



Council of the
European Union

Brussels, 23 November 2023
(OR. en)

Interinstitutional File:
2021/0424(COD)

15069/23
ADD 2

LIMITE

ENER 600
ENV 1241
CLIMA 535
IND 586
RECH 485
COMPET 1073
ECOFIN 1134
CODEC 2056

NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee
No. Cion doc.:	15096/1/21 REV 1 + ADD 1 REV 1
Subject:	Proposal for a Regulation of the European Parliament and of the Council on the internal markets for renewable and natural gases and for hydrogen (recast) - Preparation for the trilogue

In view of Coreper on 24 November, delegations may find in the Annex the suggested 'provisionally agreed' compromises discussed at technical level.

**Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the
internal markets for renewable and natural gases and for hydrogen (recast)
2021/0424(COD)**

Green Lines

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Formula				
1	2021/0424 (COD)	2021/0424 (COD)	2021/0424 (COD)	2021/0424 (COD) Text Origin: Commission Proposal
Formula				
3	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION, Text Origin: Commission Proposal
Citation 1				
4	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 194 (2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 194 (2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 194 (2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 194 (2) thereof,

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Citation 2				
5	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission, Text Origin: Commission Proposal
Citation 3				
6	After transmission of the draft legislative act to the national parliaments	After transmission of the draft legislative act to the national parliaments.	After transmission of the draft legislative act to the national parliaments	After transmission of the draft legislative act to the national parliaments. Technical adaptation from the EP Text Origin: Commission Proposal
Citation 4				
7	Having regard to the opinion of the European Economic and Social Committee ¹ , 1. OJ [...], [...], p. [...].	Having regard to the opinion of the European Economic and Social Committee ¹ , 1. OJ [...], [...], p. [...].	Having regard to the opinion of the European Economic and Social Committee ¹ , 1. OJ [...], [...], p. [...].	Having regard to the opinion of the European Economic and Social Committee ¹ , 1. OJ [...], [...], p. [...]. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Citation 5				
8	Having regard to the opinion of the Committee of the Regions ¹ , 1. OJ [...], [...], p. [...].	Having regard to the opinion of the Committee of the Regions ¹ , 1. OJ [...], [...], p. [...].	Having regard to the opinion of the Committee of the Regions ¹ , 1. OJ [...], [...], p. [...].	Having regard to the opinion of the Committee of the Regions ¹ , 1. OJ [...], [...], p. [...]. Text Origin: Commission Proposal
Citation 6				
9	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure, Text Origin: Commission Proposal
Formula				
10	Whereas:	Whereas:	Whereas:	Whereas: Text Origin: Commission Proposal
Recital 1				
11	(1) Regulation (EU) No 715/2009 of the European Parliament and of the Council ¹ has been substantially amended several times. Since further amendments are to be	(1) Regulation (EU) No 715/2009 of the European Parliament and of the Council ¹ has been substantially amended several times. Since further amendments are to be	(1) Regulation (EU) No 715/2009 of the European Parliament and of the Council ¹ has been substantially amended several times. Since further amendments are to be	(1) Regulation (EU) No 715/2009 of the European Parliament and of the Council ¹ has been substantially amended several times. Since further amendments are to be

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	made, that Regulation should be recast in the interests of clarity. 1. Regulation (EC) No 715/2009 of the European Parliament and of the Council of 13 July 2009 on conditions for access to the natural gas transmission networks and repealing Regulation (EC) No 1775/2005 (OJ L 211, 14.8.2009, p. 36).	made, that Regulation should be recast in the interests of clarity. 1. Regulation (EC) No 715/2009 of the European Parliament and of the Council of 13 July 2009 on conditions for access to the natural gas transmission networks and repealing Regulation (EC) No 1775/2005 (OJ L 211, 14.8.2009, p. 36).	made, that Regulation should be recast in the interests of clarity. 1. Regulation (EC) No 715/2009 of the European Parliament and of the Council of 13 July 2009 on conditions for access to the natural gas transmission networks and repealing Regulation (EC) No 1775/2005 (OJ L 211, 14.8.2009, p. 36).	made, that Regulation should be recast in the interests of clarity. 1. Regulation (EC) No 715/2009 of the European Parliament and of the Council of 13 July 2009 on conditions for access to the natural gas transmission networks and repealing Regulation (EC) No 1775/2005 (OJ L 211, 14.8.2009, p. 36). Text Origin: Commission Proposal
Recital 2				
12	(2) The internal market in natural gas, which has been progressively implemented since 1999, aims to deliver real choice for all consumers in the Union, be they citizens or businesses, new business opportunities and more cross-border trade, so as to achieve efficiency gains, competitive prices and higher standards of service, and to contribute to security of supply and sustainability.	(2) The internal market in natural gas, which has been progressively implemented since 1999, aims to deliver real choice for all consumers in the Union, be they citizens or businesses, new business opportunities and more cross-border trade, so as to achieve efficiency gains, competitive prices and higher standards of service, and to contribute to security of supply and sustainability.	(2) The internal market in natural gas, which has been progressively implemented since 1999, aims to deliver real choice for all consumers in the Union, be they citizens or businesses, new business opportunities and more cross-border trade, so as to achieve efficiency gains, competitive prices and higher standards of service, and to contribute to security of supply and sustainability.	(2) The internal market in natural gas, which has been progressively implemented since 1999, aims to deliver real choice for all consumers in the Union, be they citizens or businesses, new business opportunities and more cross-border trade, so as to achieve efficiency gains, competitive prices and higher standards of service, and to contribute to security of supply and sustainability. Text Origin: Commission Proposal
Recital 8				
18	(8) It is, generally, most efficient	(8) It is, generally, most efficient	(8) It is, generally, most efficient	(8) It is, generally, most efficient

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	to finance infrastructure by revenues obtained from the users of that infrastructure and to avoid cross-subsidies. Moreover, such cross-subsidies would, in the case of regulated assets, be incompatible with the general principle of cost-reflective tariffs. In exceptional cases, such cross-subsidies could nonetheless bring societal benefits, in particular during earlier phases of network development where booked capacity is low compared to technical capacity and uncertainty as to when future capacity demand will materialise is significant. Cross-subsidies could therefore contribute to reasonable and predictable tariffs for early network users and de-risk investments for network operators. Cross-subsidies could thus contribute to an investment climate supportive to the Union's, decarbonisation objectives. Cross-subsidies should not be financed by network users in other Member States, regardless as to whether directly or indirectly. It is thus appropriate to collect financing for cross-subsidies only from exit points to final customers within the same Member State.	to finance infrastructure by revenues obtained from the users of that infrastructure and to avoid cross-subsidies. Moreover, such cross-subsidies would, in the case of regulated assets, be incompatible with the general principle of cost-reflective tariffs. In exceptional cases, such cross-subsidies could nonetheless bring societal benefits, in particular during earlier phases of network development where booked capacity is low compared to technical capacity and uncertainty as to when future capacity demand will materialise is significant. Cross-subsidies could therefore contribute to reasonable and predictable tariffs for early network users and de-risk investments for network operators. ~~Cross-subsidies, which~~ could thus contribute to an investment climate supportive to the ~~Union's,~~ decarbonisation objectives <u>of the Union. In order to avoid undue and excessive</u> ~~cross-subsidies should not be financed by~~ <u>among first and future users of hydrogen networks, it should be possible for hydrogen network operators to spread</u> network ~~users in~~	to finance infrastructure by revenues obtained from the users of that infrastructure and to avoid cross-subsidies. Moreover, such cross-subsidies would, in the case of regulated assets, be incompatible with the general principle of cost-reflective tariffs. In exceptional cases, such cross-subsidies could nonetheless bring societal benefits, in particular during earlier phases of network development where booked capacity is low compared to technical capacity and uncertainty as to when future capacity demand will materialise is significant. Cross-subsidies could therefore contribute to reasonable and predictable tariffs for early network users and de-risk investments for network operators. Cross-subsidies could thus contribute to an investment climate supportive to the Union's, decarbonisation objectives. Cross-subsidies should not be financed by network users in other Member States, ~~regardless as to whether~~ ~~neither~~ directly or indirectly. It is thus appropriate to collect financing for cross-subsidies only from exit points to final customers within the same	to finance infrastructure by revenues obtained from the users of that infrastructure and to avoid cross-subsidies. Moreover, such cross-subsidies would, in the case of regulated assets, be incompatible with the general principle of cost-reflective tariffs. In exceptional cases, such cross-subsidies could nonetheless bring societal benefits, in particular during earlier phases of network development where booked capacity is low compared to technical capacity and uncertainty as to when future capacity demand will materialise is significant. Cross-subsidies could therefore contribute to reasonable and predictable tariffs for early network users and de-risk investments for network operators. ~~Cross-subsidies could thus contribute, thus contributing~~ to an investment climate supportive <u>of the decarbonisation objectives of the Union. As an alternative</u> to the ~~Union's, decarbonisation objectives. Cross-subsidies expected higher network tariffs that would otherwise have to be charged on early hydrogen network users, it should be~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Moreover, as cross-subsidies are exceptional, it should be ensured that they are proportional, transparent, limited in time and set under regulatory supervision.	~~other~~ <u>development costs over time by allowing</u> Member States <u>to provide for the possibility that future users pay part of the initial costs, by way of an inter-temporal cost allocation mechanism. The methodology and features of that mechanism should be approved by the regulatory authority. The mechanism should be accompanied by a State guarantee to cover the financial risk of hydrogen network operators. As a last resort measure where no more cost-efficient options are available, the regulatory authority should be able to allow, on the basis of an impact assessment, financial transfers between separate regulated services from gas and hydrogen networks. Cross-subsidies should not be financed by network users in other Member States and</u> ~~regardless as to whether directly or indirectly~~ it is thus appropriate to collect financing for cross-subsidies only from exit points to final customers within the same Member State. Moreover, as cross-subsidies are exceptional, it should be ensured that they are proportional, transparent, limited in	Member State. Moreover, as cross-subsidies are exceptional, it should be ensured that they are proportional, transparent, limited in time and set under regulatory supervision. ~~It should be possible to set rules regarding cross-subsidies or financial transfers between regulated assets bases for individual or for categories of operators active within a given Member State. Reasonable and predictable financial conditions for early network users can also be achieved by means other than cross-subsidies, e.g. direct subsidies to network operators or users, provided they are compatible with Article 107 TFEU.~~	<u>possible for hydrogen network operators to spread network development costs over time by allowing Member States to provide for the possibility that future users pay part of the initial costs, by way of an inter-temporal cost allocation. The methodology and features</u> should ~~not be financed~~ <u>be approved by the regulatory authority. It should be possible for Member States to accompany such mechanism by measures to cover the financial risk of hydrogen network operators, such as a State guarantee, provided they are compatible with Article 107 TFEU. Where the financing of networks through network access tariffs paid by network users</u> ~~in other Member States, regardless as to whether directly or indirectly, is not viable, the regulatory authority should be able to allow financial transfers between separate regulated services from gas and hydrogen networks, subject to certain conditions. Costs associated with feasibility studies related to the repurposing of networks to hydrogen are not considered to be a cross-subsidy. Cross-subsidies should not be~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		time and set under regulatory supervision, <u>subject to notification to the Commission and recommendation by ACER</u> .		<u>financed by network users in other Member States and</u> it is thus appropriate to collect financing for cross-subsidies only from exit points to final customers within the same Member State. Moreover, as cross-subsidies are exceptional, it should be ensured that they are proportional, transparent, limited in time and set under regulatory supervision, <u>subject to notification to the Commission and ACER</u> .
Recital 9				
19	(9) The use of market-based arrangements, such as auctions, to determine tariffs has to be compatible with the provisions in recast Gas Directive as proposed in COM(2021) xxx and Commission Regulation (EU) 2017/459.	(9) The use of market-based arrangements, such as auctions, to determine tariffs has to be compatible with the provisions in recast Gas Directive as proposed in COM(2021) xxx and Commission Regulation (EU) 2017/459.	(9) The use of market-based arrangements, such as auctions, to determine tariffs has to be compatible with the provisions in recast Gas Directive as proposed in COM(2021) xxx and Commission Regulation (EU) 2017/459.	(9) The use of market-based arrangements, such as auctions, to determine tariffs has to be compatible with the provisions in recast Gas Directive as proposed in COM(2021) xxx and Commission Regulation (EU) 2017/459. Text Origin: Commission Proposal
Recital 10				
20	(10) A common minimum set of third-party access services is necessary to provide a common minimum standard of access in	(10) A common minimum set of third-party access services is necessary to provide a common minimum standard of access in	(10) A common minimum set of third-party access services is necessary to provide a common minimum standard of access in	(10) A common minimum set of third-party access services is necessary to provide a common minimum standard of access in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	practice throughout the Union, to ensure that third-party access services are sufficiently compatible and to allow the benefits accruing from a well-functioning internal market in natural gas to be exploited.	practice throughout the Union, to ensure that third-party access services are sufficiently compatible and to allow the benefits accruing from a well-functioning internal market in natural gas to be exploited.	practice throughout the Union, to ensure that third-party access services are sufficiently compatible and to allow the benefits accruing from a well-functioning internal market in natural gas to be exploited.	practice throughout the Union, to ensure that third-party access services are sufficiently compatible and to allow the benefits accruing from a well-functioning internal market in natural gas to be exploited. Text Origin: Commission Proposal
Recital 12				
22	(12) Access to the entry-exit system should be generally based on firm capacity. Network operators should be required to cooperate in a way that maximises the offer of firm capacity, which in turn enables network users to freely allocate the gas entering or exiting on the basis of firm capacity to any entry or exit point in the same entry-exit system.	(12) Access to the entry-exit system should be generally based on firm capacity. Network operators should be required to cooperate in a way that maximises the offer of firm capacity, which in turn enables network users to freely allocate the gas entering or exiting on the basis of firm capacity to any entry or exit point in the same entry-exit system.	(12) Access to the entry-exit system should be generally based on firm capacity. Network operators should be required to cooperate in a way that maximises the offer of firm capacity, which in turn enables network users to freely allocate the gas entering or exiting on the basis of firm capacity to any entry or exit point in the same entry-exit system.	(12) Access to the entry-exit system should be generally based on firm capacity. Network operators should be required to cooperate in a way that maximises the offer of firm capacity, which in turn enables network users to freely allocate the gas entering or exiting on the basis of firm capacity to any entry or exit point in the same entry-exit system. Text Origin: Commission Proposal
Recital 14				
24	(14) A sufficient level of cross-border gas interconnection capacity should be achieved and market	(14) A sufficient level of cross-border gas interconnection capacity should be achieved and market	(14) A sufficient level of cross-border gas interconnection capacity should be achieved and market	(14) A sufficient level of cross-border gas interconnection capacity should be achieved and market

