



Council of the  
European Union

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**Interinstitutional File:**  
**2025/0162 (NLE)**  
**2025/0163 (NLE)**

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AELE 60  
CH 26  
MI 432

#### **LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

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Subject: Agreement between the European Union and the Swiss Confederation on  
electricity

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1. Page EU/CH/ELECT/Annex I/en 17 shall be replaced by the attached page:

- (iii) the references to "regions composed of more than five Member States" in Article 4(4) and to "regions composed of five Member States or less" in Article 4(5), shall be read as "regions composed of more than four Union Member States and Switzerland" or as "regions composed of four Union Member States and Switzerland or less";
- (iv) the TCMs which were already adopted at the date of signature of this Agreement shall apply in Switzerland; and
- (v) new or amended TCMs which are adopted by ACER in accordance with the procedure established in Regulation (EU) 2017/2195 shall be integrated within one month of the adoption into the Swiss regulatory order by the Swiss NRA. The TCMs shall be provisionally applicable in Switzerland as from the date of their application in the Union. Any provisional application shall end upon the integration into the Swiss regulatory order by the Swiss NRA.

10. 32017 R 2196: Commission Regulation (EU) 2017/2196 of 24 November 2017 establishing a network code on electricity emergency and restoration (OJ EU L 312, 28.11.2017, p. 54, ELI: <http://data.europa.eu/eli/reg/2017/2196/oj>)

11. 32016 R 1388: Commission Regulation (EU) 2016/1388 of 17 August 2016 establishing a network code on demand connection (OJ EU L 223, 18.8.2016, p. 10, ELI: <http://data.europa.eu/eli/reg/2016/1388/oj>)

For the purposes of this Agreement, the Commission shall have the competences set out in Article 51 of that Commission Regulation.

2. Page EU/CH/ELECT/Annex I/en 19 shall be replaced by the attached page:

The provisions of Regulation (EU) 2017/1485 shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) with regard to the terms and conditions or methodologies ("TCMs") whose adoption is foreseen under Regulation (EU) 2017/1485:
  - (i) the Swiss TSO and the Swiss NRA participate in the elaboration of any new or amended TCMs, and their comments shall be taken into account when deciding about the TCMs;
  - (ii) for the purposes of voting and therefore determining whether the thresholds for a qualified majority are attained with regard to Member States or populations, Switzerland and its population shall be taken into account;
  - (iii) the references to "regions composed of more than five Member States" in Article 5(5) and to "regions composed of five Member States or less" in Article 5(7) shall be read as "regions composed of more than four Union Member States and Switzerland" or as "regions composed of four Union Member States and Switzerland or less";
  - (iv) the TCM which were already adopted at the date of signature of this Agreement shall apply in Switzerland; and