

E-Control
Rudolfsplatz 13a
1010 Vienna, Austria

27 May 2020

Subject: EFET¹ response to the proposed change in the recast GSNE-VO entry into force

EFET is surprised to see another proposal to amend the Gas System Charges Ordinance. The proposal comes at the very end of a long process that has already encompassed two consultation rounds and two ACER opinions. More importantly, the proposed change further increases the regulatory risk associated with operating on the Austrian market and does not address any of the transparency issues that have been signalled either by us or ACER².

In view of the above, while we acknowledge that the tariff year and the gas year do not match in some Member States, we would prefer not to complicate the Austrian tariff setting process any further and retain the originally proposed entry into force on 01.10.2020.

We also take this opportunity to invite E-Control to urgently engage with the Austrian Government to work on an amendment of section 69.3 of the Gaswirtschaftsgesetz (Natural Gas Act) 2011 which states that "Prior to taking a final decision on the allowed cost, the Wirtschaftskammer Österreich (Federal Economic Chamber), the Landwirtschaftskammer Österreich (Federal Chamber of Agriculture), the Bundesarbeiterkammer (Federal Chamber of Labour) and the Österreichischer Gewerkschaftsbund (Austrian Trade Union Federation) shall have the opportunity to comment" as this article limits network users' access to important information on TSOs' revenues and therefore their ability to comment or take a view on this matter, making the Austrian gas market an unmatched case in the European context.

Kind Regards,
On Behalf of EFET TF CSEE-G



Davide Rubini,
Chair of EFET TF CSEE-G

¹ The European Federation of Energy Traders (EFET) promotes competition, transparency and open access in the European energy sector. We build trust in power and gas markets across Europe, so that they may underpin a sustainable and secure energy supply and a competitive economy. We currently represent more than 100 energy trading companies, active in over 27 European countries. For more information: www.efet.org.

² [https://efet.org/Files/Documents/Gas%20Market/Tariffs/EFET%20comments%20to%20the%202nd%20Ame ndment%202020%20of%20the%20Gas%20System%20Charges%20Ordinance.pdf](https://efet.org/Files/Documents/Gas%20Market/Tariffs/EFET%20comments%20to%20the%202nd%20Amdment%202020%20of%20the%20Gas%20System%20Charges%20Ordinance.pdf)