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	integration fostered in order to complete the internal market in natural gas.	integration fostered in order to complete the internal market in natural gas.	integration fostered in order to complete the internal market in natural gas.	integration fostered in order to complete the internal market in natural gas. Text Origin: Commission Proposal
Recital 15				
25	(15) Increased cooperation and coordination among transmission and, where relevant, distribution system operators is required to create network codes for providing and managing effective and transparent access to the transmission networks across borders, and to ensure coordinated and sufficiently forward looking planning and sound technical evolution of the natural gas system in the Union, including the creation of interconnection capacities, with due regard to the environment. The network codes should be in line with framework guidelines which are non-binding in nature (framework guidelines) and which are developed by the European Union Agency for the Cooperation of Energy Regulators (ACER) established in accordance with Regulation (EU) 2019/942 of the	(15) Increased cooperation and coordination among transmission and, where relevant, distribution system operators is required to create network codes for providing and managing effective and transparent access to the transmission networks across borders, and to ensure coordinated and sufficiently forward looking planning and sound technical evolution of the natural gas system in the Union, including the creation of interconnection capacities, with due regard to the environment. The network codes should be in line with framework guidelines which are non-binding in nature (framework guidelines) and which are developed by the European Union Agency for the Cooperation of Energy Regulators (ACER) established in accordance with Regulation (EU) 2019/942 of the	(15) Increased cooperation and coordination among transmission and, where relevant, distribution system operators is required to create network codes for providing and managing effective and transparent access to the transmission networks across borders, and to ensure coordinated and sufficiently forward looking planning and sound technical evolution of the natural gas system in the Union, including the creation of interconnection capacities, with due regard to the environment. The network codes should be in line with framework guidelines which are non-binding in nature (framework guidelines) and which are developed by the European Union Agency for the Cooperation of Energy Regulators (ACER) established in accordance with Regulation (EU) 2019/942 of the	(15) Increased cooperation and coordination among transmission and, where relevant, distribution system operators is required to create network codes for providing and managing effective and transparent access to the transmission networks across borders, and to ensure coordinated and sufficiently forward looking planning and sound technical evolution of the natural gas system in the Union, including the creation of interconnection capacities, with due regard to the environment. The network codes should be in line with framework guidelines which are non-binding in nature (framework guidelines) and which are developed by the European Union Agency for the Cooperation of Energy Regulators (ACER) established in accordance with Regulation (EU) 2019/942 of the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	European Parliament and of the Council¹. ACER should have a role in reviewing, based on matters of fact, draft network codes, including their compliance with the framework guidelines, and it should be enabled to recommend them for adoption by the Commission. ACER should assess proposed amendments to the network codes and it should be enabled to recommend them for adoption by the Commission. Transmission system operators should operate their networks in accordance with those network codes. 1. Regulation (EU) 2019/942 of the European Parliament and of the Council of 5 June 2019 establishing a European Union Agency for the Cooperation of Energy Regulators.	European Parliament and of the Council¹. ACER should have a role in reviewing, based on matters of fact, draft network codes, including their compliance with the framework guidelines, and it should be enabled to recommend them for adoption by the Commission. ACER should assess proposed amendments to the network codes and it should be enabled to recommend them for adoption by the Commission. Transmission system operators should operate their networks in accordance with those network codes. 1. Regulation (EU) 2019/942 of the European Parliament and of the Council of 5 June 2019 establishing a European Union Agency for the Cooperation of Energy Regulators.	European Parliament and of the Council¹. ACER should have a role in reviewing, based on matters of fact, draft network codes, including their compliance with the framework guidelines, and it should be enabled to recommend them for adoption by the Commission. ACER should assess proposed amendments to the network codes and it should be enabled to recommend them for adoption by the Commission. Transmission system operators should operate their networks in accordance with those network codes. 1. Regulation (EU) 2019/942 of the European Parliament and of the Council of 5 June 2019 establishing a European Union Agency for the Cooperation of Energy Regulators.	European Parliament and of the Council¹. ACER should have a role in reviewing, based on matters of fact, draft network codes, including their compliance with the framework guidelines, and it should be enabled to recommend them for adoption by the Commission. ACER should assess proposed amendments to the network codes and it should be enabled to recommend them for adoption by the Commission. Transmission system operators should operate their networks in accordance with those network codes. 1. Regulation (EU) 2019/942 of the European Parliament and of the Council of 5 June 2019 establishing a European Union Agency for the Cooperation of Energy Regulators. Text Origin: Commission Proposal
Recital 19				
29	(19) While Commission Regulation (EU) 312/2014 establishing a Network Code on Gas Balancing of Transmission Networks provides rules for setting	(19) While Commission Regulation (EU) 312/2014 establishing a Network Code on Gas Balancing of Transmission Networks provides rules for setting	(19) While Commission Regulation (EU) 312/2014 establishing a Network Code on Gas Balancing of Transmission Networks provides rules for setting	(19) While Commission Regulation (EU) 312/2014 establishing a Network Code on Gas Balancing of Transmission Networks provides rules for setting

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	up technical rules that build up a balancing regime, it leaves various design choices for each balancing regime that is applied in a specific entry-exit system. The combination of choices made lead to a specific balancing regime that is applicable in a specific entry-exit system, which are currently mostly reflecting Member States territories.	up technical rules that build up a balancing regime, it leaves various design choices for each balancing regime that is applied in a specific entry-exit system. The combination of choices made lead to a specific balancing regime that is applicable in a specific entry-exit system, which are currently mostly reflecting Member States territories.	up technical rules that build up a balancing regime, it leaves various design choices for each balancing regime that is applied in a specific entry-exit system. The combination of choices made lead to a specific balancing regime that is applicable in a specific entry-exit system, which are currently mostly reflecting Member States territories.	up technical rules that build up a balancing regime, it leaves various design choices for each balancing regime that is applied in a specific entry-exit system. The combination of choices made lead to a specific balancing regime that is applicable in a specific entry-exit system, which are currently mostly reflecting Member States territories. Text Origin: Commission Proposal
Recital 21				
31	(21) References to harmonised transport contracts in the context of non-discriminatory access to the network of transmission system operators do not mean that the terms and conditions of the transport contracts of a particular system operator in a Member State must be the same as those of another transmission system operator in that Member State or in another Member State, unless minimum requirements are set which must be met by all transport contracts.	(21) References to harmonised transport contracts in the context of non-discriminatory access to the network of transmission system operators do not mean that the terms and conditions of the transport contracts of a particular system operator in a Member State must be the same as those of another transmission system operator in that Member State or in another Member State, unless minimum requirements are set which must be met by all transport contracts.	(21) References to harmonised transport contracts in the context of non-discriminatory access to the network of transmission system operators do not mean that the terms and conditions of the transport contracts of a particular system operator in a Member State must be the same as those of another transmission system operator in that Member State or in another Member State, unless minimum requirements are set which must be met by all transport contracts.	(21) References to harmonised transport contracts in the context of non-discriminatory access to the network of transmission system operators do not mean that the terms and conditions of the transport contracts of a particular system operator in a Member State must be the same as those of another transmission system operator in that Member State or in another Member State, unless minimum requirements are set which must be met by all transport contracts.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Recital 22				
32	(22) Equal access to information on the physical status and efficiency of the system is necessary to enable all market participants to assess the overall demand and supply situation and to identify the reasons for movements in the wholesale price. This includes more precise information on supply and demand, network capacity, flows and maintenance, balancing and availability and usage of storage. The importance of that information for the functioning of the market requires alleviating existing limitations to publication for confidentiality reasons.	(22) Equal access to information on the physical status and efficiency of the system is necessary to enable all market participants to assess the overall demand and supply situation and to identify the reasons for movements in the wholesale price. This includes more precise information on supply and demand, network capacity, flows and maintenance, balancing and availability and usage of storage. The importance of that information for the functioning of the market requires alleviating existing limitations to publication for confidentiality reasons.	(22) Equal access to information on the physical status and efficiency of the system is necessary to enable all market participants to assess the overall demand and supply situation and to identify the reasons for movements in the wholesale price. This includes more precise information on supply and demand, network capacity, flows and maintenance, balancing and availability and usage of storage. The importance of that information for the functioning of the market requires alleviating existing limitations to publication for confidentiality reasons.	(22) Equal access to information on the physical status and efficiency of the system is necessary to enable all market participants to assess the overall demand and supply situation and to identify the reasons for movements in the wholesale price. This includes more precise information on supply and demand, network capacity, flows and maintenance, balancing and availability and usage of storage. The importance of that information for the functioning of the market requires alleviating existing limitations to publication for confidentiality reasons. Text Origin: Commission Proposal
Recital 23				
33	(23) Confidentiality requirements for commercially sensitive information are, however, particularly relevant where data of	(23) Confidentiality requirements for commercially sensitive information are, however, particularly relevant where data of	(23) Confidentiality requirements for commercially sensitive information are, however, particularly relevant where data of	(23) Confidentiality requirements for commercially sensitive information are, however, particularly relevant where data of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	a commercially strategic nature for the company are concerned, where there is only one single user for a storage facility, or where data are concerned regarding exit points within a system or subsystem that is not connected to another transmission or distribution system but to a single industrial final customer, where the publication of such data would reveal confidential information as to the production process of that customer.	a commercially strategic nature for the company are concerned, where there is only one single user for a storage facility, or where data are concerned regarding exit points within a system or subsystem that is not connected to another transmission or distribution system but to a single industrial final customer, where the publication of such data would reveal confidential information as to the production process of that customer.	a commercially strategic nature for the company are concerned, where there is only one single user for a storage facility, or where data are concerned regarding exit points within a system or subsystem that is not connected to another transmission or distribution system but to a single industrial final customer, where the publication of such data would reveal confidential information as to the production process of that customer.	a commercially strategic nature for the company are concerned, where there is only one single user for a storage facility, or where data are concerned regarding exit points within a system or subsystem that is not connected to another transmission or distribution system but to a single industrial final customer, where the publication of such data would reveal confidential information as to the production process of that customer. Text Origin: Commission Proposal
Recital 24				
34	(24) To enhance trust in the market, its participants need to be sure that those engaging in abusive behaviour can be subjected to effective, proportionate and dissuasive penalties. The competent authorities should be given the competence to investigate effectively allegations of market abuse. To that end, it is necessary that competent authorities have access to data that provides information on operational decisions made by	(24) To enhance trust in the market, its participants need to be sure that those engaging in abusive behaviour can be subjected to effective, proportionate and dissuasive penalties. The competent authorities should be given the competence to investigate effectively allegations of market abuse. To that end, it is necessary that competent authorities have access to data that provides information on operational decisions made by	(24) To enhance trust in the market, its participants need to be sure that those engaging in abusive behaviour can be subjected to effective, proportionate and dissuasive penalties. The competent authorities should be given the competence to investigate effectively allegations of market abuse. To that end, it is necessary that competent authorities have access to data that provides information on operational decisions made by	(24) To enhance trust in the market, its participants need to be sure that those engaging in abusive behaviour can be subjected to effective, proportionate and dissuasive penalties. The competent authorities should be given the competence to investigate effectively allegations of market abuse. To that end, it is necessary that competent authorities have access to data that provides information on operational decisions made by

