

# REMIT Timelines & Comments

Modifications Committee Meeting 63 - August 13<sup>th</sup> 2015



# Content

- Reminder of timelines and dependencies;
- Comments received on Tue 11<sup>th</sup> August 2015.

# Timelines

# Dependencies

- REMIT go live date: **7<sup>th</sup> October 2015**
- SEM Oversight Committee meeting: **08<sup>th</sup> September 2015**
- Vote on the Modification: **13<sup>th</sup> August 2015**

# Overview of Timelines

A vote today 13<sup>th</sup> August 2015 will allow:

- The Secretariat to compile and circulate minutes of the Meeting within 5 Working Days (WD) - **by 20<sup>th</sup> August 2015**;
- Comments to be received within 5WD - **by 27<sup>th</sup> August 2015**;
- Completion and distribution of Final Recommendation Report (FRR); comments to be received **within 5WD – by 3<sup>rd</sup> September 2015\***;
- FRR issued to Regulatory Authorities (RAs);
- RAs to formulate recommendations and submit them in advance of Oversight Committee on 8<sup>th</sup> September 2015.

\*Review period for FRR is not mandated by the T&SC – this could be waived if agreed changes are applied to the Modification and circulated together with the minutes on **20<sup>th</sup> August 2015**.

# Additional Deadlines

Participants should also be aware that:

- Registration for EIC Codes is separate and will need to be completed in advance of appointing the Market Operator to report REMIT Data;
- REMIT Notification Form should be submitted at least 15 working days prior to Reporting Commencement day;
- To allow for additional testing prior to the release date (02<sup>nd</sup> Oct 2015), SEMO would require REMIT Notification Forms 15 working days prior to the release - by **Friday 11<sup>th</sup> September 2015**.

# Comments Received on Tuesday 11<sup>th</sup> August 2015

# Comments – T&SC

## Version 2 proposed modification:

*3.97 The Market Operator shall have no liability in respect of the completeness, accuracy and timely submission by the Participant of any CMS data required for REMIT Data Transactions, in accordance with paragraph 3.34.*

## ESB suggested rewording:

*3.97 Subject to paragraph 3.98, the Market Operator shall have no liability to the Participant in respect of the completeness, accuracy and timely submission by the Participant of REMIT Data to the Market Operator*

# Comments – T&SC - cont.

## Version 2 proposed modification:

*3.98 The Participant shall not be responsible for failures in the completeness, accuracy or timely submission of the REMIT Data to the European Agency for the Cooperation of Energy Regulators as required under REMIT to the extent that such failures are attributable to the Market Operator.*

## ESB suggested rewording:

*3.98 The Participant shall have no liability to the Market Operator for failures in the completeness, accuracy or timely submission of the REMIT Data to the European Agency for the Cooperation of Energy Regulators as required under REMIT to the extent that such failures are attributable to the Market Operator.*

# Comments – T&SC - cont.

Version 2 proposed modification:

3.99 <N/A>

ESB suggested adding paragraph 3.99 with new heading:

## **Procedures for REMIT Data Transactions**

3.99 *[Note: how will Participant be able to verify the REMIT Data submitted to ACER. Below amendments suggest in principle AP 5-7 will apply. However, none of these address how Participant can check/view what has been reported. AP4 [Transaction Submission & Validation] includes Section 3 on Data Submission, Query and Report Request which might be adapted?]*

# Comments – Glossary

## Version 2 proposed modification:

**REMIT Data** means any CMS data which is processed by the Market Operator for the purpose of REMIT and required to be provided to European Agency for the Cooperation of Energy Regulators to ensure compliance by a Participant with the Commission Implementing Regulation (EU) No 1348/2014.

## ESB suggested rewording: :

**REMIT Data** means the details of wholesale energy products executed and orders placed, including orders matched and unmatched orders required to be reported to European Agency for the Cooperation of Energy Regulators in accordance with Article 6 of the Commission Implementing Regulation (EU) No 1348/2014 and which for the purposes of this Code means the relevant CMS Data Transaction details

# Comments – Glossary - cont.

## Version 2 proposed modification:

***REMIT Data Transaction*** means a set of REMIT Data submitted to the European Agency for the Cooperation of Energy Regulators in the event that a Participant has requested that the Market Operator transmits such REMIT Data on its behalf in accordance with paragraph 3.95.

