

Enel's comments on
EUROPEAN ENERGY REGULATORS
2010 WORK PROGRAMME

For any information please contact:

Paolo Chiricozzi

Enel S.p.A.

European Regulation and Antitrust

Avenue des Arts 13-14

B-1210 Brussels

Ph: +32 2 211 0224

Fax: +32 2 211 0230

Mobile: +32 476 997842

Italian Mobile: +39 320 4980242

e-mail: paolo.chiricozzi@enel.com

Enel appreciates ERGEG's intention to put under consultation its Work Programme 2010. In particular, Enel believes that it is a good prove of **transparency** to illustrate and share with stakeholders the **priorities** for the work that has to be done in 2010 which will be a **crucial year** for the development of the internal market of energy. In fact, the interim period has to be used to develop and put in practice the tools that will be used by ACER in a **cooperative and constructive approach**.

Moreover, Enel believes that both Regulators and market participants have to keep the **momentum** and make all the necessary steps to reach the targets that the EU gave itself through the adoption of both Climate and Third Energy Packages.

Finally, Enel believes that the deliverables that European Energy Regulators intend to produce are able to represent a step forward in reaching an effective **harmonisation of the regulatory framework**, with the Agency having a pivotal role, which represents a prerequisite to give market operators the necessary certainty in planning and managing their business.

For each deliverable listed in ERGEG plan, Enel provides its synthetic opinion (Very important, Important) to be considered in terms of relevance for our company. For those deliverables preceded by public consultation and/or public hearings, Enel states its intention to actively participate or not.

Enel does not express opinions (blank records) on those deliverables not deemed as priority ones. For these deliverables, the opportunity of an active participation will be considered at their issuance.

EUROPEAN ENERGY REGULATORS' WORK IN DETAIL

Electricity

Regulatory aspects of grid management

Document #		
Title of the deliverable	<i>Very important/ Important/</i>	<i>Active participation</i>
<i>Comments</i>		

Document # 1		
Pilot Framework Guideline on electricity grid connection (EWG)	<i>Important</i>	<i>Yes</i>
<i>Enel believes that it would have been worth to start with a more "involving" topic such as "Capacity allocation and congestion management" or "Transparency". Nevertheless Enel will take actively part to the public consultation on the Draft Framework Guidelines.</i>		

Document # 2		
Input to the Framework Guideline on capacity allocation and congestion management (EWG)	<i>Very important</i>	<i>Yes</i>
<i>Enel will take actively part to the public consultation on the Draft Framework Guidelines.</i>		

Document # 3		
Input to the Framework Guideline on operational security (EWG)	<i>Very important</i>	<i>Yes</i>

Document # 4		
<i>ERGEG Conclusions Paper on long-term allocation rules for electricity (RIG)</i>	<i>Very important</i>	Yes

Document # 5		
<i>ERGEG Status Review on regional electricity interconnections management and use (RIG)</i>	<i>Important</i>	
<i>The status review should include considerations on merchant lines and interconnections with third countries issues.</i>		

Regulatory aspects of electricity infrastructure development

Document # 6		
<i>ERGEG Advice on the 10-year electricity network development plan (EWG)</i>	<i>Very important</i>	

Document # 7		
<i>Guidelines of Good Practice on generation adequacy treatment (EWG)</i>	<i>Very important</i>	Yes
<i>The document should take into account the future trend towards a generation mix, which, due to an increasing diffusion of both plants exploiting intermittent renewables and large CO₂ free base power plants (e.g. CCS and nuclear), is expected to become less and less flexible. In this framework, attention must be paid to the maintenance into operation of existing traditional thermal power plants that could guarantee to the system the needed flexibility.</i>		

Document # 8		
ERREG Advice on intelligent energy networks (smart grids) (EWG)	<i>Very important</i>	<i>Yes</i>
<i>It is one of the highest priorities issues to be publicly consulted. The deliverable should include considerations on the super grid.</i>		