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	supply undertakings. In the gas market, all those decisions are communicated to the system operators in the form of capacity reservations, nominations and realised flows. System operators should keep information in relation thereto available to and easily accessible by the competent authorities for a fixed period of time. The competent authorities should, furthermore, regularly monitor the compliance of the transmission system operators with the rules.	supply undertakings. In the gas market, all those decisions are communicated to the system operators in the form of capacity reservations, nominations and realised flows. System operators should keep information in relation thereto available to and easily accessible by the competent authorities for a fixed period of time. The competent authorities should, furthermore, regularly monitor the compliance of the transmission system operators with the rules.	supply undertakings. In the gas market, all those decisions are communicated to the system operators in the form of capacity reservations, nominations and realised flows. System operators should keep information in relation thereto available to and easily accessible by the competent authorities for a fixed period of time. The competent authorities should, furthermore, regularly monitor the compliance of the transmission system operators with the rules.	supply undertakings. In the gas market, all those decisions are communicated to the system operators in the form of capacity reservations, nominations and realised flows. System operators should keep information in relation thereto available to and easily accessible by the competent authorities for a fixed period of time. The competent authorities should, furthermore, regularly monitor the compliance of the transmission system operators with the rules. Text Origin: Commission Proposal
Recital 26				
36	(26) Non-discriminatory and transparent balancing systems for natural gas, operated by transmission system operators, are important mechanisms, particularly for new market entrants which may have more difficulty balancing their overall sales portfolio than companies already established within a relevant market. It is therefore necessary to lay down rules to ensure that transmission	(26) Non-discriminatory and transparent balancing systems for natural gas, operated by transmission system operators, are important mechanisms, particularly for new market entrants which may have more difficulty balancing their overall sales portfolio than companies already established within a relevant market. It is therefore necessary to lay down rules to ensure that transmission	(26) Non-discriminatory and transparent balancing systems for natural gas, operated by transmission system operators, are important mechanisms, particularly for new market entrants which may have more difficulty balancing their overall sales portfolio than companies already established within a relevant market. It is therefore necessary to lay down rules to ensure that transmission	(26) Non-discriminatory and transparent balancing systems for natural gas, operated by transmission system operators, are important mechanisms, particularly for new market entrants which may have more difficulty balancing their overall sales portfolio than companies already established within a relevant market. It is therefore necessary to lay down rules to ensure that transmission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	system operators operate such mechanisms in a manner compatible with non-discriminatory, transparent and effective access conditions to the network.	system operators operate such mechanisms in a manner compatible with non-discriminatory, transparent and effective access conditions to the network.	system operators operate such mechanisms in a manner compatible with non-discriminatory, transparent and effective access conditions to the network.	system operators operate such mechanisms in a manner compatible with non-discriminatory, transparent and effective access conditions to the network. Text Origin: Commission Proposal
Recital 27				
37	(27) Regulatory authorities should ensure compliance with the rules contained in this Regulation and the network codes and guidelines adopted pursuant thereto.	(27) Regulatory authorities should ensure compliance with the rules contained in this Regulation and the network codes and guidelines adopted pursuant thereto.	(27) Regulatory authorities should ensure compliance with the rules contained in this Regulation and the network codes and guidelines adopted pursuant thereto.	(27) Regulatory authorities should ensure compliance with the rules contained in this Regulation and the network codes and guidelines adopted pursuant thereto. Text Origin: Commission Proposal
Recital 30				
40	(30) The Member States and the competent national authorities should be required to provide relevant information to the Commission. Such information should be treated confidentially by the Commission.	(30) The Member States and the competent national authorities should be required to provide, <u>upon request</u> , relevant information to the Commission. <u>The request for the information should include the reasons why the information is necessary for the purposes of implementing this Regulation.</u> Such information should be treated	(30) The Member States and the competent national authorities should be required to provide relevant information to the Commission. Such information should be treated confidentially by the Commission.	(30) The Member States and the competent national authorities should be required to provide, <u>upon request</u> , relevant information to the Commission. <u>The request for the information should include the reasons why the information is necessary for the purposes of implementing this Regulation.</u> Such information should be treated

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		confidentially by the Commission.		confidentially by the Commission. Link to line 596
Recital 31				
41	(31) This Regulation and the network codes and guidelines adopted in accordance with it are without prejudice to the application of the Union rules on ☐ competition.	(31) This Regulation and the network codes and guidelines adopted in accordance with it are without prejudice to the application of the Union rules on ☐ competition.	(31) This Regulation and the network codes and guidelines adopted in accordance with it are without prejudice to the application of the Union rules on ☐ competition.	(31) This Regulation and the network codes and guidelines adopted in accordance with it are without prejudice to the application of the Union rules on ☐ competition. Text Origin: Commission Proposal
Recital 32				
42	(32) Member States and the Energy Community Contracting Parties should closely cooperate on all matters concerning the development of an integrated gas trading region and should take no measures that endanger the further integration of natural gas markets or the security of supply of Member States and Contracting Parties.	(32) Member States and the Energy Community Contracting Parties should closely cooperate on all matters concerning the development of an integrated gas trading region and should take no measures that endanger the further integration of natural gas markets or the security of supply of Member States and Contracting Parties.	(32) Member States and the Energy Community Contracting Parties should closely cooperate on all matters concerning the development of an integrated gas trading region and should take no measures that endanger the further integration of natural gas markets or the security of supply of Member States and Contracting Parties.	(32) Member States and the Energy Community Contracting Parties should closely cooperate on all matters concerning the development of an integrated gas trading region and should take no measures that endanger the further integration of natural gas markets or the security of supply of Member States and Contracting Parties. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 36				
46	(36) Transmission system operators' expenditures are predominantly fixed costs. Their business model and the current national regulatory frameworks rely on the assumption of a long-term utilisation of their networks entailing long depreciation periods (30 to 60 years). In the context of the energy transition, regulatory authorities should therefore be able to anticipate gas demand decrease to modify the regulatory arrangements in due time and prevent a situation where the cost recovery of transmission system operators through tariffs threatens the affordability for consumers due to an increasing ratio of fixed costs to gas demand. Where necessary, the depreciation profile or remuneration of transmission assets could, for example, be modified.	(36) Transmission system operators' expenditures are predominantly fixed costs. Their business model and the current national regulatory frameworks rely on the assumption of a long-term utilisation of their networks entailing long depreciation periods (30 to 60 years). In the context of the energy transition, regulatory authorities should therefore be able to anticipate gas demand decrease to modify the regulatory arrangements in due time and prevent a situation where the cost recovery of transmission system operators through tariffs threatens the affordability for consumers due to an increasing ratio of fixed costs to gas demand. Where necessary, the depreciation profile or remuneration of transmission assets could, for example, be modified.	(36) Transmission system operators' expenditures are predominantly fixed costs. Their business model and the current national regulatory frameworks rely on the assumption of a long-term utilisation of their networks entailing long depreciation periods (30 to 60 years). In the context of the energy transition, regulatory authorities should therefore be able to anticipate gas demand decrease to modify the regulatory arrangements in due time and prevent a situation where the cost recovery of transmission system operators through tariffs threatens the affordability for consumers due to an increasing ratio of fixed costs to gas demand. Where necessary, the depreciation profile or remuneration of transmission assets could, for example, be modified.	(36) Transmission system operators' expenditures are predominantly fixed costs. Their business model and the current national regulatory frameworks rely on the assumption of a long-term utilisation of their networks entailing long depreciation periods (30 to 60 years). In the context of the energy transition, regulatory authorities should therefore be able to anticipate gas demand decrease to modify the regulatory arrangements in due time and prevent a situation where the cost recovery of transmission system operators through tariffs threatens the affordability for consumers due to an increasing ratio of fixed costs to gas demand. Where necessary, the depreciation profile or remuneration of transmission assets could, for example, be modified. Text Origin: Commission Proposal
Recital 44				
54	(44) A strong cross-border	(44) A strong cross-border	(44) A strong cross-border	(44) A strong cross-border

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	coordination and dispute settlement process between transmission system operators on gas quality, including on biomethane and hydrogen blends, is essential to facilitate efficient transport of natural gas across natural gas systems within the Union and thereby to move towards greater internal market integration. Enhanced transparency requirements on gas quality parameters, including on gross calorific value, Wobbe Index and oxygen content, and hydrogen blends and their development over time combined with monitoring and reporting obligations should contribute to the well-functioning of an open and efficient internal market in natural gas.	coordination and dispute settlement process between transmission system operators on gas quality, including on biomethane and hydrogen blends, is essential to facilitate efficient transport of natural gas across natural gas systems within the Union and thereby to move towards greater internal market integration. Enhanced transparency requirements on gas quality parameters, including on gross calorific value, Wobbe Index and oxygen content, and hydrogen blends and their development over time combined with monitoring and reporting obligations should contribute to the well-functioning of an open and efficient internal market in natural gas.	coordination and dispute settlement process between transmission system operators on gas quality, including on biomethane and hydrogen blends, is essential to facilitate efficient transport of natural gas across natural gas systems within the Union and thereby to move towards greater internal market integration. Enhanced transparency requirements on gas quality parameters, including on gross calorific value, Wobbe Index and oxygen content, and hydrogen blends and their development over time combined with monitoring and reporting obligations should contribute to the well-functioning of an open and efficient internal market in natural gas.	coordination and dispute settlement process between transmission system operators on gas quality, including on biomethane and hydrogen blends, is essential to facilitate efficient transport of natural gas across natural gas systems within the Union and thereby to move towards greater internal market integration. Enhanced transparency requirements on gas quality parameters, including on gross calorific value, Wobbe Index and oxygen content, and hydrogen blends and their development over time combined with monitoring and reporting obligations should contribute to the well-functioning of an open and efficient internal market in natural gas. Text Origin: Commission Proposal
Recital 51				
61	(51) Given that more effective progress may be achieved through an approach at regional level, hydrogen network operators should set up regional structures within the overall cooperation structure,	(51) Given that more effective progress may be achieved through an approach at regional level, hydrogen network operators should set up regional structures within the overall cooperation structure,	(51) Given that more effective progress may be achieved through an approach at regional level, hydrogen network operators should set up regional structures within the overall cooperation structure,	(51) Given that more effective progress may be achieved through an approach at regional level, hydrogen network operators should set up regional structures within the overall cooperation structure,

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	while ensuring that results at regional level are compatible with network codes and Union-wide non-binding ten-year network development plans. Member States should promote cooperation and monitor the effectiveness of the network at regional level.	while ensuring that results at regional level are compatible with network codes and Union-wide non-binding ten-year network development plans. Member States should promote cooperation and monitor the effectiveness of the network at regional level.	while ensuring that results at regional level are compatible with network codes and Union-wide non-binding ten-year network development plans. Member States should promote cooperation and monitor the effectiveness of the network at regional level.	while ensuring that results at regional level are compatible with network codes and Union-wide non-binding ten-year network development plans. Member States should promote cooperation and monitor the effectiveness of the network at regional level. Text Origin: Commission Proposal
Recital 52				
62	(52) Transparency requirements are necessary to ensure that trust in the emerging hydrogen markets in the Union can develop among market participants. Equal access to information on the physical status and functioning of the hydrogen system is necessary to enable all market participants to assess the overall demand and supply situation and to identify the reasons for market price developments. Information should be always disclosed in a meaningful and easily accessible manner and on a non-discriminatory basis.	(52) Transparency requirements are necessary to ensure that trust in the emerging hydrogen markets in the Union can develop among market participants. Equal access to information on the physical status and functioning of the hydrogen system is necessary to enable all market participants to assess the overall demand and supply situation and to identify the reasons for market price developments. Information should be always disclosed in a meaningful and easily accessible manner and on a non-discriminatory basis.	(52) Transparency requirements are necessary to ensure that trust in the emerging hydrogen markets in the Union can develop among market participants. Equal access to information on the physical status and functioning of the hydrogen system is necessary to enable all market participants to assess the overall demand and supply situation and to identify the reasons for market price developments. Information should be always disclosed in a meaningful and easily accessible manner and on a non-discriminatory basis.	(52) Transparency requirements are necessary to ensure that trust in the emerging hydrogen markets in the Union can develop among market participants. Equal access to information on the physical status and functioning of the hydrogen system is necessary to enable all market participants to assess the overall demand and supply situation and to identify the reasons for market price developments. Information should be always disclosed in a meaningful and easily accessible manner and on a non-discriminatory basis. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Recital 54				
64	(54) The conditions for access to hydrogen networks in the early phase of market development should ensure efficient operation, non-discrimination and transparency for network users while preserving sufficient flexibility for operators. Limiting the maximum duration of capacity contracts should reduce the risk of contractual congestion and capacity hoarding.	(54) The conditions for access to hydrogen networks in the early phase of market development should ensure efficient operation, non-discrimination and transparency for network users while preserving sufficient flexibility for operators. Limiting the maximum duration of capacity contracts should reduce the risk of contractual congestion and capacity hoarding.	(54) The conditions for access to hydrogen networks in the early phase of market development should ensure efficient operation, non-discrimination and transparency for network users while preserving sufficient flexibility for operators. Limiting the maximum duration of capacity contracts should reduce the risk of contractual congestion and capacity hoarding.	(54) The conditions for access to hydrogen networks in the early phase of market development should ensure efficient operation, non-discrimination and transparency for network users while preserving sufficient flexibility for operators. Limiting the maximum duration of capacity contracts should reduce the risk of contractual congestion and capacity hoarding. Text Origin: Commission Proposal
Recital 55				
65	(55) General conditions for granting third-party access to hydrogen storage facilities and hydrogen terminals should be set out in order to ensure non-discriminatory access and transparency for network users.	(55) General conditions for granting third-party access to hydrogen storage facilities and hydrogen terminals should be set out in order to ensure non-discriminatory access and transparency for network users.	(55) General conditions for granting third-party access to hydrogen storage facilities and hydrogen terminals should be set out in order to ensure non-discriminatory access and transparency for network users.	(55) General conditions for granting third-party access to hydrogen storage facilities and hydrogen terminals should be set out in order to ensure non-discriminatory access and transparency for network users. Text Origin: Commission Proposal
Recital 61				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
71	(61) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers in accordance with Article 291 of TFEU should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.¹ 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).	(61) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers in accordance with Article 291 of TFEU should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.¹ 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).	(61) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers in accordance with Article 291 of TFEU should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.¹ 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).	(61) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers in accordance with Article 291 of TFEU should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.¹ 1. Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13). Text Origin: Commission Proposal
Recital 62				
72	(62) To ensure the efficient operation of the European hydrogen networks, hydrogen network operators should be responsible for the operation, maintenance and development of the hydrogen transport network in close cooperation with other hydrogen network operators as	(62) To ensure the efficient operation of the European hydrogen networks, hydrogen network operators should be responsible for the operation, maintenance and development of the hydrogen transport network in close cooperation with other hydrogen network operators as	(62) To ensure the efficient operation of the European hydrogen networks, hydrogen network operators should be responsible for the operation, maintenance and development of the hydrogen transport network in close cooperation with other hydrogen network operators as	(62) To ensure the efficient operation of the European hydrogen networks, hydrogen network operators should be responsible for the operation, maintenance and development of the hydrogen transport network in close cooperation with other hydrogen network operators as

