements with due justification. Within six months from the request, ENTSO-E shall submit to the Agency a draft of the proposed changes. Within a period of two months of receiving the draft, the Agency shall amend or approve the changes and publish it on its website.**

Or. en

#### **Amendment 143**

**Xabier Benito Ziluaga, Marisa Matias**

#### **Proposal for a regulation**

#### **Article 8 – paragraph 1 – subparagraph 1 – introductory part**

*Text proposed by the Commission*

By [OPOCE to insert exact date: two months after entry into force of this Regulation], *ENTSO-E shall submit to* the Agency *a proposal for* a methodology for assessing short-term adequacy, namely seasonal adequacy as well as week-ahead to intraday adequacy, which shall cover at least the following:

*Amendment*

By [OPOCE to insert exact date: two months after entry into force of this Regulation], the Agency *shall establish* a methodology for assessing short-term adequacy, namely seasonal adequacy as well as week-ahead to intraday adequacy, which shall cover at least the following:

Or. en

#### **Amendment 144**

**Ashley Fox, Hans-Olaf Henkel**

#### **Proposal for a regulation**

#### **Article 8 – paragraph 1 – subparagraph 1 – introductory part**

*Text proposed by the Commission*

By [OPOCE to insert exact date: two

*Amendment*

By [OPOCE to insert exact date: two

months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for assessing short-term adequacy, *namely seasonal adequacy as well as week-ahead to intraday* adequacy, which shall cover at least the following:

months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for assessing short-term adequacy (*including intraday, week-ahead and monthly adequacy*) and seasonal adequacy, which shall cover at least the following:

Or. en

#### *Justification*

*Summer and Winter outlooks are not generally regarded as 'short-term' so this formulation would make clear the breadth of what is intended*

### **Amendment 145**

**Angelika Mlinar, Pavel Telička**

#### **Proposal for a regulation**

##### **Article 8 – paragraph 1 – subparagraph 1 – introductory part**

###### *Text proposed by the Commission*

By [OPOCE to insert exact date: *two* months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for assessing short-term adequacy, namely seasonal adequacy as well as week-ahead to intraday adequacy, which shall cover at least the following:

###### *Amendment*

By [OPOCE to insert exact date: *four* months after entry into force of this Regulation], ENTSO-E shall submit to the Agency a proposal for a methodology for assessing short-term adequacy, namely seasonal adequacy as well as week-ahead to intraday adequacy, which shall cover at least the following:

Or. en

### **Amendment 146**

**András Gyürk**

#### **Proposal for a regulation**

##### **Article 8 – paragraph 1 – subparagraph 1 – introductory part**

###### *Text proposed by the Commission*

By [OPOCE to insert exact date: *two* months after entry into force of this Regulation], ENTSO-E shall submit to the

###### *Amendment*

By [OPOCE to insert exact date: *six* months after entry into force of this Regulation], ENTSO-E shall submit to the

Agency a proposal for a methodology for assessing short-term adequacy, namely seasonal adequacy as well as week-ahead to intraday adequacy, which shall cover at least the following:

Agency a proposal for a methodology for assessing short-term adequacy, namely seasonal adequacy as well as week-ahead to intraday adequacy, which shall cover at least the following:

Or. en

#### **Amendment 147**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

**Article 8 – paragraph 1 – subparagraph 1 – point a**

*Text proposed by the Commission*

(a) the uncertainty of inputs such as the probability of a transmission capacity outage, the probability of an unplanned outage of power plants, severe weather conditions, *variability of demand* and variability of energy production from renewable energy sources;

*Amendment*

(a) the uncertainty of inputs such as the probability of a transmission capacity outage, the probability of an unplanned outage of power plants, severe weather conditions, *variable demand, notably peaks depending on weather conditions* and variability of energy production from renewable energy sources;

Or. en

#### **Amendment 148**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

**Article 8 – paragraph 1 – subparagraph 1 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

*(ca) the possibility of using the system flexibility, including the flexibility of the demand side, all forms of storage and possibility of imports from within the macro-regional zone.*

Or. en

**Amendment 149**  
**Pilar del Castillo Vera**

**Proposal for a regulation**  
**Article 8 – paragraph 1 – subparagraph 2**

*Text proposed by the Commission*

The methodology shall provide for a probabilistic approach and consider the regional and Union wide context, including to the extent possible non-EU countries within synchronous areas of the Union.

*Amendment*

The methodology shall provide for a probabilistic approach and consider the regional and Union wide context, including ***the level of interconnection between Member States and*** to the extent possible non-EU countries within synchronous areas of the Union.

Or. es

**Amendment 150**  
**Rebecca Harms**  
on behalf of the Verts/ALE Group

**Proposal for a regulation**  
**Article 8 – paragraph 2**

*Text proposed by the Commission*

2. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation involving at least the industry and consumer, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

*Amendment*

2. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation involving at least the ***regional operational centres (ROCs) the industry, in particular, the renewables and thermal generators, environmental*** and consumer ***organisations, academics***, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

Or. en



### *Justification*

*Just like with methodology for risk scenarios, the ROCs' input would be valuable in the process of developing methodology for short-term adequacy assessments*

#### **Amendment 151** **Luděk Niedermayer**

#### **Proposal for a regulation** **Article 8 – paragraph 2**

##### *Text proposed by the Commission*

2. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation involving ***at least the industry and*** consumer, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

##### *Amendment*

2. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation involving ***generators, suppliers and other market participants (such as balancing responsible providers, storage providers etc.)***, consumer, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.

