



E-Control  
Rudolfsplatz 13a  
1010 Vienna, Austria

CC: Dennis Hesseling, ACER

9 March 2020

## **Subject: EFET<sup>1</sup> letter regarding the TSO allowed revenues in Austria**

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We are writing you to express our concerns about your ongoing process leading to the definition of a new methodology to set TSOs' allowed revenues in Austria, following what has been reported on both Italian and international media.

While we take note of the fact that Austrian TSOs are currently among the most profitable in Europe, as extensively shown in the Frontier Report referred to in recent articles by Staffetta Quotidiana, we understand that E-Control intended to revise the current TSOs' allowed revenues methodology and finally put a remedy to a situation that has weighted heavily on Italian gas consumers for the past ten years. Unfortunately, media also report that more recently and following a letter from the Italian Minister of Foreign Affairs to his Austrian homologous, that intention might have been reversed.

Some of our concerns seem to be shared by the Italian Regulator which in its deposition to the Italian Parliament on March 3<sup>rd</sup> has noted that the recent E-Control TAR Network Code consultation has highlighted some problems with respect to the level of transparency around the process leading to the definition of TSOs' allowed revenues. In this spirit we would also like to mention the recently published ACER report regarding the transmission tariff consultation document. The Agency has raised concerns over the use of risk instruments that could result in excess risk premia a number of times. Both documents have been attached for your convenience.

We understand that a final decision in this regard will be taken very soon, so that the new tariffs valid from January 1st, 2021 could be published ahead of the CAM NC July capacity auctions.

Against this background we would like to express our hope for a decision that delivers an allowed revenues methodology and transmission tariffs in line with article 13 of EU Regulation 715/2009, as this would largely benefit both Italian and Austrian consumers and normalise a

<sup>1</sup> 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](http://www.efet.org).



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situation that has puts the Austrian gas market at odds with any other mature European gas market for too long.

Should you be available, we would be ready to engage in a conversation with your Office at a time of your convenience even via telephone.

Kind Regards,  
On Behalf of EFET TF CSEE-G

A handwritten signature in black ink, appearing to read 'Davide Rubini'.

Davide Rubini,  
Chair of EFET TF CSEE-G