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	well as with other system operators their networks are connected with, including to facilitate energy system integration.	well as with other system operators their networks are connected with, including to facilitate energy system integration.	well as with other system operators their networks are connected with, including to facilitate energy system integration.	well as with other system operators their networks are connected with, including to facilitate energy system integration. Text Origin: Commission Proposal
Recital 63				
73	(63) It is in the interest of the functioning of the internal market to have standards which have been harmonised at Union level. Once the reference to such a standard has been published in the Official Journal of the European Union, compliance with it should raise a presumption of conformity with the corresponding requirements set out in the implementing measure adopted on the basis of this Regulation, although other means of demonstrating such conformity should be permitted. In line with Article 10 of Regulation (EU) 1025/2012, the European Commission can request European standardisation organisations to develop technical specifications, European standards and harmonised European standards. One of the main roles of	(63) It is in the interest of the functioning of the internal market to have standards which have been harmonised at Union level. Once the reference to such a standard has been published in the Official Journal of the European Union, compliance with it should raise a presumption of conformity with the corresponding requirements set out in the implementing measure adopted on the basis of this Regulation, although other means of demonstrating such conformity should be permitted. In line with Article 10 of Regulation (EU) 1025/2012, the European Commission can request European standardisation organisations to develop technical specifications, European standards and harmonised European standards. One of the main roles of	(63) It is in the interest of the functioning of the internal market to have standards which have been harmonised at Union level. Once the reference to such a standard has been published in the Official Journal of the European Union, compliance with it should raise a presumption of conformity with the corresponding requirements set out in the implementing measure adopted on the basis of this Regulation, although other means of demonstrating such conformity should be permitted. In line with Article 10 of Regulation (EU) 1025/2012, the European Commission can request European standardisation organisations to develop technical specifications, European standards and harmonised European standards. One of the main roles of	(63) It is in the interest of the functioning of the internal market to have standards which have been harmonised at Union level. Once the reference to such a standard has been published in the Official Journal of the European Union, compliance with it should raise a presumption of conformity with the corresponding requirements set out in the implementing measure adopted on the basis of this Regulation, although other means of demonstrating such conformity should be permitted. In line with Article 10 of Regulation (EU) 1025/2012, the European Commission can request European standardisation organisations to develop technical specifications, European standards and harmonised European standards. One of the main roles of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	harmonised standards should be to help operators in applying the implementing measures adopted under this Regulation and recast Gas Directive as proposed in COM(2021) xxx.	harmonised standards should be to help operators in applying the implementing measures adopted under this Regulation and recast Gas Directive as proposed in COM(2021) xxx.	harmonised standards should be to help operators in applying the implementing measures adopted under this Regulation and recast Gas Directive as proposed in COM(2021) xxx.	harmonised standards should be to help operators in applying the implementing measures adopted under this Regulation and recast Gas Directive as proposed in COM(2021) xxx. Text Origin: Commission Proposal
Recital 66				
76	(66) ACER should publish a monitoring report on the status of congestion.	(66) ACER should publish a monitoring report on the status of congestion.	(66) ACER should publish a monitoring report on the status of congestion.	(66) ACER should publish a monitoring report on the status of congestion. Text Origin: Commission Proposal
Recital 67				
77	(67) In view of the potential of hydrogen as energy carrier and the possibility that Member States will engage in trade in hydrogen with third countries, it is necessary to clarify that intergovernmental agreements in the field of energy relating to gas subject to notification obligations in accordance with Decision (EU) 2017/684 include intergovernmental agreements	(67) In view of the potential of hydrogen as energy carrier and the possibility that Member States will engage in trade in hydrogen with third countries, it is necessary to clarify that intergovernmental agreements in the field of energy relating to gas subject to notification obligations in accordance with Decision (EU) 2017/684 include intergovernmental agreements	(67) In view of the potential of hydrogen as energy carrier and the possibility that Member States will engage in trade in hydrogen with third countries, it is necessary to clarify that intergovernmental agreements in the field of energy relating to gas subject to notification obligations in accordance with Decision (EU) 2017/684 include intergovernmental agreements	(67) In view of the potential of hydrogen as energy carrier and the possibility that Member States will engage in trade in hydrogen with third countries, it is necessary to clarify that intergovernmental agreements in the field of energy relating to gas subject to notification obligations in accordance with Decision (EU) 2017/684 include intergovernmental agreements

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	relating to hydrogen, including hydrogen compounds such as ammonia and liquid organic hydrogen carriers.	relating to hydrogen, including hydrogen compounds such as ammonia and liquid organic hydrogen carriers.	relating to hydrogen, including hydrogen compounds such as ammonia and liquid organic hydrogen carriers.	relating to hydrogen, including hydrogen compounds such as ammonia and liquid organic hydrogen carriers. Text Origin: Commission Proposal
Recital 74				
84	(74) Such measures may therefore give rise to an obligation for a Member State to pay compensation to those affected by its measures. To ensure that the compensation paid by the Member State requesting solidarity to the Member State providing solidarity is fair and reasonable, the national energy regulator authority for energy or the national competition authority should have, as independent authority, the power to audit the amount of compensation requested and paid and if necessary request a rectification.	(74) Such measures may therefore give rise to an obligation for a Member State to pay compensation to those affected by its measures. To ensure that the compensation paid by the Member State requesting solidarity to the Member State providing solidarity is fair and reasonable, the national energy regulator authority for energy or the national competition authority should have, as independent authority, the power to audit the amount of compensation requested and paid and if necessary request a rectification.	(74) Such measures may therefore give rise to an obligation for a Member State to pay compensation to those affected by its measures. To ensure that the compensation paid by the Member State requesting solidarity to the Member State providing solidarity is fair and reasonable, the national energy regulator authority for energy or the national competition authority should have, as independent authority, the power to audit the amount of compensation requested and paid and if necessary request a rectification.	(74) Such measures may therefore give rise to an obligation for a Member State to pay compensation to those affected by its measures. To ensure that the compensation paid by the Member State requesting solidarity to the Member State providing solidarity is fair and reasonable, the national energy regulator authority for energy or the national competition authority should have, as independent authority, the power to audit the amount of compensation requested and paid and if necessary request a rectification. Text Origin: Commission Proposal
Recital 75				
85	(75) Since the objective of this	(75) Since the objective of this	(75) Since the objective of this	(75) Since the objective of this

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Regulation, namely the setting of fair rules for access conditions to natural gas transmission networks, storage and LNG facilities, cannot be sufficiently achieved by the Member States but can rather, by reason of the scale or effects of such an action, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	Regulation, namely the setting of fair rules for access conditions to natural gas transmission networks, storage and LNG facilities, cannot be sufficiently achieved by the Member States but can rather, by reason of the scale or effects of such an action, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	Regulation, namely the setting of fair rules for access conditions to natural gas transmission networks, storage and LNG facilities, cannot be sufficiently achieved by the Member States but can rather, by reason of the scale or effects of such an action, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	Regulation, namely the setting of fair rules for access conditions to natural gas transmission networks, storage and LNG facilities, cannot be sufficiently achieved by the Member States but can rather, by reason of the scale or effects of such an action, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. this is only a technical change from the EP (for LL). the text is the same. can be considered as green. Text Origin: Commission Proposal
	Formula			
86	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION: Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Chapter I				
87	Chapter I Subject matter, scope and definitions	Chapter I Subject matter, scope and definitions	Chapter I Subject matter, scope and definitions	Chapter I Subject matter, scope and definitions Text Origin: Commission Proposal
Article 1				
88	Article 1 Subject matter and scope	Article 1 Subject matter and scope	Article 1 Subject matter and scope	Article 1 Subject matter and scope Text Origin: Commission Proposal
Article 1, first paragraph				
89	This Regulation:	This Regulation:	This Regulation:	This Regulation: Text Origin: Commission Proposal
Article 1, first paragraph, point (a)				
90	(a) sets non-discriminatory rules for access conditions to natural gas and hydrogen systems taking into account the special characteristics of national and regional markets with a view to ensuring the proper	(a) sets non-discriminatory rules for access conditions to natural gas and hydrogen systems taking into account the special characteristics of national and regional markets with a view to ensuring the proper	(a) sets non-discriminatory rules for access conditions to natural gas and hydrogen systems taking into account the special characteristics of national and regional markets with a view to ensuring the proper	(a) sets non-discriminatory rules for access conditions to natural gas and hydrogen systems taking into account the special characteristics of national and regional markets with a view to ensuring the proper

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	functioning of the internal market in gases; and	functioning of the internal market in ~~gases; and~~ <u>gas as well as to contribute to the long-term flexibility of the electricity system;</u>	functioning of the internal market in gases ; and	functioning of the internal market in gases <u>as well as to contribute to the flexibility of the energy system; and</u> ~~;-and~~ Provisionally agreed in technical meeting 01.09.2023 Text Origin: EP Mandate
Article 1, first paragraph, point (aa)				
90a		<u>(aa) encourages preventive measures reducing fossil gas demand through the implementation of the energy efficiency first principle leading to energy savings, increased direct electrification as part of a fully integrated energy system, and increased use of renewable sources of energy, and contributes to the prudent and rational use of natural resources and the achievement of the Union's climate and energy targets; and</u>		<u>deletion</u> Reflected in lines 149 and 150a
Article 1, first paragraph, point (b)				
91	(b) facilitates the emergence of a well-functioning and transparent wholesale market with a high level	(b) facilitates the emergence of a well-functioning and transparent wholesale market with a high level	(b) facilitates the emergence and operation of a well-functioning and transparent wholesale market	(b) facilitates the emergence <u>and operation</u> of a well-functioning and transparent wholesale market

