

Public Notice

15.03.2021

Opening of a procedure for the definition of system operation regions (ACER-ELE-2021-010)

Following Decision A-007-2020 of the Board of Appeal of the European Union Agency for the Cooperation of Energy Regulators of 24 September 2020¹ concerning an appeal against ACER Decision no 10/2020 of 6 April 2020², ACER has initiated a procedure (Reference number: ACER-ELE-2021-010) to adopt a decision on the definition of system operation regions (SORs) as provided in Article 36 of Regulation (EU) 2019/943. ACER intends to adopt the decision by the end of May 2021.

For this decision, ACER intends to take into account also recent developments resulting from the UK's withdrawal from the EU, namely with regard to the IU SOR (covering Ireland the UK) and to non-EU transmission system operators. In that regard, any changes of the ENTSO-E's proposal for a definition of SORs underlying ACER Decision no 10/2020 and/or of the SORs as defined by ACER Decision no 10/2020 will be made in accordance with the relevant provisions of the EU-UK Trade and Cooperation Agreement³, the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community⁴ and the Protocol on Ireland/Northern Ireland⁵.

Any observations on this procedure may be sent to ACER-ELE-2021-010@acer.europa.eu by 25 March 2021.

¹ Decision of the Board of Appeal of the European Union Agency for the Cooperation of Energy Regulators of 24 September 2020, regarding ACER Decision No. 10/2020 (https://acer.europa.eu/en/The_agency/Organisation/Board_of_Appeal/Decisions/A-007-2020%20-%20Decision%20of%20the%20BoA.pdf).

² Decision No 10/2020 of the European Union Agency for the Cooperation of Energy Regulators of 6 April 2020 on the definition of system operation regions (https://acer.europa.eu/Official_documents/Acts_of_the_Agency/Individual%20decisions/ACER%20Decision%2010-2020%20on%20the%20definition%20of%20System%20Operation%20Regions.pdf)

³ Trade and Cooperation Agreement between the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part (OJ L 444, 31.12.2020, p. 14–1462) provisionally applicable since 1 January 2021, after having been agreed by EU and UK negotiators on 24 December 2020 (<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=uriserv%3AOJ.L.2020.444.01.0014.01.ENG>).

⁴ Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community OJ L 29, 31.1.2020, p. 7–187 (<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:02020W/TXT-20201218&from=EN>).

⁵ Protocol on Ireland/Northern Ireland, included in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community.