Or. en

### *Justification*

*TSOs, DSOs and power generators have an essential role to play in maintaining secure electricity supply and network operability, thus cooperation between them is necessary. TSOs should consult directly the generators, the suppliers and other market participants to provide valuable contributions regarding the development of short term adequacy assessments.*

#### **Amendment 152** **Xabier Benito Ziluaga, Marisa Matias, Paloma López Bermejo**

#### **Proposal for a regulation** **Article 8 – paragraph 2**

##### *Text proposed by the Commission*

2. Before ***submitting the proposed*** methodology, ***ENTSO-E*** shall conduct a consultation involving at least the industry and consumer, distribution system

##### *Amendment*

2. Before ***establishing a*** methodology, ***the Agency*** shall conduct a consultation involving at least the industry and consumer, ***environmental organisations***,

operators, national regulatory authorities and other national authorities. **ENTSO-E** shall duly take into account the results of the consultation.

**trade-unions**, distribution system operators, national regulatory authorities and other national authorities. **The Agency** shall duly take into account the results of the consultation.

Or. en

### Amendment 153

Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis

#### Proposal for a regulation

##### Article 8 – paragraph 3

*Text proposed by the Commission*

3. *Within two months of receiving the proposed methodology, the Agency shall either approve the proposal or amend it. In the latter case, it shall consult ENTSO-E before adopting the amended version and publish it on its website.*

*Amendment*

*deleted*

Or. en

### Amendment 154

Xabier Benito Ziluaga, Marisa Matias

#### Proposal for a regulation

##### Article 8 – paragraph 4

*Text proposed by the Commission*

4. **ENTSO-E** shall update and improve the methodology regularly in accordance with paragraphs 1 to 3. **The Agency or** the Commission may request such updates and improvements with due justification. Within six months from the request, **ENTSO-E** shall submit **to the Agency** a draft of the proposed changes. Within a period of two months **of receiving the draft**, the Agency shall **amend or approve** the changes **and publish it** on its

*Amendment*

4. **The Agency** shall update and improve the methodology regularly in accordance with paragraphs 1 to 3. The Commission may request such updates and improvements with due justification. Within six months from the request, **the Agency** shall submit a draft of the proposed changes. Within a period of two months, the Agency shall **publish** the changes on its website.

website.

Or. en

## **Amendment 155**

**Ashley Fox, Hans-Olaf Henkel**

### **Proposal for a regulation**

#### **Article 8 – paragraph 4**

##### *Text proposed by the Commission*

4. ENTSO-E shall update and improve the methodology regularly in accordance with paragraphs 1 to 3. The Agency or the Commission may request such updates and improvements with due justification. Within *six* months from the request, ENTSO-E shall submit to the Agency a draft of the proposed changes. Within a period of two months of receiving the draft, the Agency shall amend or approve the changes and publish it on its website.

##### *Amendment*

4. ENTSO-E shall update and improve the methodology regularly in accordance with paragraphs 1 to 3. The Agency or the Commission may request such updates and improvements with due justification. Within *two* months from the request, ENTSO-E shall submit to the Agency a draft of the proposed changes. Within a period of two months of receiving the draft, the Agency shall amend or approve the changes and publish it on its website.

Or. en

##### *Justification*

*A two month period aligns with the timing in the relevant Codes*

## **Amendment 156**

**Zdzisław Krasnodębski, Edward Czesak**

### **Proposal for a regulation**

#### **Article 8 a (new)**

##### *Text proposed by the Commission*

##### *Amendment*

##### *Article 8 a*

##### *Methodology for identifying electricity crisis scenarios at a regional level*

*1. By twelve months after entry into force of this Regulation ENTSO-E shall submit*

*to the Agency a proposal for a methodology for identifying the most relevant electricity crisis scenarios in a regional context.*

*2. The crisis scenarios shall be identified on the basis of at least the risks referred to in Article 5(2) and additionally include the elements of interaction and correlation of risks across borders and simulations of simultaneous crisis scenarios, and shall be consistent with the national scenarios identified pursuant to this Article 5.2. When considering the risks of gas disruption in the context of identifying the risks pursuant paragraph 2(c), ENTSO-E shall use the gas supply and infrastructure disruption scenarios developed by the European Network of Transmission System Operators for Gas pursuant to Art. 6.6 of the Gas Security of Supply Regulation [proposed Gas Security of Supply Regulation].*

*3. Before submitting the proposed methodology, ENTSO-E shall conduct a consultation exercise involving at least consumer organisations, generators, distribution system operators, national regulatory authorities and other national authorities. ENTSO-E shall duly take into account the results of the consultation.*

*4. Within two months of receiving the proposed methodology, the Agency shall either approve the proposal or amend it. In the latter case, it shall consult ENTSO-E before adopting the amended version and publish it on its website.*

*5. ENTSO-E shall update and improve the methodology regularly in accordance with paragraphs 1 to 4. The Agency, the Commission and a competent authority may request such updates and improvements with due justification. Within six months from the request, ENTSO-E shall submit to the Agency a draft of the proposed changes. Within a period of two months of receiving the*