Regulatory aspects of electricity wholesale market issues

Document # 9		
Input to the Framework Guideline on transparency in electricity (EWG)	<i>Important</i>	<i>Yes</i>
<i>Enel agrees on the aim to increase transparency, but this purpose must be achieved avoiding the publication of sensitive data regarding single operators. Only aggregations of information should be published thereby guaranteeing anonymity and taking full care of the commercial sensitivity of the data. In particular, data aggregation should be aimed at avoiding that information on individual operators or plants are directly published or can be derived from published data.</i>		

Regulatory aspects of electricity quality of supply

Document # 10		
CEER Guidelines of Good Practice on harmonised surveys on quality of electricity supply (EWG)		

Regulatory aspects of sustainable development issues

Document # 11		
ERREG Response on energy efficiency (EWG)	<i>Very important</i>	<i>Yes</i>

Document # 12		
CEER Status Review of the implementation of the Climate and Energy Package (EWG)	<i>Very important</i>	Yes

Gas

Regulatory aspects of grid management

Document # 13		
Pilot Framework Guideline on CAM & CMP and Draft Comitology Guidelines (GWG)	<i>Very important</i>	Yes

Document # 14		
EREGG Guidelines of Good Practice on CAM & CMP to storage facilities (GWG)	<i>Very important</i>	Yes

Document # 15		
Input to the Framework Guideline on gas balancing rules (GWG)	<i>Very important</i>	Yes

Document # 16		
EREGG Advice on best practices applied in all types of LNG terminals regarding congestion management procedures, anti-hoarding measures and notices periods (GWG)	<i>Important</i>	

Regulatory aspects of gas infrastructure development

Document # 17		
ERGEG Response to GTE+'s 10-year network development plan based on CEER model-based analysis (GWG)	<i>Important</i>	Yes

Document # 18		
ERGEG Status Review of intra and inter-regional coordination of open seasons (RIG)	<i>Important</i>	

Regulatory aspects of tariffication

Document # 19		
Input to the Framework Guideline on harmonised transmission tariff structures (GWG)	<i>Important</i>	Yes

Document # 20		
ERGEG Benchmarking Report on storage tariffs (GWG)	<i>Important</i>	No

Cross-sectoral

Regulatory aspects of customer affairs

Document # 21		
ERREG Guidelines of Good Practice on retail market monitoring (CWG)	<i>Very Important</i>	<i>Yes</i>

Document # 22		
ERREG Guidelines of Good Practice on regulatory aspects of smart metering for electricity and gas (CWG)	<i>Very Important</i>	<i>Yes</i>
<i>The Guidelines should take into consideration regulatory aspects already implemented in Countries where smart metering regulation is more advanced</i>		

Document # 23		
ERREG Guidelines of Good Practice on customer complaint handling for service providers and third-party bodies (CWG)	<i>Very Important</i>	<i>Yes</i>

Document # 24		
ERREG Status Review on end-user price regulation as of 1 January 2010 (CWG)	<i>Very important</i>	<i>Yes</i>

Document # 25		
ERREG Compliance Monitoring Report on the implementation status of DSO unbundling (ENP WG)	<i>Important</i>	

Regulatory aspects of wholesale energy markets

Document # 26		
EREGG Advice on the regulatory oversight of energy exchanges (FIS WG)	<i>Very important</i>	Yes

Document # 27		
EREGG Response on market supervision issues (FIS WG)		

Document # 28		
EREGG Response on transparency in energy trading (FIS WG)		

Document # 29		
CEER Response on interdependencies with other markets (FIS WG)		

Document # 30		
EREGG Advice on wholesale trading licenses (FIS WG)	<i>Very important</i>	
<i>The consultation should consider also the impact of wholesale licence trading in South East Europe.</i>		

Document # 31		
Status Review on the EREGG Regional Initiatives (RIG)	<i>Very Important</i>	Yes

Institutional issues of national regulatory authorities and the Agency

Document # 32		
<i>CEER Advice on the modification and enforcement of network codes (ENP WG)</i>	<i>Very important</i>	

Document # 33		
<i>ERGEG Status Review of the liberalisation and implementation of the energy regulatory framework (ENP WG)</i>	<i>Important</i>	

Document # 34		
<i>ERGEG Conclusions Paper on a strategy for delivering a more integrated European energy market through the Regional Initiatives (RIG)</i>	<i>Very important</i>	<i>Yes</i>