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	of security of supply in gases and provides mechanisms to harmonise the network access rules for cross-border exchanges in gases.	of security of supply in ~~gases~~ gas and provides mechanisms to harmonise the network access rules for cross-border exchanges in ~~gases~~ gas.	in gases with a high level of security of supply ~~in gases~~ and provides mechanisms to harmonise the network access rules for cross-border exchanges in gases .	<u>in gases</u> with a high level of security of supply ~~in gases~~ and provides mechanisms to harmonise the network access rules for cross-border exchanges in gases . Technical meeting 01.09.2023, provisionally agreed Text Origin: Council Mandate
Article 1, second paragraph				
92	The objectives referred to in the first subparagraph shall include the setting of harmonised principles for tariffs, or the methodologies underlying their calculation, for access to the natural gas network, but not to storage facilities, the establishment of third-party access services and harmonised principles for capacity-allocation and congestion-management, the determination of transparency requirements, balancing rules and imbalance charges, and the facilitation of capacity trading.	The objectives referred to in the first subparagraph shall include the setting of harmonised principles for tariffs, or the methodologies underlying their calculation, for access to the natural gas network, but not to storage facilities, the establishment of third-party access services and harmonised principles for capacity-allocation and congestion-management, the determination of transparency requirements, balancing rules and imbalance charges, and the facilitation of capacity trading.	The objectives referred to in the first subparagraph shall include the setting of harmonised principles for tariffs, or the methodologies underlying their calculation, for access to the natural gas network, but not to storage facilities, the establishment of third-party access services and harmonised principles for capacity-allocation and congestion-management, the determination of transparency requirements, balancing rules and imbalance charges, and the facilitation of capacity trading.	The objectives referred to in the first subparagraph shall include the setting of harmonised principles for tariffs, or the methodologies underlying their calculation, for access to the natural gas network, but not to storage facilities, the establishment of third-party access services and harmonised principles for capacity-allocation and congestion-management, the determination of transparency requirements, balancing rules and imbalance charges, and the facilitation of capacity trading. Text Origin: Commission Proposal
Article 1, third paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
93	This Regulation, with the exception of Article 31(5), shall apply only to natural gas and hydrogen storage facilities falling under Article 29(3) or (4) of recast Gas Directive as proposed in COM(2021) xxx.	This Regulation, with the exception of Article 31(5), shall apply only to natural gas and hydrogen storage facilities falling under Article 29(3) or (4) of recast Gas Directive as proposed in COM(2021) xxx.	This Regulation, with the exception of Article 31(5), shall apply only to natural gas and hydrogen storage facilities falling under Article 29(3) or (4) of recast Gas Directive as proposed in COM(2021) xxx.	This Regulation, with the exception of Article 31(5), shall apply only to natural gas and hydrogen storage facilities falling under Article 29(3) or (4) of recast Gas Directive as proposed in COM(2021) xxx. Text Origin: Commission Proposal
Article 1, fourth paragraph				
94	The Member States may establish an entity or body set up in compliance with Recast Gas Directive as presented in COM xxx for the purpose of carrying out one or more functions typically attributed to the transmission system operator or hydrogen network operator, which shall be subject to the requirements of this Regulation. That entity or body shall be subject to certification in accordance with Article 13 of this Regulation and shall be subject to designation in accordance with Article 65 of recast Gas Directive as proposed in COM(2021) xxx.	The Member States may establish an entity or body set up in compliance with Recast Gas Directive as presented in COM xxx for the purpose of carrying out one or more functions typically attributed to the transmission system operator or hydrogen network operator, which shall be subject to the requirements of this Regulation. That entity or body shall be subject to certification in accordance with Article 13 of this Regulation and shall be subject to designation in accordance with Article 65 of recast Gas Directive as proposed in COM(2021) xxx.	The Member States may establish an entity or body set up in compliance with Recast Gas Directive as presented in COM xxx for the purpose of carrying out one or more functions typically attributed to the transmission system operator or hydrogen network operator, which shall be subject to the requirements of this Regulation. That entity or body shall be subject to certification in accordance with Article 13 of this Regulation and shall be subject to designation in accordance with Article 65 of recast Gas Directive as proposed in COM(2021) xxx.	The Member States may establish an entity or body set up in compliance with Recast Gas Directive as presented in COM xxx for the purpose of carrying out one or more functions typically attributed to the transmission system operator or hydrogen network operator, which shall be subject to the requirements of this Regulation. That entity or body shall be subject to certification in accordance with Article 13 of this Regulation and shall be subject to designation in accordance with Article 65 of recast Gas Directive as proposed in COM(2021) xxx. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2			
95	Article 2 Definitions	Article 2 Definitions	Article 2 Definitions	Article 2 Definitions Text Origin: Commission Proposal
	Article 2(1)			
96	1. For the purpose of this Regulation, the following definitions apply:	1. For the purpose of this Regulation, the following definitions apply:	1. For the purpose of this Regulation, the following definitions apply:	1. For the purpose of this Regulation, the following definitions apply: Text Origin: Commission Proposal
	Article 2(1), point (1)			
97	(1) ‘regulatory asset base’ means all network assets of a network operator used for the provision of regulated network services that are taken into account when calculating network related services revenue.	(1) ‘regulatory asset base’ means all network assets of a network operator used for the provision of regulated network services that are taken into account when calculating network related services revenue.	(1) ‘regulatory asset base’ means all network assets of a transmission system operator, distribution system operator and hydrogen network operator used for the provision of regulated network services that are taken into account when calculating network related services revenue.	(1) ‘regulatory asset base’ means all network assets of a <u>transmission system operator, distribution system operator, hydrogen transmission</u> network operator <u>and hydrogen distribution network operator</u> used for the provision of regulated network services that are taken into account when calculating network related services revenue.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text in [...] to be checked during finalisation
	Article 2(1), point (2)			
98	(2) ‘transmission’ means the transport of natural gas through a network, which mainly contains high-pressure pipelines, other than an upstream pipeline network and other than the part of high-pressure pipelines primarily used in the context of local distribution of natural gas, with a view to its delivery to customers, but not including supply;	(2) ‘transmission’ means ~~the transport of natural gas through a network, which mainly contains high-pressure pipelines, other than an upstream pipeline network and other than the part of high-pressure pipelines primarily used in the context of local distribution of natural gas, with a view to its delivery to customers, but not including supply~~ <u>transmission as defined in Article 2, point (16) of [the recast Gas Directive, COD 2021/0425]</u> ;	(2) ‘transmission’ means the transport of natural gas through a network, which mainly contains high-pressure pipelines, other than an upstream pipeline network and other than the part of high-pressure pipelines primarily used in the context of local distribution of natural gas, with a view to its delivery to customers, but not including supply;	Exact wording depends on overall approach to cross-referencing with Directive; to be checked during finalisation
	Article 2(1), point (3)			
99	(3) ‘transport contract’ means a contract which the transmission system operator or hydrogen network operator has concluded with a network user with a view to carrying out transport services for gases;	(3) ‘transport contract’ means a contract which the transmission system operator or hydrogen network operator has concluded with a network user with a view to carrying out transport services for ~~gases~~ <u>gas</u> ;	(3) ‘transport contract’ means a contract which the transmission system operator or hydrogen network operator has concluded with a network user with a view to carrying out transport services for gases ;	Gas vs gases - linguistic

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 2(1), point (4)				
100	(4) 'capacity' means the maximum flow, expressed in normal cubic meters per time unit or in energy unit per time unit, to which the network user is entitled in accordance with the provisions of the transport contract;	(4) 'capacity' means the maximum flow, expressed in normal cubic meters per time unit or in energy unit per time unit, to which the network user is entitled in accordance with the provisions of the transport contract;	(4) 'capacity' means the maximum flow, expressed in normal cubic meters per time unit or in energy unit per time unit, to which the network user is entitled in accordance with the provisions of the transport contract;	(4) 'capacity' means the maximum flow, expressed in normal cubic meters per time unit or in energy unit per time unit, to which the network user is entitled in accordance with the provisions of the transport contract; Text Origin: Commission Proposal
Article 2(1), point (5)				
101	(5) 'unused capacity' means firm capacity which a network user has acquired under a transport contract but which that user has not nominated by the deadline specified in the contract;	(5) 'unused capacity' means firm capacity which a network user has acquired under a transport contract but which that user has not nominated by the deadline specified in the contract;	(5) 'unused capacity' means firm capacity which a network user has acquired under a transport contract but which that user has not nominated by the deadline specified in the contract;	(5) 'unused capacity' means firm capacity which a network user has acquired under a transport contract but which that user has not nominated by the deadline specified in the contract; Text Origin: Commission Proposal
Article 2(1), point (6)				
102	(6) 'congestion management' means management of the capacity portfolio of the transmission system operator with a view to optimal and maximum use of the technical capacity and the timely	(6) 'congestion management' means management of the capacity portfolio of the transmission system operator with a view to optimal and maximum use of the technical capacity and the timely	(6) 'congestion management' means management of the capacity portfolio of the transmission system operator with a view to optimal and maximum use of the technical capacity and the timely	(6) 'congestion management' means management of the capacity portfolio of the transmission system operator with a view to optimal and maximum use of the technical capacity and the timely

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	detection of future congestion and saturation points;	detection of future congestion and saturation points;	detection of future congestion and saturation points;	detection of future congestion and saturation points; Text Origin: Commission Proposal
Article 2(1), point (7)				
103	(7) 'secondary market' means the market of the capacity traded otherwise than on the primary market;	(7) 'secondary market' means the market of the capacity traded otherwise than on the primary market;	(7) 'secondary market' means the market of the capacity traded otherwise than on the primary market;	(7) 'secondary market' means the market of the capacity traded otherwise than on the primary market; Text Origin: Commission Proposal
Article 2(1), point (8)				
104	(8) 'nomination' means the prior reporting by the network user to the transmission system operator of the actual flow that the network user wishes to inject into or withdraw from the system;	(8) 'nomination' means the prior reporting by the network user to the transmission system operator of the actual flow that the network user wishes to inject into or withdraw from the system;	(8) 'nomination' means the prior reporting by the network user to the transmission system operator of the actual flow that the network user wishes to inject into or withdraw from the system;	(8) 'nomination' means the prior reporting by the network user to the transmission system operator of the actual flow that the network user wishes to inject into or withdraw from the system; Text Origin: Commission Proposal
Article 2(1), point (9)				
105	(9) 're-nomination' means the subsequent reporting of a corrected	<i>deleted</i>	(9) 're-nomination' means the subsequent reporting of a corrected	(9) 're-nomination' means the subsequent reporting of a corrected

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	nomination;		nomination;	nomination; Text Origin: Commission Proposal
Article 2(1), point (10)				
106	(10) ‘system integrity’ means any situation in which the pressure and the quality of the natural gas or hydrogen remain within the minimum and maximum limits, so that the transport of natural gas or hydrogen is guaranteed from a technical standpoint;	(10) ‘system integrity’ means any situation in which the pressure and the quality of the natural gas or hydrogen remain within the minimum and maximum limits, so that the transport of natural gas or hydrogen is guaranteed from a technical standpoint;	(10) ‘system integrity’ means any situation in which the pressure and the quality of the natural gas or hydrogen remain within the minimum and maximum limits, so that the transport of natural gas or hydrogen is guaranteed from a technical standpoint;	(10) ‘system integrity’ means any situation in which the pressure and the quality of the natural gas or hydrogen remain within the minimum and maximum limits, so that the transport of natural gas or hydrogen is guaranteed from a technical standpoint; Text Origin: Commission Proposal
Article 2(1), point (11)				
107	(11) ‘balancing period’ means the period within which the off-take of an amount of gases, expressed in units of energy, must be offset by every network user by means of the injection of the same amount of gases in accordance with the network code;	(11) ‘balancing period’ means the period within which the off-take of an amount of ~~gases~~ gas, expressed in units of energy, must be offset by every network user by means of the injection of the same amount of ~~gases~~ gas in accordance with the network code;	(11) ‘balancing period’ means the period within which the off-take of an amount of gases, expressed in units of energy, must be offset by every network user by means of the injection of the same amount of gases in accordance with the network code;	(11) ‘balancing period’ means the period within which the off-take of an amount of gases, expressed in units of energy, must be offset by every network user by means of the injection of the same amount of gases in accordance with the network code; Gas vs gases - linguistic Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 2(1), point (12)				
108	(12) ‘network user’ means a customer or a potential customer of a system operator, and system operators themselves in so far as it is necessary for them to carry out their functions in relation to transport of natural gas and hydrogen;	(12) ‘network user’ means a customer or a potential customer of a <u>transmission system operator or hydrogen network operator</u> , and <u>transmission system operators or hydrogen network operators</u> themselves in so far as it is necessary for them to carry out their functions in relation to transport of natural gas and hydrogen;	(12) ‘network user’ means a customer or a potential customer of a system operator, and system operators themselves in so far as it is necessary for them to carry out their functions in relation to transport of natural gas and hydrogen ;	Exact wording depends on overall approach to cross-referencing with Directive; to be checked during finalisation
Article 2(1), point (13)				
109	(13) ‘interruptible services’ means services offered by the transmission system operator or hydrogen network operator in relation to interruptible capacity;	(13) ‘interruptible services’ means services offered by the transmission system operator or hydrogen network operator in relation to interruptible capacity;	(13) ‘interruptible services’ means services offered by the transmission system operator or hydrogen network operator in relation to interruptible capacity;	(13) ‘interruptible services’ means services offered by the transmission system operator or hydrogen network operator in relation to interruptible capacity; Text Origin: Commission Proposal
Article 2(1), point (14)				
110	(14) ‘interruptible capacity’ means gas transmission capacity that may	(14) ‘interruptible capacity’ means gas transmission capacity that may	(14) ‘interruptible capacity’ means gas transmission capacity that may	(14) ‘interruptible capacity’ means gas transmission capacity that may

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	be interrupted by the transmission system operator or hydrogen network operator in accordance with the conditions stipulated in the transport contract;	be interrupted by the transmission system operator or hydrogen network operator in accordance with the conditions stipulated in the transport contract;	be interrupted by the transmission system operator or hydrogen network operator in accordance with the conditions stipulated in the transport contract;	be interrupted by the transmission system operator or hydrogen network operator in accordance with the conditions stipulated in the transport contract; Text Origin: Commission Proposal
Article 2(1), point (15)				
111	(15) 'long-term services' means services offered by the transmission system operator or hydrogen network operator with a duration of one year or more;	(15) 'long-term services' means services offered by the transmission system operator or hydrogen network operator with a duration of one year or more;	(15) 'long-term services' means services offered by the transmission system operator or hydrogen network operator with a duration of one year or more;	(15) 'long-term services' means services offered by the transmission system operator or hydrogen network operator with a duration of one year or more; Text Origin: Commission Proposal
Article 2(1), point (16)				
112	(16) 'short-term services' means services offered by the transmission system operator or hydrogen network operator with a duration of less than one year;	(16) 'short-term services' means services offered by the transmission system operator or hydrogen network operator with a duration of less than one year;	(16) 'short-term services' means services offered by the transmission system operator or hydrogen network operator with a duration of less than one year;	(16) 'short-term services' means services offered by the transmission system operator or hydrogen network operator with a duration of less than one year; Text Origin: Commission Proposal
Article 2(1), point (17)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
113	(17) 'firm capacity' means gas transmission capacity contractually guaranteed as uninterruptible by the transmission system operator or hydrogen network operator;	(17) 'firm capacity' means gas transmission capacity contractually guaranteed as uninterruptible by the transmission system operator or hydrogen network operator;	(17) 'firm capacity' means gas transmission, distribution and hydrogen transport capacity contractually guaranteed as uninterruptible by the transmission or distribution system operator or hydrogen network operator;	(17) 'firm capacity' means gas transmission, <u>distribution and hydrogen [transmission and distribution]</u> capacity contractually guaranteed as uninterruptible by the transmission <u>or distribution</u> system operator or <u>the</u> hydrogen <u>[transmission or distribution]</u> network operator; Text in [...] to be checked during finalisation Text Origin: Council Mandate
Article 2(1), point (18)				
114	(18) 'firm services' mean services offered by the transmission system operator or hydrogen network operator in relation to firm capacity;	(18) 'firm services' mean services offered by the transmission system operator or hydrogen network operator in relation to firm capacity;	(18) 'firm services' mean services offered by the transmission system operator or hydrogen network operator in relation to firm capacity;	(18) 'firm services' mean services offered by the transmission system operator or hydrogen network operator in relation to firm capacity; Text Origin: Commission Proposal
Article 2(1), point (19)				
115	(19) 'technical capacity' means the maximum firm capacity that can be offered to the network users, taking account of system	(19) 'technical capacity' means the maximum firm capacity that can be offered to the network users, taking account of system	(19) 'technical capacity' means the maximum firm capacity that can be offered to the network users, taking account of system	(19) 'technical capacity' means the maximum firm capacity that can be offered to the network users, taking account of system

