

To:

RTE

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Brussels, 26 April 2013

RE: EFET comments to the proposed cross-border intraday capacity allocation mechanisms at the French-Swiss and French-German borders

Dear Madam or Sir,

On behalf of The European Federation of Energy Traders (EFET), I would like to thank you for giving our organisation the opportunity to provide comments to your proposed rules on the harmonisation of cross-border intraday capacity allocation mechanisms at the French-Swiss and French-German borders. We are generally very supportive of the allocation rules proposed by the RTE, Amprion, Transnet and Swissgrid (hereafter “the TSOs”). We believe they take due account of the general principles of the Internal Energy Market, in particular of the EU Electricity Directive (2009/72/EC).

More specifically, we welcome the approach taken by the TSOs to guarantee market participants’ freedom of choice between exchange-based and bilateral trading.

We would also like to highlight our satisfaction with regard to the positive approach taken by the TSOs with regard to firmness in Article 1.07. and Force Majeure in Article 5.06. We believe that the proposed cross-border intraday allocation rules on these elements could serve as a model for future implementation of cross-border intraday capacity allocation mechanisms at other borders throughout Europe.

Further, we strongly support Article 1.04. guaranteeing that PTROs are offered free of charge, in units of 0.011 MW with a minimum of 1 unit.

Without opposing the principle, we would welcome some clarification regarding the rules proposed in Article 3.02.: we welcome the proposed rule according to which cross-border intraday capacity is to be used to make an offer into the balancing mechanisms in France. However, it appears that market participants can only request capacity if they have offered balancing capacity which has been previously accepted by RTE. It would be valuable for the TSOs to clarify the proposed wording in order to make it clearer for market participants how this rule would translate in practice.

Finally, we would advise the TSOs to more clearly specify the wording of Article 3.02., whereby cross-border intraday capacity would be allocated on a "first come, first served" basis. We believe that there is a general consensus among the various stakeholders to favour the use of "time stamps" in capacity allocation rules, which have been acknowledged as a more precise wording to qualify the process according to which TSOs rank capacity allocation requests according to their reception time.

We thank you in advance for considering our comments, and we remain at your disposal, should you have any question with regard to the present document.

With kind regards,



Jan van Aken
Secretary General