

Consultation Report 31bis

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1. INTRODUCTION

As from 7 February to 18 February 2019, Fluxys Belgium consulted the market on amendments of the transmission regulatory framework, i.e. the Standard Transmission Agreement (STA).

The proposed modifications in the Standard Transmission Agreement aim to mitigate the financial exposure for Fluxys Belgium by introducing the possibility for Fluxys Belgium to issue the monthly invoices in advance to the Network User.

Advanced monthly invoices will be issued when the financial exposure is greater than the higher of a) and b):

- a) The lower of the two following elements:
 - (i) twice the amount of the collateral,
 - (ii) the amount of the collateral increased by one hundred thousand euros (100.000 EUR)
- b) one hundred thousand euros (100.000 EUR),

Considering the current regulatory situation with regards to the balancing activities in the Belux area, the consultation has been conducted for the remainder of the period during which Fluxys Belgium is still balancing operator (transfer to Balansys as balancing operator still in transition).

2. CONSULTATION PROCESS

Fluxys Belgium launched this market consultation by publishing the proposed documents on its website - at the usual location for such consultations, supported by an announcement on the homepage - and via direct e-mailing to all registered market participants and associations. The consultation is available on our website via the following link: <https://www.fluxys.com/en/products-services/empowering-you/customer-interactions/fluxys-belgium-market-consultation-31-31bis>.

During the period from 7 February until 18 February 2019 (included), stakeholders were invited to submit their written feedback and, if needed, ask additional information through bilateral contacts with Fluxys Belgium.

Taking into account the different comments received, Fluxys Belgium submits for approval to the CREG, the so amended version of the STA.

3. OUTCOME OF CONSULTATION PROCESS

All comments received are listed and individually treated in the “Q&A’s”, included in the consultation report submitted to CREG – see appendices.

Feedback was received from 1 representing organisation on the following topic.

Advanced invoices in case of high financial exposure

Respondent that commented on the consulted modification welcomes these initiatives by Fluxys Belgium.

The respondent suggested to calibrate the collateral taking into account seasonality in order to avoid triggering the advanced payments in months of higher consumption. Fluxys Belgium wants to emphasize that besides the Monthly Capacity Fee a financial exposure could also be generated based on but not limited to the Shortfall Monthly Balancing Settlement Fee. With the consulted changes Fluxys Belgium would like to trigger an advanced invoice and consequently an advanced payment in case such financial exposure would become too high, not only for those days during which there is a high consumption, but in all possible cases where there is a sudden increase in the exposure.

Considering the comments received, the proposal will be submitted for CREG approval, as consulted. The details of these changes are set out in STA – Article 6.

4. APPENDICES

4.1 Appendix 1: Market consultation – public material

4.2 Appendix 2: Market consultation – confidential material