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**NOTE**

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Subject: Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND  
OF THE COUNCIL on the internal market for electricity (recast)  
- General approach

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In document ST 15237 2017 INIT:

**- on page 4, (b) Capacity mechanisms, the 3rd bullet in should read:**

- Presidency proposes to delete Article 23(5) and rely regarding the trigger for introducing capacity mechanism on the **existing exiting** mechanisms, such as state aid control, on case by case basis.

**- on page 18, recital 26. the last sentence should read:**

The resource adequacy concern that capacity mechanisms address should be based on **the a** [ ] well coordinated national and **the** European resource adequacy assessment.

**- on page 20, recital 33 should read:**

(33) The coordination between transmission system operators at regional level has been formalised with the mandatory participation of transmission system operators in regional security coordinators, which should be further developed and **to** [ ] support the increasingly integrated operation of electricity systems across the Union, ensuring their efficient and secure performance.

**- on page 21, recital 38, the last sentence should read:**

The EU DSO shall also take due consideration of the specificities inherent in distribution systems connected downstream **with transmission electricity** systems on islands which are not connected with other **transmission electricity** systems via interconnectors.

**- on page 49, Article 12(2a)(d) should read:**

(d) the current grid situation leads to congestion in such a regular and predictable way that market-based redispatch would lead to regular strategic bidding which would increase the level of internal congestion and the Member State concerned has adopted an action plan to address this congestion or ensures that minimum available capacity for cross-zonal **trade** **is**[ ] in accordance with Article 14 (7).

**- on page 55, Article 13(4b) should read:**

4b. Member State implementing the actions plans [ ] pursuant to paragraph 4a shall [ ] ensure that without prejudice to derogations under Articles 14(7a) and 14(7b), the level of allocated capacity set out in **paragraph Article 14(7)** is achieved in the last year of the action plan, and in no case later than 1 January [2024], the minimum allocated capacity."

**- on page 57, Article 13(6) should read:**

6. Where further bidding zone reviews are launched under [ ] the capacity allocation and congestion management guideline adopted on the basis of Article 18 of Regulation (EU) 714/2009 the procedure outlined in [ ] this Article **shall be followed** ~~before they are adopted~~ [ ].

**- on page 61, Article 14(7), last sentence should read:**

The derogations pursuant to **Articles paragraph** 7a shall not result with a value below this threshold.

**- on page 82, Article 23(5a) should read:**

5a. When designing capacity mechanisms, Member States shall include a provision allowing for efficient phase-out of a capacity mechanism within 4 years in case **the review pursuant to paragraph 5 determines that** the resource adequacy concern is no longer present. This phase-out can be an administrative cessation of the mechanism, with a reasonable advance notice, or provisions in the design of the mechanism which would lead to the suspension of associated economic incentives when there is no adequacy concern.

**- on page 86, Article 27(1)(f) should read:**

- (f) adopt a proposal defining the **security coordinated region** **'system operation region'** in accordance with the provisions of Article 33;

**- on page 92, Article 32(1) the following sentence should read:**

The proposal shall **meet contain** the following **elements requirements**:

**- on page 118, Article 51(1)(d) should read:**

- (d) facilitation[ ] demand side flexibility **and** response, and distribution grid users' access to markets;

**- on page 138, Article 59a(1) the following sentence:**

**The provisions of the Regulation shall not affect the application of the derogations pursuant to the [Electricity Directive].**

Becomes a self-standing paragraph:

**3. The provisions of the Regulation shall not affect the application of the derogations pursuant to the [Electricity Directive]**