

PSE-Operator S.A. Comments on
ERGEG Guidelines for Good Practice on
Information Management and Transparency in Electricity Markets
from 15 March 2006

PSE-Operator S.A. welcomes the proposed Guidelines on Information Management and Transparency in Electricity Markets. However, we would like to present some comments on mentioned draft of document.

Firstly, issues of transparency and accessibility to information related to wholesale electricity markets are under analyzing process conducted by European Commission. This is also connected with process of creation regional energy markets. ERGEG's Guidelines are another initiative in that field. All initiatives should be coherent.

Another doubts are connected with references, especially with Directive 2003/6/EC. Nevertheless there are lack of information in what scope mentioned Directive should relate to electricity markets and, in particular, what fields should relates to. It is worth clarifying in Guidelines what new obligations arising due to above Directive.

Information exchange between TSOs ought to be mentioned and some rules related to this issue should be established.

Referring to paragraph 2.1 about situation when information could be unavailable, especially when the cost of providing the information is significantly higher than the expected benefit. Assessment of those costs and benefits not always will be possible.

Paragraph 2.5 allows market participants to influence on how and when certain data is released. From PSE-Operator S.A. point of view it could destabilize and cause uncertainty among existing solutions.

TSOs are responsible for providing major information to the market. In that case Guidelines should consider registrations from Directive 2003/54/EC, Regulation (EC) No 1228/2003 of the Parliament of the Council and draft of the guidelines to that Regulation (related to transmission capabilities management) that regulates issues such as availability of information, confidentiality of commercial information, list of data that should be released by TSO as the result of cross-border electricity exchange and last but not least independence of TSO issue.

Referring to the Annex to the Guidelines and Table 2 (Specification of the Required Transparency of Information), in following rows:

- Planned works in the EHV grid and on interconnections with dates and their impact on the capacity of the grid and each interconnection

and

- Details on actual outages (planned and unplanned) at the highest voltage level

PSE-Operator S.A. is of the opinion that such information shouldn't be available to the public knowledge because of system security issues.

Some information providing by TSO come from other market participants (e.g. from generators). It should be legal basis that imposes an obligation on them to provide required information to TSO.