*draft, the Agency shall amend or approve the changes and publish it on its website.*

Or. en

**Amendment 157**

**Zdzisław Krasnodębski, Edward Czesak**

**Proposal for a regulation**

**Article 9**

*Text proposed by the Commission*

*Amendment*

**Article 9**

**deleted**

***Short-term adequacy assessments***

***1. All short-term adequacy assessments shall be carried out according to the methodology developed pursuant to Article 8.***

***2. ENTSO-E shall carry out seasonal adequacy outlooks according to the methodology developed pursuant to Article 8. It shall publish the results at the latest by 1 December each year for the winter outlook and by 1 June for the summer outlook. It may delegate tasks relating to the outlooks to regional operational centres. It shall present the outlooks to the Electricity Coordination Group, which may give recommendations on the results, where appropriate.***

***3. The regional operational centres shall carry out week-ahead to intraday adequacy assessments for their respective regions on the basis of the methodology adopted pursuant to Article 8.***

Or. en

**Amendment 158**

**Xabier Benito Ziluaga, Marisa Matias**

**Proposal for a regulation**  
**Article 9 – paragraph 2**

*Text proposed by the Commission*

2. **ENTSO-E** shall carry out seasonal adequacy outlooks according to the methodology developed pursuant to Article 8. It shall publish the results at the latest by 1 December each year for the winter outlook and by 1 June for the summer outlook. It may delegate tasks relating to the outlooks to regional operational centres. It shall present the outlooks to the Electricity Coordination Group, which may give recommendations on the results, where appropriate.

*Amendment*

2. **The Agency** shall carry out seasonal adequacy outlooks according to the methodology developed pursuant to Article 8. It shall publish the results at the latest by 1 December each year for the winter outlook and by 1 June for the summer outlook. It may delegate tasks relating to the outlooks to regional operational centres. It shall present the outlooks to the Electricity Coordination Group, which may give recommendations on the results, where appropriate.

Or. en

**Amendment 159**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation**  
**Article 9 – paragraph 2**

*Text proposed by the Commission*

2. **ENTSO-E** shall carry out seasonal adequacy outlooks according to the methodology developed pursuant to Article 8. **It** shall publish the results at the latest by 1 December each year for the winter outlook and by 1 June for the summer outlook. **It may delegate tasks relating to the outlooks to regional operational centres. It shall present the outlooks to** the Electricity Coordination Group, which may give recommendations on the results, where appropriate.

*Amendment*

2. **Regional operational centres (ROCs)** shall carry out seasonal adequacy outlooks according to the methodology developed pursuant to Article 8. **They** shall publish the results at the latest by 1 December each year for the winter outlook and by 1 June for the summer outlook. **They shall present** the outlooks to **the macro-regional partnerships, ENTSO-E and** the Electricity Coordination Group, which may give recommendations on the results, where appropriate.

Or. en

## *Justification*

*ROCs are ideally placed to conduct short-term adequacy assessments as they have first-hand experience of the operations in a region and the risks associated with security of supply in it. ENTSO-E, macro-regional partnerships and ECG should be able to provide recommendations to ensure the EU-wide approach.*

### **Amendment 160**

**Zdzisław Krasnodębski, Edward Czesak**

### **Proposal for a regulation**

#### **Article 9 a (new)**

*Text proposed by the Commission*

*Amendment*

#### **Article 9 a**

##### ***Identification of electricity crisis scenarios at a regional level***

- 1. By twenty four months after entry into force of this Regulation and on the basis of the methodology adopted pursuant to Article 8, ENTSO-E shall identify the most relevant electricity crisis scenarios for each region.***
- 2. ENTSO-E shall submit the regional electricity crisis scenarios identified to the Electricity Coordination Group for consultation.***
- 3. ENTSO-E shall update the scenarios every three years, unless circumstances warrant more frequent updates.***
- 4. ENTSO-E, Member States and the Electricity Coordination Group shall ensure that the confidentiality of sensitive information with regard to the electricity crisis scenarios, notably information relating to malicious attacks, is preserved particularly during the consultation process.***

Or. en

**Amendment 161**  
**Angelika Mlinar**

**Proposal for a regulation**  
**Article 10 – paragraph 1**

*Text proposed by the Commission*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of household and industrial electricity customers and the national regulatory authority (where it is not the competent authority).

*Amendment*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of household and industrial electricity customers and the national regulatory authority (where it is not the competent authority). ***Risk preparedness plans may exclude sensitive information from regional and national crisis scenarios, if these could harm the security of electricity supply;***

Or. en

**Amendment 162**  
**Rebecca Harms**  
on behalf of the Verts/ALE Group

**Proposal for a regulation**  
**Article 10 – paragraph 1**

*Text proposed by the Commission*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of household and industrial electricity customers and the national regulatory authority (where it is not the competent authority).

*Amendment*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, ***as well as guidelines for solutions identified pursuant to Article 7a***, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of household and industrial electricity customers and the



national regulatory authority (where it is not the competent authority).

Or. en

*Justification*

*The new article 7a should be mentioned in this context.*

**Amendment 163**  
**Luděk Niedermayer**

**Proposal for a regulation**  
**Article 10 – paragraph 1**

*Text proposed by the Commission*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of household and industrial electricity customers and the national regulatory authority (where it is not the competent authority).