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	integrity and the operational requirements of the transmission system or hydrogen network;	integrity and the operational requirements of the transmission system or hydrogen network;	integrity and the operational requirements of the transmission system or hydrogen network;	integrity and the operational requirements of the transmission system or hydrogen network; Text Origin: Commission Proposal
Article 2(1), point (20)				
116	(20) ‘contracted capacity’ means capacity that r has been allocated to a network user by means of a transport contract;	(20) ‘contracted capacity’ means capacity that r has been allocated to a network user by means of a transport contract;	(20) ‘contracted capacity’ means capacity that r has been allocated to a network user by means of a transport contract;	(20) ‘contracted capacity’ means capacity that r has been allocated to a network user by means of a transport contract; Text Origin: Commission Proposal
Article 2(1), point (21)				
117	(21) ‘available capacity’ means the part of the technical capacity that is not allocated and is still available to the system at that moment;	(21) ‘available capacity’ means the part of the technical capacity that is not allocated and is still available to the system at that moment;	(21) ‘available capacity’ means the part of the technical capacity that is not allocated and is still available to the system at that moment;	(21) ‘available capacity’ means the part of the technical capacity that is not allocated and is still available to the system at that moment; Text Origin: Commission Proposal
Article 2(1), point (22)				
118	(22) ‘contractual congestion’ means a situation where the level	(22) ‘contractual congestion’ means a situation where the level	(22) ‘contractual congestion’ means a situation where the level	(22) ‘contractual congestion’ means a situation where the level

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	of firm capacity demand exceeds the technical capacity;	of firm capacity demand exceeds the technical capacity;	of firm capacity demand exceeds the technical capacity;	of firm capacity demand exceeds the technical capacity; Text Origin: Commission Proposal
Article 2(1), point (23)				
119	(23) ‘primary market’ means the market of the capacity traded directly by the transmission system operator or hydrogen network operator;	(23) ‘primary market’ means the market of the capacity traded directly by the transmission system operator or hydrogen network operator;	(23) ‘primary market’ means the market of the capacity traded directly by the transmission system operator or hydrogen network operator;	(23) ‘primary market’ means the market of the capacity traded directly by the transmission system operator or hydrogen network operator; Text Origin: Commission Proposal
Article 2(1), point (24)				
120	(24) ‘physical congestion’ means a situation where the level of demand for actual deliveries exceeds the technical capacity at some point in time;	<i>deleted</i>	(24) ‘physical congestion’ means a situation where the level of demand for actual deliveries exceeds the technical capacity at some point in time;	(24) ‘physical congestion’ means a situation where the level of demand for actual deliveries exceeds the technical capacity at some point in time; 20.06 technical meeting Text Origin: Commission Proposal
Article 2(1), point (25)				
121				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(25) 'LNG facility capacity' means capacity at a liquefied natural gas (LNG) terminal for the liquefaction of natural gas or the importation, offloading, ancillary services, temporary storage and re-gasification of LNG;	(25) 'LNG facility capacity' means capacity at a liquefied natural gas (LNG) terminal for the liquefaction of natural gas or the importation, offloading, ancillary services, temporary storage and re-gasification of LNG;	(25) 'LNG facility capacity' means capacity at a liquefied natural gas (LNG) terminal for the liquefaction of natural gas or the importation, offloading, ancillary services, temporary storage and re-gasification of LNG;	(25) 'LNG facility capacity' means capacity at a liquefied natural gas (LNG) terminal for the liquefaction of natural gas or the importation, offloading, ancillary services, temporary storage and re-gasification of LNG; Text Origin: Commission Proposal
Article 2(1), point (26)				
122	(26) 'space' means the volume of gas which a user of a storage facility is entitled to use for the storage of gas;	(26) 'space' means the volume of gas which a user of a storage facility is entitled to use for the storage of gas;	(26) 'space' means the volume of ~~gas~~ gases which a user of a storage facility is entitled to use for the storage of ~~gas~~ gases;	(26) 'space' means the volume of gas which a user of a storage facility is entitled to use for the storage of gas; Gas vs gases - linguistic Text Origin: Commission Proposal
Article 2(1), point (27)				
123	(27) 'deliverability' means the rate at which the storage facility user is entitled to withdraw gas from the storage facility;	(27) 'deliverability' means the rate at which the storage facility user is entitled to withdraw gas from the storage facility;	(27) 'deliverability' means the rate at which the storage facility user is entitled to withdraw ~~gas~~ gases from the storage facility;	(27) 'deliverability' means the rate at which the storage facility user is entitled to withdraw gas from the storage facility; Gas vs gases - linguistic Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 2(1), point (28)				
124	(28) 'injectability' means the rate at which the storage facility user is entitled to inject gas into the storage facility;	(28) 'injectability' means the rate at which the storage facility user is entitled to inject gas into the storage facility;	(28) 'injectability' means the rate at which the storage facility user is entitled to inject ~~gas~~ gases into the storage facility;	(28) 'injectability' means the rate at which the storage facility user is entitled to inject gas into the storage facility; Gas vs gases - linguistic Text Origin: Commission Proposal
Article 2(1), point (29)				
125	(29) 'storage capacity' means any combination of space, injectability and deliverability;;	(29) 'storage capacity' means any combination of space, injectability and deliverability;;	(29) 'storage capacity' means any combination of space, injectability and deliverability;;	(29) 'storage capacity' means any combination of space, injectability and deliverability;; Text Origin: Commission Proposal
Article 2(1), point (30)				
126	(30) 'entry-exit system' means the aggregation of all transmission and distribution systems to which one specific balancing regime applies;	(30) 'entry-exit system' means ~~the aggregation of all~~ <u>an access model for natural gas</u> transmission ~~and/or~~ distribution systems ~~to which one specific balancing regime applies~~ <u>where system users book capacity rights independently on</u>	(30) 'entry-exit system' means an access model for natural gas where system users book capacity rights independently on entry- and exit points. The entry-exit system includes the ~~the aggregation of all transmission~~	(30) 'entry-exit system' means <u>an access model for natural gas where system users book capacity rights independently on entry- and exit points. The entry-exit system includes the</u> ~~the aggregation of all~~ transmission <u>system and may</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>entry and exit points</u> ;	system and may include the-and distribution systems to which one specific balancing regime applies; system or parts of a distribution system.	<u>include the-and</u> distribution <u>systems to which one specific balancing regime applies;</u> system or parts of a distribution system. 20.06 technical meeting Text Origin: Council Mandate
Article 2(1), point (31)				
127	(31) ‘balancing zone’ means an entry-exit system to which a specific balancing regime is applicable;	(31) ‘balancing zone’ means an entry-exit system to which a specific balancing regime is applicable;	(31) ‘balancing zone’ means ~~an entry-exit~~ a system to which a specific balancing regime is applicable and which includes the transmission system and may include distribution systems or parts of such distribution systems;	(31) ‘balancing zone’ means ~~an entry-exit~~ <u>a</u> system to which a specific balancing regime is applicable <u>and which includes the transmission system and may include distribution systems or parts of such distribution systems;</u> 20.06 technical meeting Text Origin: Council Mandate
Article 2(1), point (32)				
128	(32) ‘virtual trading point’ means a non-physical commercial point within an entry-exit system where gases are exchanged between a seller and a buyer without the need to book transmission or distribution capacity;	(32) ‘virtual trading point’ means a non-physical commercial point within an entry-exit system where ~~gases are~~ <u>gas is</u> exchanged between a seller and a buyer without the need to book transmission or distribution capacity;	(32) ‘virtual trading point’ means a non-physical commercial point within an entry-exit system where gases are exchanged between a seller and a buyer without the need to book ~~transmission or distribution~~ capacity;	Exact wording depends on overall approach to cross-referencing with Directive; to be checked during finalisation

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2(1), point (33)			
129	(33) ‘entry point’ means a point subject to booking procedures by network users or producers providing access to an entry-exit system;	(33) ‘entry point’ means a point subject to booking procedures by network users ~~or producers~~ providing access to an <u>entry-exit system, enabling gas flows in the</u> entry-exit system;	(33) ‘entry point’ means a point subject to booking procedures by network users ~~or producers~~ providing access to an entry-exit system;	Exact wording depends on overall approach to cross-referencing with Directive; to be checked during finalisation
	Article 2(1), point (34)			
130	(34) ‘exit point’ means a point subject to booking procedures by network users or final customers enabling gas flows out of the entry exit system;	(34) ‘exit point’ means a point subject to booking procedures by network users ~~or final customers~~ <u>providing access to an entry-exit system,</u> enabling gas flows out of the entry exit system;	(34) ‘exit point’ means a point subject to booking procedures by network users ~~or final customers~~ enabling gas flows out of the entry exit system;	Exact wording depends on overall approach to cross-referencing with Directive; to be checked during finalisation
	Article 2(1), point (35)			
131	(35) ‘conditional capacity’ means firm capacity that entails transparent and predefined conditions for either providing access from and to the virtual trading point or limited allocability;	(35) ‘conditional capacity’ means firm capacity that entails transparent and predefined conditions for either providing access from and to the virtual trading point or limited allocability;	(35) ‘conditional capacity’ means firm capacity that entails transparent and predefined conditions for either providing access from and to the virtual trading point or limited allocability;	(35) ‘conditional capacity’ means firm capacity that entails transparent and predefined conditions for either providing access from and to the virtual trading point or limited allocability; Text Origin: Commission Proposal

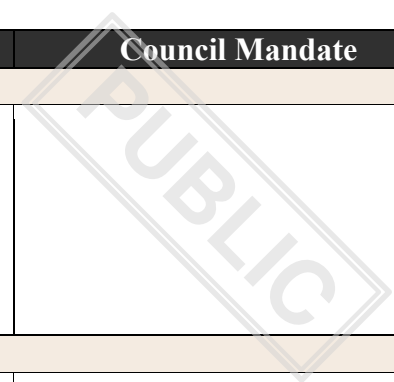
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2(1), point (36)			
132	(36) ‘allocability’ means the discretionary combination of any entry capacity with any exit capacity or vice versa;	(36) ‘allocability’ means the discretionary combination of any entry capacity with any exit capacity or vice versa;	(36) ‘allocability’ means the discretionary combination of any entry capacity with any exit capacity or vice versa;	(36) ‘allocability’ means the discretionary combination of any entry capacity with any exit capacity or vice versa; Text Origin: Commission Proposal
	Article 2(1), point (37)			
133	(37) ‘allowed revenue’ means the sum of transmission services revenue and non-transmission services revenue for the provision of services by the transmission system operator for a specific time period within a given regulatory period which such transmission system operator is entitled to obtain under a non-price cap regime and which is set in accordance with Article 72(7), point a, of recast Gas Directive as proposed in COM(2021) xxx;	(37) ‘allowed revenue’ means the sum of transmission services revenue and non-transmission services revenue for the provision of services by the transmission system operator for a specific time period within a given regulatory period which such transmission system operator is entitled to obtain under a non-price cap regime and which is set in accordance with Article 72(7), point a, of recast Gas Directive as proposed in COM(2021) xxx;	(37) ‘allowed revenue’ means the sum of transmission services revenue and non-transmission services revenue for the provision of services by the transmission system operator for a specific time period within a given regulatory period which such transmission system operator is entitled to obtain under a non-price cap regime and which is set in accordance with Article 72(7), point a, of [the recast Gas Directive as proposed in COM(2021)-xxxCOM (2021)] 803;;	(37) ‘allowed revenue’ means the sum of transmission services revenue and non-transmission services revenue for the provision of services by the transmission system operator for a specific time period within a given regulatory period which such transmission system operator is entitled to obtain under a non-price cap regime and which is set in accordance with Article 72(7), point a, of <u>the</u> recast Gas Directive as proposed in ~~COM(2021)-xxx~~ <u>COM (2021)/ 803;</u> 20.06 technical meeting Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2(1), point (37a)			
133a			(37a) ‘target revenue’ means the sum of expected transmission services revenue calculated in accordance with the principles set out in Article 15(1) and expected non-transmission services revenue for the provision of services by the transmission system operator for a specific time period within a given regulatory period under a price cap regime;	<u>(37a) ‘target revenue’ means the sum of expected transmission services revenue calculated in accordance with the principles set out in Article 15(1) and expected non-transmission services revenue for the provision of services by the transmission system operator for a specific time period within a given regulatory period under a price cap regime;</u> Text Origin: Council Mandate
	Article 2(1), point (38a)			
134a		<u>(38a) ‘natural gas’ means natural gas as defined in Article 2, point (1) of [the recast Gas Directive, COD 2021/0425];</u>		Exact wording depends on overall approach to cross-referencing with Directive; to be checked during finalisation (applicable for lines 134a-134al)
	Article 2(1), point (38b)			
134b		<u>(38b) ‘renewable gas’ means renewable gas as defined in Article 2, point (2) of [the recast</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>Gas Directive, COD 2021/0425]</u>		
	Article 2(1), point (38c)			
G	134c	<u>(38c) 'gas' means gas as defined in Article 2, point (3) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38d)			
G	134d	<u>(38d) 'natural gas system' means natural gas system as defined in Article 2, point (4) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38e)			
G	134e	<u>(38e) 'hydrogen system' means hydrogen system as defined in Article 2, point (5) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38f)			
G	134f	<u>(38f) 'hydrogen storage facility' means a hydrogen facility as defined in Article 2, point (6) of [the recast Gas Directive, COD 2021/0425];</u>		G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2(1), point (38g)			
G	134g		<u>(38g) ‘hydrogen storage operator’ means a hydrogen storage operator as defined in Article 2, point (6a) of [the recast Gas Directive, COD 2021/0425];</u>	G
	Article 2(1), point (38h)			
G	134h		<u>(38h) ‘hydrogen terminal’ means hydrogen terminal as defined in Article 2, point (8) of [the recast Gas Directive, COD 2021/0425];</u>	G
	Article 2(1), point (38i)			
G	134i		<u>(38i) ‘hydrogen terminal operator’ means hydrogen terminal operator as defined in Article 2, point (8a) of [the recast Gas Directive, COD 2021/0425]</u>	G
	Article 2(1), point (38j)			
G	134j		<u>(38j) ‘hydrogen quality’ means hydrogen quality as defined in Article 2, point (9) of [the recast Gas Directive, COD 2021/0425];</u>	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2(1), point (38k)			
G	134k	<u>(38k) 'low-carbon gas' means low-carbon gas as defined in Article 2, point (11) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38l)			
G	134l	<u>(38l) 'transmission system operator' means transmission system operator as defined in Article 2, point (17) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38m)			
G	134m	<u>(38m) 'distribution' means distribution as defined in Article 2, point (18) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38n)			
G	134n	<u>(38n) 'distribution system operator' means distribution system operator as defined in Article 2, point (19) of [the recast Gas Directive, COD 2021/0425];</u>		G