## AES commented:

this section is too wordy and would need to be removed:

*...in the event that a Participant has requested that the Market Operator transmits such REMIT Data on its behalf in accordance with paragraph 3.95.*

# Comments – AP01

## Version 2 proposed modification:

*2.1.2 A completed REMIT Notification Form is also required should the Participant wish to appoint the Market Operator to report REMIT Data for the appropriate Units to the European Agency for the Cooperation of Energy Regulators on its behalf.*

## ESB commented:

unnecessary inclusion. Registration obligations should not be delayed or withheld by reason of submission of REMIT Reporting request. Instead the “Request to Report” section of the REMIT Notification Form could include proposed Commencement Dates, e.g., XX Working Days following receipt of Form. It will be up to Participant to ensure the Form is submitted in time for its reporting deadlines.

# Comments – AP01 - cont.

## Version 2 proposed modification:

*2.2.2 A completed REMIT Notification Form is also required should the Intermediary wish to appoint the Market Operator to report REMIT Data for the appropriate Units to the European Agency for the Cooperation of Energy Regulators on its behalf.*

## ESB commented:

as above unnecessary inclusion\*, should not be included here. Possibly instead some reference in section 3 [Data and Information Systems] above to who should submit REMIT Notification Forms

\* Reference to ESB comments raised on AP01 2.1.2

# Comments – AP01 - cont.

## Version 2 proposed modification:

**3.2.1** *It also includes a REMIT Notification Form for completion by the Party in the event that the Party wishes to appoint the Market Operator to report REMIT Data to the European Agency for the Cooperation of Energy Regulators on its behalf.*

### ESB commented:

as above unnecessary inclusion\*. Submitting REMIT Notification Form should not be a prerequisite to Participant and Unit Registration

### AES commented:

Too wordy, remove highlighted sections: *‘for completion by the Party in the event that the Party wishes’* and *‘to the European Agency for the Cooperation of Energy Regulators on its behalf’*

\*Reference to ESB comments raised on AP01 2.1.2

# Comments – AP01 - cont.

## Version 2 proposed modification:

### *3.2.5 Procedural steps – Stage 2 Review and Validation:*

*2.1 Generate Participant ID, Account ID and Unit ID and **map\*** the relevant ID for the purpose of REMIT Data Transactions as required and issue IDs to Applicant.*

## ESB commented:

unnecessary inclusion. The REMIT Data Reporting will be submitted under the Participants ACER registration code – see Art.10 of Implementing Regulation. Participants only need to be registered with CEREMP prior to the first day it enters into a reportable transaction.

\* Omission in error in published version

# Comments – AP01 - cont.

## Version 2 proposed modification:

### *3.2.5 Procedural steps – Stage 2 Review and Validation:*

#### *2.3 The Applicant confirms the following (where applicable):*

- 1. TUsS / DUsS application in progress*
- 2. Submission of EDIL Data in progress*
- 3. Metering is in place*
- 4. Discussions with Interconnector Administrator in progress for registering Interconnector Users*
- 5. Contact TSO or Interconnector Owner regarding credit cover requirements*
- 6. A completed REMIT Notification Form has been submitted*

## ESB commented:

unnecessary inclusion. There should be no obligation to have Notification Form submitted in order to obtain relevant TSC IDs.

# Comments – AP01 - cont.

## Version 2 proposed modification:

*3.6.1 However, where the Intermediary had appointed the Market Operator to report REMIT Data on its behalf, this will cease on the date of removal.*

## ESB commented:

unnecessary inclusion. Not sure this is a correct assumption and/or the correct place for this point. Possibly a consideration for inclusion in the “Notice to Cease Reporting” section of the REMIT Notification Form.

# Comments – AP01 - cont.

## Version 2 proposed modification:

*3.9 ...including a completed REMIT Notification Form where applicable should a Participant wish the Market Operator to report REMIT Data on its behalf.*

## ESB commented:

unnecessary inclusion. Imposing such deadlines for REMIT Data is inappropriate. Also, not sure why a Change of Unit Classification would be a specific trigger for a REMIT Notification Form? Again, a point to be better addressed in the REMIT Notification Form.

## AES commented:

There is a request for 'Additional information' therefore I don't think we need this new wording

# Comments – AP05

## ESB commented on AP05 overall:

REMIT reporting requires the IT systems to also be technically capable of communicating satisfactorily with the ACER IT systems. None of the APs seem to address IT software capabilities. AP 7 makes a fleeting reference but see comments below.

# Comments – AP05 5.2.2

## Version 2 proposed modification:

5.2.2 *The Market Operator shall implement ~~three~~ four\* levels of data confidentiality in its systems namely:*

- *Public Data– data freely available to all Parties and the general public;*
- *Private Data – data restricted to the Participant relevant to that data;*
- *Market Private Data – data restricted to the Market Operator;*
- *REMIT Data data restricted to the European Agency for the Cooperation of Energy Regulators.*

*To control access to information:*

- *Private Data is restricted to the relevant Participant and Market Operator staff.*
- *Market Private Data is restricted to Market Operator staff;*
- *REMIT Data is restricted to Market Operator staff and staff of the European Agency for the Cooperation of Energy Regulators.*

\* Error in published version

# Comments – AP05 5.2.2 - cont.

## ESB commented:

not sure SEMO can really state: *‘and staff of the European Agency for the Cooperation of Energy Regulators.’* Would suggest this point is probably already covered off more generally with need to act as Prudent Industry Operator which would include compliance with relevant laws, e.g., Data Protection.