*Amendment*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, ***transmission and distribution system operators***, the relevant organisations representing the interests of household and industrial electricity customers and the national regulatory authority (where it is not the competent authority).

Or. en

**Amendment 164**  
**Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis, Paloma López Bermejo**

**Proposal for a regulation**  
**Article 10 – paragraph 1**

*Text proposed by the Commission*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State

*Amendment*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State

shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of household and industrial electricity customers and the national regulatory authority (where it is not the competent authority).

shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant *environmental organisations, trade-unions*, organisations representing the interests of household and industrial electricity customers and the national regulatory authority (where it is not the competent authority).

Or. en

### **Amendment 165**

**Massimiliano Salini, Fulvio Martusciello, Aldo Patriciello**

#### **Proposal for a regulation**

#### **Article 10 – paragraph 1**

##### *Text proposed by the Commission*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of household and industrial electricity customers and the national regulatory authority (where it is not the competent authority).

##### *Amendment*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings (*TSOs, DSOs and generators*), the relevant organisations representing the interests of household and industrial electricity customers and the national regulatory authority (where it is not the competent authority).

Or. en

### **Amendment 166**

**Pavel Telička**

#### **Proposal for a regulation**

#### **Article 10 – paragraph 1**

##### *Text proposed by the Commission*

1. On the basis of the regional and national electricity crisis scenarios

##### *Amendment*

1. On the basis of the regional and national electricity crisis scenarios

identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of *household and* industrial electricity customers and the national regulatory authority (where it is not the competent authority).

identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of industrial electricity customers and the national regulatory authority (where it is not the competent authority).

Or. en

*Justification*

*Interests of households should be represented by the National regulator, in some Member States there are not a relevant organisations representing interests of households, therefore they should not be explicitly mentioned.*

**Amendment 167**  
**Jaromír Kohlíček**

**Proposal for a regulation**  
**Article 10 – paragraph 1**

*Text proposed by the Commission*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of *household and* industrial electricity customers and the national regulatory authority (where it is not the competent authority).

*Amendment*

1. On the basis of the regional and national electricity crisis scenarios identified pursuant to Articles 6 and 7, the competent authority of each Member State shall establish a risk-preparedness plan, after consulting the electricity and gas undertakings, the relevant organisations representing the interests of industrial electricity customers and the national regulatory authority (where it is not the competent authority).

Or. en

*Justification*

*Consultation these types of organisations (representing the interests of households)- if exist- is from our point of view unnecessary difficult and in many cases almost impossible. Member States' responsibility towards their citizens in the area of security of electricity supply is*

*indispensable. The security of electricity supply is represented by the involvement of the state (competent authority) and the National Regulatory Authority.*

**Amendment 168**  
**Pilar del Castillo Vera**

**Proposal for a regulation**  
**Article 10 – paragraph 3**

*Text proposed by the Commission*

3. The plan shall be developed in accordance with the template in the Annex.  
***The Commission shall be empowered to adopt delegated acts in accordance with Article 19 to amend this template.***

*Amendment*

3. The plan shall be developed in accordance with the template in the Annex.

Or. es

**Amendment 169**  
**Barbara Kappel, Angelo Ciocca, Lorenzo Fontana**

**Proposal for a regulation**  
**Article 10 – paragraph 3**

*Text proposed by the Commission*

3. The plan shall be developed in accordance with the template in the Annex. The Commission shall be empowered to adopt delegated acts in accordance with Article 19 to amend this template.

*Amendment*

3. The plan shall be developed in accordance with the template in the Annex. The Commission shall be empowered to adopt delegated acts ***for five years*** in accordance with Article 19 to amend this template.

Or. it

**Amendment 170**  
**Barbara Kappel, Lorenzo Fontana**

**Proposal for a regulation**  
**Article 10 – paragraph 3**

*Text proposed by the Commission*

3. The plan shall be developed in accordance with the template in the Annex. The Commission shall be empowered to

*Amendment*

3. The plan shall be developed in accordance with the template in the Annex. The Commission shall be empowered ***for***

adopt delegated acts in accordance with Article 19 to amend this template.

*five years* to adopt delegated acts in accordance with Article 19 to amend this template.

Or. de

**Amendment 171**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation**

**Article 10 – paragraph 4**

*Text proposed by the Commission*

4. Before adopting a plan, the competent authority shall submit a draft to *the competent authorities of* the other Member States in the region concerned and the Electricity Coordination Group for consultation.

*Amendment*

4. Before adopting a plan, the competent authority shall submit a draft to *their respective ROC and* the other Member States in the region concerned, *as well as macro-regional partnership* and the Electricity Coordination Group for consultation.

Or. en

**Amendment 172**

**Jaromír Kohlíček**

**Proposal for a regulation**

**Article 10 – paragraph 4**

*Text proposed by the Commission*

4. Before adopting a plan, the competent authority shall submit a draft to the competent authorities of the *other* Member States *in the region concerned* and the Electricity Coordination Group for consultation.

*Amendment*

4. Before adopting a plan, the competent authority shall submit a draft to the competent authorities of the *neighbouring* Member States and the Electricity Coordination Group for consultation.

