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Dear Mrs. Geitona,

June 2nd, 2009

we appreciate the opportunity to give our opinion on the ERGEG consultation paper "Draft Guidelines for Good Practice on Electricity Grid Connection and Access" (E08-ENM-09-03).

EnBW supports ERGEG's approach regarding the necessity to standardise procedures for grid connection and access. Because most of the issues are already existing on a national level due to local requirements, in our opinion harmonisation and standardisation will be the main task. This harmonisation will assure that the rules for connection and access regarding the vital functions are standardised on a European level.

Before entering into the more detailed discussion on the questions, as a general remark EnBW wants to point out that the recommended guidelines meet to a large extent the current German regulatory framework. For an integrated European electricity market it will be necessary to harmonise the national grid codes. This may lead to problems in the different countries when well-functioning guidelines have to be changed.

1. Do you agree with the problems these GGP are trying to solve – are there other problems that should be addressed within grid connection and access not yet included in these guidelines?

We fully agree with the problems trying to be solved. This will streamline the planning and operational processes of our grids.

Vorsitzender des Aufsichtsrats:
Dr. Claus Dieter Hoffmann

Vorstand:
Hans-Peter Villis (Vorsitzender)
Dr. Bernhard Beck
Christian Buchel
Dr. Rudolf Schulten
Dr. Hans-Josef Zimmer

2. Do these guidelines address the problem - will they lead to more transparent, effective and non-discriminatory grid connection and access?

A regulation already exists in Germany that enforces more transparent, effective and non-discriminatory grid connection for generation units. This regulation is very helpful for transmission system operators. Most of the issues to be tackled in the GGP have already been lined out there. When working out the guidelines for the GGP on the European level, on the one hand already existing regulation has to be considered, but on the other hand for an integrated market the rules have to be harmonised. The current German regulation in form of the so called Kraftwerksnetzanschlussverordnung (KraftNAV) fosters a transparent and non-discriminatory connection for generation units. Additionally such binding rules are very helpful for transmission system operators because these lead to legal certainty.

Furthermore, EnBW wants to point out, that grid connection and access cannot be traded independently from the capacity situation of the grid. Bottlenecks of the grid could have influence on the optimal planning of generation units.

3. Please outline your views on the description of the roles and responsibilities set out in Section 3.

We agree with these roles and responsibilities outlined for the TSO and DSO. The necessary information and data are already available for the involved parties. Since the contents of the propositions exposing the technical, organizational and financial aspects are different for each grid user, we would be ready to make available only an index of contents for the interested grid users.

4. Are the technical framework and general provisions for generation, consumption and DSOs relevant and practical? Is there anything else that should be included / excluded? (Sections 4&5).

We agree with these provisions for increased efficiency in planning and operation of our grid. More information exchange between transmission system operators, distribution system operators and generation units should be of great use.

5. How would the implementation of these GGP affect your business / market – what would the impacts be?

Taking into account the fact that processes between the different parties have highly improved due to the already existing national regulations, transmission codes and rules between the dispatching units in Germany, we consider the future implementations of these GGP can only have a positive impact on our business. Especially on a European level harmonised guidelines will increase the exchange of information.

We note that respondents to the consultation on the Implementation of the 3rd Package asked for certain areas, such as priority access for renewables, to be dealt with by ERGEG GGP. Priority access has not been covered by these particular guidelines, however, regulators welcome further input on this and other relevant issues.

Concerning priority access and the other relevant issues EnBW points out, that all the measures taken should ensure objectiveness, transparency and non-discrimination. As far as reasonable there should be no adverse interventions in well-functioning markets.

EnBW hopes that these comments prove to be useful for ERGEG in the further development of the guidelines of good practice on electricity grid connection and access. We are happy to provide further input on possible further consultation on this issue and remain at your disposal for any remaining questions.

Yours sincerely,

gez. Andreas Schweinberger
EnBW Energie Baden-Württemberg AG