## AES commented on both insertions:

Looking to the future, and the need to validate the data – this should not be restricted to ACER only

# Comments – AP06

## Version 2 proposed modification:

*1.1 This Agreed Procedure describes the process by which the Market Operator (“MO”) shall, as required by the SEM Trading and Settlement Code (the “Code”), make certain information available to Participants, the European Agency for the Cooperation of Energy Regulators and the general public.*

## AES commented:

There is no reference to the TSO, so why are we adding ACER?

# Comments – AP06 - cont.

## Version 2 proposed modification:

*1.2 The method by which the MO shall transmit REMIT Data Transactions to the European Agency for the Cooperation of Energy Regulators in the event that the Participant has authorised the MO to transmit such data in accordance with paragraph 3.95 of the Code.*

### ESB commented:

Would suggest REMIT Data Reporting be given its own heading, e.g., new paragraph 3.9. Also, section 3.4.1 should be amended to reference REMIT Data Reporting. Also replaced '*authorised*' with '*requested*'

### AES commented:

Too wordy, remove section: '*to the European Agency for the Cooperation of Energy Regulators in the event that the Participant has authorised the MO to transmit such data in accordance with paragraph 3.95 of the Code*'.

These are defined terms and do not require additional wording

# Comments – AP06 - cont.

## Version 2 proposed modification:

2.4 *Market Data, excluding REMIT Data, will be categorised as either:*

- *Private Data Reports ...*
- *Public Data Publications...*

## AES commented:

Why exclude this data? The REMIT Data is a defined term and it comes from the Market Data. Unless there is additional data that shall be submitted to the MO, that is not required in the CMS but is submitted to ACER.

# Comments – AP06 - cont.

## Version 2 proposed modification:

*2.4 The MO shall be entitled to disclose REMIT Data to the European Agency for the Cooperation of Energy Regulators to the extent that a Participant has authorised the MO to do so in accordance with paragraph 3.95 of the Code.*

## ESB commented:

consider amending Permitted Disclosures under Confidentiality Clause 2.347?

## AES commented:

If there is data that is not specifically CMS (market) data, then there may be a requirement for this clause

# Comments – AP06 - cont.

## Version 2 proposed modification:

*3.8 The MO shall also be entitled to report REMIT Data to the European Agency for the Cooperation of Energy Regulators on behalf of a Participant to the extent that a Participant has authorised the MO to do so in accordance with paragraph 3.95 of the Code.*

## ESB commented:

as above\*. Amendment to Confidentiality clause may be more appropriate.

## AES commented:

Is this really required?

\* Reference to ESB comments raised on AP06 2.4

# Comments – AP06 - cont.

Version 2 proposed modification:

3.9 <N/A>

ESB suggested adding paragraph 3.9 with new heading:

## REMIT Data Reporting

3.9 *[Note: Under REMIT Implementing Regulations, the Participant needs to be able to authenticate data sources, check data for correctness and completeness and ensure business continuity. Some references to these should be addressed here. Also possibly include some reference to the REMIT Reporting data file (e.g., see test file submitted as part of the recent SEMO REMIT Reporting Workshop – is this going to be added as a new Appendix or possibly a sub-set of an existing Appendix?). Also, will the Data Reporting and Data Publication sections 3.4 and/or 3.5 be applicable to REMIT Data reports, e.g., viewing, access, notifications, scheduled and requested reports, etc. Will Market Operator also notify/report failures to transmit to ACER – how soon, how often?*

# Comments – AP07

## Version 2 proposed modification:

*1.2 For the avoidance of doubt, this Agreed Procedure does not apply to REMIT Data; however, the Market Operator will comply with all requirements set out by the European Agency for the Cooperation of Energy Regulators where events which relate to communication channels and system performance will impact on REMIT Data Transactions.*

## ESB commented:

This is not particularly helpful to the Participant. Notwithstanding MO will be liaising with ACER, Participant will need to be kept informed particularly with regard to the length of IT system failures. Alternative forms of reporting will need to be put in place if the failure is for an extended period of time. Why can't the principles of AP7 be applied generally for REMIT Data Reporting? If AP7 is excluded from REMIT Reporting, it will be necessary to expand on failure of IT systems somewhere else, e.g., AP6.

# Questions