Or. en

*Justification*

*Implementation of this requirement will in e. g. Core region (Central West Europe and Central Eastern Europe) lead to huge number of mutual consultations including*

*geographically distant states. The CZ supports consulting regional plans in the region, however, we propose to limit the consultations of national plans just on neighbouring states.*

### **Amendment 173**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

##### **Article 10 – paragraph 5**

*Text proposed by the Commission*

5. Within three months of the submission of the draft plan, the competent authorities of the other Member States in the region and the Electricity Coordination Group shall review it and may issue recommendations.

*Amendment*

5. Within three months of the submission of the draft plan, the competent authorities of the other Member States in the region ***the respective ROC*** and the Electricity Coordination Group shall review it and may issue recommendations. ***Member States of the macro-region concerned may also issue a joint statement on the relevant national plans and their macro-regional implications.***

Or. en

### **Amendment 174**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

##### **Article 10 – paragraph 6**

*Text proposed by the Commission*

6. Within six months of submitting the draft plan, the Member State in question shall adopt the plan, duly taking into account the results of the consultation and the recommendations of the competent authorities of other Member States and the Electricity Coordination Group. It shall submit the adopted plan to the Electricity Coordination Group without delay.

*Amendment*

6. Within six months of submitting the draft plan, the Member State in question shall adopt the plan, duly taking into account the results of the consultation and the recommendations of the competent authorities of other Member States, ***the respective ROC*** and the Electricity Coordination Group ***as well as the joint statement of Member States of the macro-region concerned.*** It shall submit the adopted plan to the Electricity

**Amendment 175**  
**Jaromír Kohlíček**

**Proposal for a regulation**  
**Article 10 – paragraph 7**

*Text proposed by the Commission*

*Amendment*

7. *The Member States shall make the plans public, while ensuring that the confidentiality of sensitive information is preserved, notably information on measures relating to the prevention and mitigation of malicious attacks.* **deleted**

Or. en

*Justification*

*The CZ is aware of the strategic importance and sensitivity of the information regarding energy sector. Safety and protection of information must be considered as a key priority in mitigation of malicious attacks. Extent of published information must be at all times seriously considered in regard to the vulnerability and strategic importance of the energy sector.*

**Amendment 176**  
**Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis, Paloma López Bermejo**

**Proposal for a regulation**  
**Article 10 – paragraph 7**

*Text proposed by the Commission*

*Amendment*

7. The Member States shall **make the plans** public, while ensuring that the confidentiality of sensitive information is preserved, notably information on measures relating to the prevention and mitigation of malicious attacks.

7. The Member States shall **ensure that all relevant information is made public and easily accessible**, while ensuring that the confidentiality of sensitive information is preserved, notably information on measures relating to the prevention and mitigation of malicious attacks.

**Amendment 177**  
**Pavel Telička**

**Proposal for a regulation**  
**Article 10 – paragraph 7**

*Text proposed by the Commission*

7. The Member States shall make the plans **public**, while ensuring that the confidentiality of sensitive information is preserved, notably information on measures relating to the prevention and mitigation of malicious attacks.

*Amendment*

7. The Member States shall make **public details of** the plans, while ensuring that the confidentiality of sensitive information is preserved, notably information on measures relating to the prevention and mitigation of malicious attacks.

Or. en

*Justification*

*To ensure that confidentiality of sensitive information is maintained and at the same time important information on energy security is published, Member States should have an option to publish details of the risk-preparedness plans but not the plan itself.*

**Amendment 178**  
**Rebecca Harms**  
on behalf of the Verts/ALE Group

**Proposal for a regulation**  
**Article 11 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. Each plan shall set out all measures planned or taken to prevent, prepare for and mitigate electricity crisis situations as identified pursuant to Articles 6 and 7. It shall at least:

*Amendment*

1. Each plan shall set out all measures planned or taken to prevent, prepare for and mitigate electricity crisis situations as identified pursuant to Articles 6 and 7. **Taking full account of guidelines for solutions identified pursuant to Article 7a,** it shall at least:

Or. en



## **Amendment 179**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Article 11 – paragraph 1 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

**(ca) (a) describe the measures designed to improve energy efficiency with the aim of reducing overall electricity consumption and, in turn, the likelihood of electricity supply crises;**

Or. en

#### *Justification*

*Energy efficiency is the key preventive measure to reduce the frequency of electricity crises in the long term. The environmental impact of any demand and supply-side measures proposed must be taken into account, with preference being given, as far as possible, to measures that have least impact on the environment.*

## **Amendment 180**

**Angelika Mlinar, Pavel Telička, Carolina Punset**

### **Proposal for a regulation**

#### **Article 11 – paragraph 1 – point g**

*Text proposed by the Commission*

*Amendment*

(g) identify possible non-market measures to be implemented in electricity crisis situations, specifying the trigger, conditions and procedures for their implementation, and indicating how they comply with the requirements set out in Article 15;

(g) identify possible non-market measures to be implemented in electricity crisis situations, specifying the trigger, conditions and procedures for their implementation, **assessing the degree to which the use of such measures is necessary in dealing with a crisis** and indicating how they comply with the requirements set out in Article 15;

Or. en

## Amendment 181

Massimiliano Salini, Fulvio Martusciello, Aldo Patriciello

### Proposal for a regulation

#### Article 11 – paragraph 1 – point g

*Text proposed by the Commission*

(g) identify possible non-market measures to be implemented in electricity crisis situations, specifying the trigger, conditions and procedures for their implementation, and indicating how they comply with the requirements set out in Article 15;