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2(1), point (38o)			
G	134o		<u>(38o) ‘hydrogen network’ means hydrogen network as defined in Article 2, point (20) of [the recast Gas Directive, COD 2021/0425];</u>	G
	Article 2(1), point (38p)			
G	134p		<u>(38p) ‘hydrogen transport’ means hydrogen transport as defined in Article 2, point (21) of [the recast Gas Directive, COD 2021/0425];</u>	G
	Article 2(1), point (38q)			
G	134q		<u>(38q) ‘hydrogen network operator’ means hydrogen network operator as defined in Article 2, point (22) of [the recast Gas Directive, COD 2021/0425];</u>	G
	Article 2(1), point (38r)			
G	134r		<u>(38r) ‘supply’ means supply as defined in Article 2, point (23) of [the recast Gas Directive, COD 2021/0425];</u>	G
	Article 2(1), point (38s)			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
134s		<u>(38s) 'storage facility' means storage facility as defined in Article 2, point (25) of [the recast Gas Directive, COD 2021/0425];</u>		
Article 2(1), point (38t)				
134t		<u>(38t) 'storage system operator' means storage system operator as defined in Article 2, point (26) of [the recast Gas Directive, COD 2021/0425];</u>		
Article 2(1), point (38u)				
134u		<u>(38u) 'LNG facility' means LNG facility as defined in Article 2, point (27) of [the recast Gas Directive, COD 2021/0425];</u>		
Article 2(1), point (38v)				
134v		<u>(38v) 'LNG system operator' means LNG system operator as defined in Article 2, point (28) of [the recast Gas Directive, COD 2021/0425];</u>		
Article 2(1), point (38w)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
134w		<u>(38w) 'system' means system as defined in Article 2, point (29) of [the recast Gas Directive, COD 2021/0425];</u>		
Article 2(1), point (38x)				
134x		<u>(38x) 'ancillary services' means ancillary services as defined in Article 2, point (30) of [the recast Gas Directive, COD 2021/0425];</u>		
Article 2(1), point (38y)				
134y		<u>(38y) 'interconnector' means interconnector as defined in Article 2, point (33) of [the recast Gas Directive, COD 2021/0425];</u>		
Article 2(1), point (38z)				
134z		<u>(38z) 'hydrogen interconnector' means hydrogen interconnector as defined in Article 2, point (34) of [the recast Gas Directive, COD 2021/0425];</u>		
Article 2(1), point (38aa)				
134aa				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>(38aa) ‘system user’ means system user as defined in Article 2, point (40) of [the recast Gas Directive, COD 2021/0425];</u>		
	Article 2(1), point (38ab)			
G	134ab	<u>(38ab) ‘customer’ means customer as defined in Article 2, point (41) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38ac)			
G	134ac	<u>(38ac) ‘final customer’ means final customer as defined in Article 2, point (44) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38ad)			
G	134ad	<u>(38ad) ‘security’ means security as defined in Article 2, point (48) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38ae)			
G	134ae	<u>(38ae) ‘control’ means control as defined in Article 2, point (51) of</u>		G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>[the recast Gas Directive, COD 2021/0425];</u>		
	Article 2(1), point (38af)			
G	134af	<u>(38af) ‘interconnection point’ means interconnection point as defined in Article 2, point (58) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38ag)			
G	134ag	<u>(38ag) ‘virtual interconnection point’ means virtual interconnection point as defined in Article 2, point (59) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38ah)			
G	134ah	<u>(38ah) ‘market participant’ means market participant as defined in Article 2, point (60) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38ai)			
G	134ai			G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>(38ai) ‘interoperability’ means interoperability as defined in Article 2, point (66) of [the recast Gas Directive, COD 2021/0425];</u>		
	Article 2(1), point (38aj)			
G	134aj	<u>(38aj) ‘energy poverty’ means energy poverty as defined in Article 2, point (69) of [the recast Gas Directive, COD 2021/0425];</u>		G
	Article 2(1), point (38ak)			
G	134ak	<u>(38ak) ‘energy efficiency first’ means ‘energy efficiency first’ as defined in Article 2, point (18) of Regulation (EU) 2018/1999;</u>		G
	Article 2(1), point (38al)			
G	134al	<u>(38al) ‘repurposing’ means repurposing as defined in Article 2, point (18) of Regulation 2022/869.</u>		G
	Article 2(2), first subparagraph			
G	135	2. Without prejudice to the definitions in paragraph 1, the <i>deleted</i>	2. Without prejudice to the definitions in paragraph 1, the	Exact wording or deletion depends on G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	definitions contained in Article 2 of recast Gas Directive as proposed in COM(2021) xxx, which are relevant for the application of this Regulation, also apply.		definitions contained in Article 2 of [recast Gas Directive as proposed in COM(2021) xxx], which are relevant for the application of this Regulation, shall also apply.	overall approach to cross-referencing with Directive; to be checked during finalisation
Article 2(2), second subparagraph				
136	The definitions in points 4 to 24 of paragraph 1 in relation to transmission apply by analogy in relation to storage and LNG facilities.	The definitions in paragraph 1 , points 4 to ~~24 of paragraph 1~~ 23 in relation to transmission apply by analogy in relation to storage and LNG facilities.	The definitions in points 4 to 24 of paragraph 1 in relation to transmission shall apply by analogy in relation to storage and LNG facilities.	The definitions in paragraph 1 , points ~~4 to 23~~ 4 to 24 of paragraph 1 in relation to transmission apply by analogy in relation to storage and LNG facilities. Text in [...] to be checked during finalisation Text Origin: EP Mandate
CHAPTER II				
137	CHAPTER II GENERAL RULES APPLICABLE TO THE NATURAL GAS AND HYDROGEN SYSTEMS	CHAPTER II GENERAL RULES APPLICABLE TO THE NATURAL GAS AND HYDROGEN SYSTEMS	CHAPTER II GENERAL RULES APPLICABLE TO THE NATURAL GAS AND HYDROGEN SYSTEMS	CHAPTER II GENERAL RULES APPLICABLE TO THE NATURAL GAS AND HYDROGEN SYSTEMS Text Origin: Commission Proposal
Section 1				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
138	Section 1 General rules for the organisation of the markets and infrastructure access	Section 1 General rules for the organisation of the markets and infrastructure access	Section 1 General rules for the organisation of the markets and infrastructure access	Section 1 General rules for the organisation of the markets and infrastructure access Text Origin: Commission Proposal
Article 3				
139	Article 3 General principles	Article 3 General principles	Article 3 General principles	Article 3 General principles Text Origin: Commission Proposal
Article 3, first paragraph				
140	Member States, regulatory authorities, transmission system operators, distribution system operators, storage operators, LNG operators, hydrogen system operators, and delegated operators such as market area operators or booking platform operators shall ensure that gases markets are operated in accordance with the following principles:	Member States, regulatory authorities, transmission system operators, distribution system operators, storage operators, LNG operators, hydrogen system operators, and delegated operators such as market area operators or booking platform operators shall ensure that ~~gases~~ <u>gas</u> markets are operated in accordance with the following principles:	Member States, regulatory authorities, ~~transmission system operators, distribution, natural gas system operators, storage operators, LNG operators, and~~ hydrogen system operators, and delegated operators such as market area ~~operators~~ managers or booking platform operators shall ensure that ~~gases markets~~ markets for gases are operated in accordance with the following principles:	Member States, regulatory authorities, ~~transmission system operators, distribution~~ <u>natural gas system operators, storage operators, LNG operators, and</u> hydrogen system operators, and delegated operators such as market area ~~operators~~ <u>managers</u> or booking platform operators shall ensure that ~~gases markets~~ <u>markets for gases</u> are operated in accordance with the following principles: Provisionally closed at 18/9 ITM;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				pending decision on gas vs gases (linguistic) Text Origin: Council Mandate
Article 3, first paragraph, point (a)				
141	(a) prices for gases shall be formed on the basis of demand and supply;	(a) prices for ~~gases~~ gas shall be formed on the basis of demand and supply;	(a) prices for gases shall be formed on the basis of demand and supply;	(a) prices for gases shall be formed on the basis of demand and supply; Provisionally closed at 18/9 ITM; pending decision on gas vs gases (linguistic) Text Origin: Commission Proposal
Article 3, first paragraph, point (b)				
142	(b) transmission and distribution system operators shall cooperate with each other to provide network users with the freedom to book entry and exit capacity independently. Gas shall be transported through the entry-exit system instead of along contractual paths;	(b) transmission and distribution system operators shall cooperate with each other to provide network users with the freedom to book entry and exit capacity independently. Gas shall be transported through the entry-exit system instead of along contractual paths;	(b) transmission and distribution system operators shall cooperate with each other to provide network users with the freedom to book entry and exit capacity independently. Gas shall be transported through the entry-exit system instead of along contractual paths;	(b) transmission and distribution system operators shall cooperate with each other to provide network users with the freedom to book entry and exit capacity independently. Gas shall be transported through the entry-exit system instead of along contractual paths; Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 3, first paragraph, point (c)				
143	(c) tariffs charged at the entry and exit points shall be structured in such a way as to contribute to market integration, enhancing security of supply and promoting the interconnection between gas networks;	(c) tariffs charged at the entry and exit points shall be structured in such a way as to contribute to market integration, enhancing security of supply and promoting the interconnection between gas networks;	(c) tariffs charged at the entry and exit points shall be structured in such a way as to contribute to market integration, enhancing security of supply and promoting the interconnection between gas networks;	(c) tariffs charged at the entry and exit points shall be structured in such a way as to contribute to market integration, enhancing security of supply and promoting the interconnection between gas networks; Text Origin: Commission Proposal
Article 3, first paragraph, point (e)				
145	(e) network users shall be responsible to balance their balancing portfolios in order to minimise the need for transmission system operators to undertake balancing actions;	(e) network users shall be responsible to balance their balancing portfolios in order to minimise the need for transmission system operators to undertake balancing actions;	(e) network users shall be responsible to balance their balancing portfolios in order to minimise the need for transmission system operators to undertake balancing actions;	(e) network users shall be responsible to balance their balancing portfolios in order to minimise the need for transmission system operators to undertake balancing actions; Text Origin: Commission Proposal
Article 3, first paragraph, point (f)				
146	(f) balancing actions shall be performed on the basis of standardized products and conducted on a trading platform;	(f) balancing actions shall be performed on the basis of standardized products and conducted on a trading platform;	(f) balancing actions shall be performed on the basis of standardized products in line with the network code on balancing or established pursuant to Article 6(11) of Regulation	(f) balancing actions shall be performed on the basis of standardized products <u>in line with the network code on balancing established pursuant to Article 6(11) of Regulation 715/2009</u> and