*Amendment*

(g) identify possible non-market measures to be implemented in electricity crisis situations, specifying the trigger, conditions and procedures for their implementation (***including compensation schemes for the actions taken and the energy produced by generators***), and indicating how they comply with the requirements set out in Article 15;

Or. en

## Amendment 182

Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis, Paloma López Bermejo

### Proposal for a regulation

#### Article 11 – paragraph 1 – point g

*Text proposed by the Commission*

(g) identify ***possible*** non-market measures to be implemented in electricity crisis situations, specifying the trigger, conditions and procedures for their implementation, ***and indicating how they comply with the requirements set out in Article 15;***

*Amendment*

(g) identify ***the contribution of*** non-market measures to be implemented in electricity crisis situations, specifying the trigger, conditions and procedures for their implementation;

Or. en

## Amendment 183

Rebecca Harms

on behalf of the Verts/ALE Group

### Proposal for a regulation

#### Article 11 – paragraph 1 – point h

*Text proposed by the Commission*

(h) provide a detailed load shedding plan, stipulating when loads are to be shed, in what circumstances and what values of load are to be shed. The plan shall specify which categories of electricity users are to receive special protection against disconnection, and justify the need for such protection, notably with regard to public safety and personal security;

*Amendment*

(h) provide a detailed load shedding plan, stipulating when loads are to be shed, in what circumstances and what values of load are to be shed. The plan shall specify which categories of electricity users are to receive special protection against disconnection, and justify the need for such protection, notably with regard to public safety and personal security ***taking full account of the principles identified by the Agency pursuant to Article 7.1 of this Regulation;***

Or. en

*Justification*

*There is a need for EU-level harmonisation of the definition of protected customers in order to ensure protection of the most vulnerable and essential elements of society as well as to facilitate cross-border solidarity measures, as stipulated in Article 14 of this regulation.*

**Amendment 184**

**Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis, Paloma López Bermejo**

**Proposal for a regulation**

**Article 11 – paragraph 1 – point h**

*Text proposed by the Commission*

(h) provide a detailed load shedding plan, stipulating when loads are to be shed, in what circumstances and what values of load are to be shed. The plan shall specify which categories of electricity users are to receive special protection against disconnection, and justify the need for such protection, notably with regard to public safety ***and personal security;***

*Amendment*

(h) provide a detailed load shedding plan, stipulating when loads are to be shed, in what circumstances and what values of load are to be shed. The plan shall specify which categories of electricity users are to receive special protection against disconnection, and justify the need for such protection, notably with regard to public safety, ***personal security and the continuity of essential public services;***

Or. en

**Amendment 185**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation**

**Article 11 – paragraph 1 – point i a (new)**

*Text proposed by the Commission*

*Amendment*

*(ia) provide a 3-year action plan with concrete measures to reduce the structural risks, including by building up storage capabilities and other system flexibility measures, and reducing dependency on a single source of power generation. This action plan shall be updated every 3 years.*

Or. en

**Amendment 186**

**Angelika Mlinar, Pavel Telička**

**Proposal for a regulation**

**Article 11 – paragraph 1 – point i a (new)**

*Text proposed by the Commission*

*Amendment*

*(ia) describe the national measures necessary to implement and enforce the regional measures agreed on according to Article 12*

Or. en

**Amendment 187**

**Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis, Paloma López Bermejo**

**Proposal for a regulation**

**Article 11 – paragraph 1 – point i a (new)**

*Text proposed by the Commission*

*Amendment*

*(ia) Take into account the environmental impacts of the defined*

*measures;*

Or. en

### **Amendment 188**

**Xabier Benito Ziluaga, Marisa Matias, Neoklis Sylikiotis, Paloma López Bermejo**

#### **Proposal for a regulation**

##### **Article 11 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***1a. As far as possible, priority should be given to measures based on renewable energy sources.***

Or. en

### **Amendment 189**

**Françoise Grossetête**

#### **Proposal for a regulation**

##### **Article 11 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. All national measures shall take full account of the regional measures agreed according to Article 12 and ***not endanger the security of electricity supply of other Member States or of the Union as a whole.***

2. All national measures shall take full account of the regional measures agreed according to Article 12 and ***shall not discriminate between cross-border contracts and national contracts.***

Or. fr

#### *Justification*

*The Commission's proposed wording seems to imply that, in the event of a power supply crisis, Member States would have to give priority to protecting neighbouring countries rather than themselves. The wording in the previous directive on security of supply (2005/89) was more balanced, Article 4 stipulating that, when applying transaction curtailment procedures, 'Member States shall not discriminate between cross-border contracts and national contracts'.*

## **Amendment 190**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Article 12 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. In addition to the measures listed in Article 11, the plan of each Member State shall include regional measures to ensure that crisis situations with a cross-border impact are properly prevented and managed. These measures shall be agreed within the region concerned and include at least:

*Amendment*

1. In addition to the measures listed in Article 11, the plan of each Member State shall – ***taking full account of guidelines for solutions identified pursuant to Article 7a*** – include regional measures to ensure that crisis situations with a cross-border impact are properly prevented and managed. These measures shall be agreed within the region concerned and include at least:

Or. en

## **Amendment 191**

**Ashley Fox, Hans-Olaf Henkel**

### **Proposal for a regulation**

#### **Article 12 – paragraph 1 – point a**

*Text proposed by the Commission*

(a) the designation of a regional crisis ***manager*** or team;

*Amendment*

(a) the designation of a regional crisis ***co-ordinator*** or team;

Or. en

*Justification*

*‘Co-ordinator’ is a better term but its role will need to be defined*

## **Amendment 192**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Article 12 – paragraph 1 – point c**

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*Text proposed by the Commission*

(c) measures to mitigate the impact of a crisis including a simultaneous crisis situation. These shall include regional load-shedding plans and technical, legal and financial arrangements regarding mutual assistance to ensure that electricity can be delivered where it is most needed and in an optimal manner. Such arrangements shall set out, inter alia, the trigger for the assistance, the calculation formula or amount, paying and receiving parties and arbitration rules;

*Amendment*

(c) measures to mitigate the impact of a crisis including a simultaneous crisis situation. These shall include regional load-shedding plans and technical, legal and financial arrangements regarding mutual assistance to ensure that electricity can be delivered where it is most needed and in an optimal manner. Such arrangements shall set out, inter alia, the trigger for the assistance, the calculation formula or amount, paying and receiving parties and arbitration rules. ***A mechanism of compensation for affected entities shall also be defined in accordance with principles identified pursuant to Article 7a of this Regulation;***

Or. en

*Justification*

*To avoid disagreements over compensation, the principles of such compensation should be established by a neutral EU level agency – ACER.*

**Amendment 193**

**Ashley Fox, Hans-Olaf Henkel**

**Proposal for a regulation**

**Article 12 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) measures to mitigate the impact of a crisis including a simultaneous crisis situation. These ***shall*** include regional load-shedding plans and technical, legal and financial arrangements regarding mutual assistance to ensure that electricity can be delivered where it is most needed and in an optimal manner. Such arrangements shall set out, inter alia, the trigger for the assistance, the calculation formula or amount, paying and receiving

*Amendment*

(c) measures to mitigate the impact of a crisis including a simultaneous crisis situation. These ***may*** include regional load-shedding plans and technical, legal and financial arrangements regarding mutual assistance to ensure that electricity can be delivered where it is most needed and in an optimal manner. Such arrangements shall set out, inter alia, the trigger for the assistance, the calculation formula or amount, paying and receiving parties and

parties and arbitration rules;

arbitration rules;

Or. en

*Justification*

*MSs have overall competence for their national security of supply – hence suggested change from ‘shall’ to ‘may’*

**Amendment 194**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation**

**Article 12 – paragraph 2**

*Text proposed by the Commission*

2. The regional measures to be included in the plan shall be agreed by the competent authorities of the Member States in the region concerned. At least eight months before the deadline for the adoption or the updating of the plan, the competent authorities shall report on the agreements reached to the Electricity Coordination Group. If the competent authorities concerned were not able to reach an agreement, they shall inform the Commission of the reasons for such disagreement. In such case the Commission may request the Agency to facilitate the conclusion of an agreement in consultation with ENTSO-E.

*Amendment*

2. The regional measures to be included in the plan shall be agreed by the competent authorities of the Member States in the region concerned ***with the relevant ROC acting as a the co-ordinating body*** . At least eight months before the deadline for the adoption or the updating of the plan, the competent authorities shall report on the agreements reached to the ***relevant macro-regional partnership and*** Electricity Coordination Group. If the competent authorities concerned were not able to reach an agreement, they shall inform the Commission of the reasons for such disagreement. In such case the Commission may request the Agency to facilitate the conclusion of an agreement in consultation with ENTSO-E.

Or. en

*Justification*

*ROCs*

**Amendment 195**



**Proposal for a regulation**  
**Article 12 – paragraph 2**

*Text proposed by the Commission*

2. The regional measures *to be included in the plan* shall be agreed by the competent authorities of the Member States in the region concerned. At least eight months before the deadline for the adoption or the updating of the plan, the competent authorities shall report on the agreements reached to the Electricity Coordination Group. If the competent authorities concerned were not able to reach an agreement, they shall inform the Commission of the reasons for such disagreement. In such case the Commission may request the Agency to facilitate the conclusion of an agreement in consultation with ENTSO-E.

*Amendment*

2. The regional measures shall be agreed by the competent authorities of the Member States in the region concerned ***before incorporation in the respective national plans***. At least eight months before the deadline for the adoption or the updating of the plan, the competent authorities shall report on the agreements reached to the Electricity Coordination Group. If the competent authorities concerned were not able to reach an agreement, they shall inform the Commission of the reasons for such disagreement. In such case the Commission may request the Agency to facilitate the conclusion of an agreement in consultation with ENTSO-E.

Or. en

**Amendment 196**  
**Ashley Fox, Hans-Olaf Henkel**

**Proposal for a regulation**  
**Article 12 – paragraph 2**

*Text proposed by the Commission*

2. The regional measures to be included in the plan shall be agreed by the competent authorities of the Member States in the region concerned. At least eight months before the deadline for the adoption or the updating of the plan, the competent authorities shall report on the agreements reached to the Electricity Coordination Group. If the competent authorities concerned were not able to reach an agreement, they shall inform the

*Amendment*

2. The regional measures to be included in the plan shall be agreed by the competent authorities of the Member States in the region concerned. At least eight months before the deadline for the adoption or the updating of the plan, the competent authorities shall report on the agreements reached to the Electricity Coordination Group. If the competent authorities concerned were not able to reach an agreement, they shall inform the

Commission of the reasons for such disagreement. In such case the Commission may request the Agency to facilitate the conclusion of an agreement in consultation with ENTSO-E.

Commission of the reasons for such disagreement. In such case the Commission may request the Agency to facilitate the conclusion of an agreement in consultation with ENTSO-E **and Competent Authorities**.

Or. en

*Justification*

*'Competent Authorities' need to be included – consistent with the first line of this Para.*

**Amendment 197**

**Zdzisław Krasnodebski, Edward Czesak**

**Proposal for a regulation**

**Article 12 – paragraph 3**

*Text proposed by the Commission*

3. ***In cooperation with the regional operational centres and*** with the involvement of relevant stakeholders, the competent authorities of each region shall carry out annual crisis simulations, in particular testing the communication mechanisms referred to in point (b) of paragraph 1.

*Amendment*

3. With the involvement of relevant stakeholders, the competent authorities ***of Member States*** of each region shall carry out annual crisis simulations, in particular testing the communication mechanisms referred to in point (b) of paragraph 1.

Or. en

**Amendment 198**

**Rebecca Harms**

on behalf of the Verts/ALE Group

**Proposal for a regulation**

**Article 12 a (new)**

*Text proposed by the Commission*

*Amendment*

***Article 12 a***

***Article 12 a The role of the Commission in amending the risk preparedness plans***

***1. Member States shall submit the adopted plans to the Commission. The Commission may take a decision requiring the amendment or withdrawal of a measure where a measure is:***

***(a) likely to distort the Union internal market;***

***(b) not necessary or proportionate to ensure security of supply;***

***(c) likely to jeopardize the security of supply of other Member States; or***

***(d) be in the contradiction with the Union's climate policy objectives.***

***The adopted measure shall only enter into force when it is approved by the Commission or has been amended in accordance with the Commission decision.***

Or. en

#### *Justification*

*There is a need for a safeguard to ensure that plans agreed do not jeopardise the internal market and security of supply. The Commission should have a mandate to request amendments where necessary.*

#### **Amendment 199**

**Rebecca Harms**

on behalf of the Verts/ALE Group

#### **Proposal for a regulation**

#### **Article 13 – paragraph 1**

##### *Text proposed by the Commission*

1. Where a seasonal adequacy outlook or other source provides a specific, serious and reliable information that an event may occur that is likely to result in a significant deterioration of the electricity supply situation in a Member State, the competent authority of that Member State shall without undue delay give an early warning

##### *Amendment*

1. Where a seasonal adequacy outlook or other source provides a specific, serious and reliable information that an event may occur that is likely to result in a significant deterioration of the electricity supply situation in a Member State, the competent authority of that Member State shall without undue delay give an early warning

to the Commission and the Electricity Coordination Group. It shall provide information on the causes of the deterioration, on measures taken or planned to prevent an electricity crisis and on the possible need for assistance from other Member States. The information shall include the possible impacts of the measures on the internal electricity market, including in other Member States.

to the Commission and the Electricity Coordination Group *as well as to the group and Member States of the macro-region concerned*. It shall provide information on the causes of the deterioration, on measures taken or planned to prevent an electricity crisis and on the possible need for assistance from other Member States. The information shall include the possible impacts of the measures on the internal electricity market, including in other Member States.

Or. en

## **Amendment 200**

**Rebecca Harms**

on behalf of the Verts/ALE Group

### **Proposal for a regulation**

#### **Article 13 – paragraph 4**

*Text proposed by the Commission*

4. Where a competent authority issues an early warning or declares an electricity crisis, the actions set out in the risk-preparedness plan shall be followed to the fullest possible extent.

*Amendment*

4. Where a competent authority issues an early warning or declares an electricity crisis, the actions set out in the risk-preparedness plan shall be followed to the fullest possible extent.

*The Commission shall verify, as soon as possible, but in any case within three days of receiving the information of the competent authority, whether the declaration of an emergency is justified in accordance the provisions of this Regulation and whether the measures taken follow as closely as possible the actions listed in the emergency plan and are not imposing an undue burden on electricity undertakings. The Commission may, at the request of a competent authority, electricity undertakings or on its own initiative, request the competent authority to modify the measures where they are contrary to the conditions referred to in the first sentence of this*

*paragraph. The Commission may also request the competent authority to lift the declaration of emergency where it considers that such declaration is not or no longer justified. Within three days of the notification of the Commission request, the competent authority shall modify the measures and notify the Commission thereof, or shall inform the Commission of the reasons for which it does not agree with the request. In that case, the Commission may within three days amend or withdraw its requestor, in order to consider the issue, convene the competent authority or, where appropriate, the competent authorities concerned, and, where the Commission deems it necessary, the relevant ROC and the Electricity Coordination Group. The Commission shall set out its detailed reasoning for requesting any changes to the action. The competent authority shall take full account of the position of the Commission. .*

Or. en

#### *Justification*

*The Commission should have the authority to act in protection of common interests in the event of electricity emergency. This is in line with the EP position regarding the Security of Gas Supply Regulation.*