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			715/2009 and conducted on a trading platform or by the use of balancing services in line with that network code;	conducted on a trading platform <u>or by the use of balancing services in line with that network code</u> ; Provisionally agreed at 18/9 ITM Text Origin: Council Mandate
Article 3, first paragraph, point (g)				
147	(g) market rules shall avoid actions which prevent price formation on the basis of demand and supply for gases;	(g) market rules shall avoid actions which prevent price formation on the basis of demand and supply for ~~gases~~ <u>gas</u> ;	(g) market rules shall avoid actions which prevent price formation on the basis of demand and supply for gases;	(g) market rules shall avoid actions which prevent price formation on the basis of demand and supply for gases; Provisionally closed at 18/9 ITM; pending decision on gas vs gases (linguistic) Text Origin: Commission Proposal
Article 3, first paragraph, point (ga)				
147a		<u>(ga) market rules shall ensure a consumer-centred and energy efficient approach in the natural gas and hydrogen market;</u>		<u>(ga) market rules shall ensure a consumer-centred and energy efficient approach in the natural gas and hydrogen market;</u> Provisionally closed at 18/9 ITM Text Origin: EP Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 3, first paragraph, point (h)				
148	(h) market rules shall foster the emergence and functioning of liquid trading for gases, fostering price formation and price transparency;	(h) market rules shall foster the emergence and functioning of liquid trading for ~~gases~~ gas, fostering price formation and price transparency;	(h) market rules shall foster the emergence and functioning of liquid trading for gases, fostering price formation and price transparency;	(h) market rules shall foster the emergence and functioning of liquid trading for gases, fostering price formation and price transparency; Provisionally closed at 18/9 ITM; pending decision on gas vs gases (linguistic) Text Origin: Commission Proposal
Article 3, first paragraph, point (i)				
149	(i) market rules shall enable the decarbonisation of the natural gas and hydrogen systems, including by enabling the integration into the market of gases of gas from renewable energy sources and by providing incentives for energy efficiency;	(i) market rules shall enable the decarbonisation of the natural gas and hydrogen systems, including by enabling the integration into the <u>gas</u> market of ~~gases-of~~ gas from renewable energy sources ~~and~~ , by providing incentives for energy <u>savings and</u> efficiency, <u>fostering the integration of energy systems, contributing to the prudent and rational use of natural resources and facilitating the achievement of the Union's climate and energy targets</u> ;	(i) market rules shall enable the decarbonisation of the natural gas and hydrogen systems, including by enabling the integration into the market of gases ~~of gas~~ from renewable energy sources and by providing incentives for energy efficiency, demand reduction, demand flexibility and energy system integration ;	(i) market rules shall enable the decarbonisation of the natural gas and hydrogen systems, including by enabling the integration into the market of gases ~~of gas~~ from renewable energy sources and by providing incentives for energy <u>savings and</u> efficiency, <u>demand reduction, demand flexibility and energy system integration and facilitating the achievement of the Union's climate and energy targets</u> ;
Article 3, first paragraph, point (ja)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 150a		<u>(ja) market rules shall prioritise the use of hydrogen for industrial customers in hard-to-decarbonise sectors, including in heavy-duty transport, with the highest greenhouse gas abatement potential, where more energy and cost efficient options are not available;</u>	PUBLIC	<u>(ja) rules on network planning shall, where appropriate, target the use of hydrogen for hard-to-decarbonise sectors taking into account greenhouse gas abatement potential, encourage measures to reducing fossil gas demand, and contribute to the prudent and rational use of natural resources and the achievement of the Union's climate and energy targets;</u>
Article 3, first paragraph, point (k)				
G 151	(k) barriers to cross-border gas flows, if existing, between entry-exit systems shall be removed;	(k) barriers to cross-border gas flows, if existing, between entry-exit systems shall be removed;	(k) barriers to cross-border gas flows, if existing, between entry-exit systems shall be removed;	(k) barriers to cross-border gas flows, if existing, between entry-exit systems shall be removed; Text Origin: Commission Proposal
Article 3, first paragraph, point (l)				
G 152	(l) market rules shall facilitate regional cooperation and integration.	(l) market rules shall facilitate regional cooperation and integration.	(l) market rules shall facilitate regional cooperation and integration.	(l) market rules shall facilitate regional cooperation and integration. Text Origin: Commission Proposal
Article 4				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
153	Article 4 Separation of regulatory asset bases	Article 4 Separation of regulatory asset bases	Article 4 Separation of regulatory asset bases	Article 4 Separation of regulatory asset bases Text Origin: Commission Proposal
Article 4(1)				
154	1. Where a transmission system operator or a hydrogen network operator provides regulated services for gas, hydrogen and/or electricity, it shall comply with the requirement for unbundling of accounts as laid down in Article 69 of [recast Gas Directive as proposed in COM(2021) xxx] and Article 56 of Directive (EU) 2019/944 and it shall have a regulatory asset base separately for gas, electricity or hydrogen assets. A separate regulatory asset base shall ensure that:	1. Where a transmission system operator or a hydrogen network operator provides regulated services for gas, hydrogen ~~and/or~~ electricity, it shall comply with the requirement for unbundling of accounts as laid down in Article 69 of [recast Gas Directive as proposed in COM(2021) xxx] and Article 56 of Directive (EU) 2019/944 and it shall have a <u>separate</u> regulatory asset base ~~separately~~ for gas, electricity or hydrogen assets. A separate regulatory asset base shall ensure that:	1. Where a transmission or distribution system operator or a hydrogen network operator provides regulated services for natural gas, hydrogen and/or electricity, it shall comply with the requirement for unbundling of accounts as laid down in Article 69 of [recast Gas Directive as proposed in COM(2021) xxx] and Article 56 of Directive (EU) 2019/944 and it shall have a regulatory asset base separately for natural gas, electricity or hydrogen assets. A separate regulatory asset base shall ensure that:	1. Where a transmission <u>or distribution</u> system operator or a hydrogen network operator provides regulated services for <u>natural</u> gas, hydrogen ~~and/or~~ electricity, it shall comply with the requirement for unbundling of accounts as laid down in Article 69 of [recast Gas Directive as proposed in COM(2021) xxx] and Article 56 of Directive (EU) 2019/944 and it shall have a <u>separate</u> regulatory asset base ~~separately for~~ <u>for natural</u> gas, electricity or hydrogen assets. A separate regulatory asset base shall ensure that:
Article 4(1), point (a)				
155	(a) services revenues obtained from the provision of specific	(a) services revenues obtained from the provision of specific	(a) services revenues obtained from the provision of specific	(a) services revenues obtained from the provision of specific

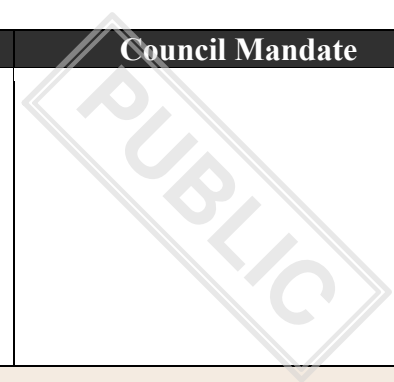
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	regulated services can only be used to recover the capital and operational expenditures related to the assets included in the regulated assets base on which the regulated services were provided;	regulated services can ~~only~~ be used <u>only</u> to recover the capital and operational expenditures related to the assets included in the ~~regulated~~ <u>regulatory</u> assets base on which the regulated services were provided;	regulated services can only be used to recover the capital and operational expenditures related to the assets included in the ~~regulated~~ <u>regulatory</u> assets base on which the regulated services were provided;	regulated services can ~~only~~ be used <u>only</u> to recover the capital and operational expenditures related to the assets included in the ~~regulated~~ <u>regulatory</u> assets base on which the regulated services were provided;
Article 4(1), point (b)				
156	(b) when assets are transferred to a different regulatory asset base, their value will be established. The value set for the transferred asset is subject to an audit and approval by the competent regulatory authority. The value established will be such that cross-subsidies do not occur.	(b) when assets are transferred to a different regulatory asset base, their value will be established. The value set for the transferred asset is subject to an audit and approval by the competent regulatory authority. The value established will be such that cross-subsidies do not occur.	(b) when assets are transferred to a different- regulatory asset base, their value ~~will be~~ established. The value set for the transferred asset is subject to an audit and approval by the competent regulatory authority. The value established ~~will be~~ such that cross-subsidies do not occur.	(b) when assets are transferred to a different- regulatory asset base, their value ~~will be~~ established. The value set for the transferred asset is subject to an audit and approval by the competent regulatory authority. The value established ~~will be~~ such that cross-subsidies do not occur.
Article 4(2)				
157	2. A Member State may allow financial transfers between regulated services that are separate as meant in in the first paragraph, provided that:	2. A Member State ~~may~~ <u>shall not</u> allow financial transfers between regulated services that are separate ~~as meant in in the first~~ <u>within the meaning of</u> paragraph, ~~provided that: 1.~~	2. A Member State may allow financial transfers between regulated services that are separate as meant in in the first paragraph <u>within the meaning of paragraph 1</u> , provided that:	2. A Member State ~~may~~ <u>shall not</u> allow financial transfers between regulated services that are separate ~~as meant in in the first~~ <u>within the meaning of</u> paragraph, ~~provided that: 1.~~
Article 4(2a), first subparagraph				
157a				

PUBLIC

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<u>2a. Member States may allow hydrogen network operators to spread the recovery through network access tariffs of hydrogen network costs over time in order to ensure that future users duly contribute to initial hydrogen network development costs. Such an inter-temporal cost allocation and its underlying methodology shall be subject to approval by the relevant regulatory authority referred to in Article 70 of recast Gas Directive. Member States may put in place measures to cover the financial risk of hydrogen network operators associated with the initial cost recovery gap arising from the application of inter-temporal cost allocation provided they are compatible with Article 107 TFEU, such as a state guarantee.</u>
	Article 4(2a), second subparagraph			
157b				<u>By [one year after the date of entry into force of this Regulation] ACER shall issue recommendations to transmission system operators, distribution system operators and hydrogen network operators and regulatory</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<u>authorities on the methodologies for setting the inter-temporal cost allocation.</u>
Article 4(2a), third subparagraph				
157c				<u>ACER shall update the recommendations at least once every two years.</u>
Article 4(2a), third subparagraph, point (a)				
158	(a) all revenues needed for the financial transfer are collected as a dedicated charge;	<i>deleted</i>	(a) all revenues needed for the financial transfer are collected as a dedicated charge;	<i>deleted</i>
Article 4(2a), third subparagraph, point (b)				
159	(b) the dedicated charge is collected only from exit points to final customers located within the same Member States as the beneficiary of the financial transfer;	<i>deleted</i>	(b) the dedicated charge is collected only from exit points to final customers located within the same Member States as the beneficiary of the financial transfer;	<i>deleted</i>
Article 4(2a), third subparagraph, point (c)				
160	(c) the dedicated charge and financial transfer or the methodologies underlying their	<i>deleted</i>	(c) the dedicated charge and financial transfer or the methodologies underlying their	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	calculation are approved prior to their entry into force by the regulatory authority referred to in Article 70;		calculation are approved prior to their entry into force by the regulatory authority referred to in Article 70 of [recast Gas Directive as proposed in COM(2021) xxx];	
Article 4(2a), third subparagraph, point (d)				
161	(d) the approved dedicated charge and financial transfer and the methodologies, where methodologies are approved are published.	<i>deleted</i>	(d) the approved dedicated charge and financial transfer and the methodologies, where methodologies are approved, are published no later than thirty days before their date of implementation.	<i>deleted</i>
Article 4(2a), third subparagraph, point (e)				
161a		<u>2a. In order to avoid undue and excessive cross-subsidies among first and future users of hydrogen networks, Member States may allow hydrogen network operators to spread network development costs over time, by ensuring that future users pay part of the initial costs. Such an inter-temporal cost allocation mechanism and its underlying methodology shall be subject to approval by the competent regulatory authority</u>		<u>deletion</u>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>referred to in Article 70 of recast Gas Directive. Where Member States apply such a mechanism, they shall put in place a State guarantee to cover the financial risk of hydrogen network operators.</u>		
Article 4(2b)				
161b		<u>2b. By way of derogation from paragraph 2 of this Article, the regulatory authority referred to in Article 70 of recast Gas Directive may allow, as a last resort, where no more cost-efficient options are available, financial transfers between regulated services that are separate within the meaning of paragraph 1. The regulatory authority shall take such a decision only on the basis of an impact assessment that demonstrates the impact of those financial transfers on cross-subsidisation between users of gas networks and users of hydrogen networks and confirms the cost-efficiency of those financial transfers, the fact that the level playing field across Member States is preserved and that the resulting gas network tariffs do</u>		<u>2b. By way of derogation from paragraph 2 of this Article, a Member State may allow financial transfers between regulated services that are separate within the meaning of paragraph 1, provided that the regulatory authority referred to in Article 70 [recast Gas Directive as proposed in COM(2021) xxx]] has established that the financing of networks through network access tariffs paid by its network users only is not viable.</u> <u>The regulatory authority shall inter alia consider in its assessment the value of projected financial transfers, the resulting cross-subsidisation between users of the respective networks and the cost-efficiency of those financial transfers.</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>not unreasonably distort cross-border trade.</u>		<u>The following conditions shall apply to a financial transfer in the meaning of this paragraph 1:</u>
	Article 4(2b), point (a)			
161c		<u>2c. If supported by the impact assessment referred to in paragraph 2b, a Member State may allow financial transfers between regulated services that are separate within the meaning of paragraph 1, provided that:</u>		<u>deletion</u>
	Article 4(2b), point (b)			
161d		<u>(a) all revenues needed for the financial transfer are collected as a dedicated charge;</u>		<u>(a) all revenues needed for the financial transfer are collected as a dedicated charge;</u>
	Article 4(2b), point (c)			
161e		<u>(b) the dedicated charge is collected only from exit points to final customers located within the same Member States as the beneficiary of the financial transfer;</u>		<u>(b) the dedicated charge is collected only from exit points to final customers located within the same Member States as the beneficiary of the financial transfer;</u>
	Article 4(2b), point (d)			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
161f		<u>(c) the dedicated charge and financial transfer or the methodologies underlying their calculation are approved prior to their entry into force by the regulatory authority referred to in Article 70 of recast Gas Directive and their implementation starts at the beginning of a defined gas year;</u>		<u>(c) the dedicated charge and financial transfer or the methodologies underlying their calculation are approved prior to their entry into force by the regulatory authority referred to in Article 70 of recast Gas Directive;</u>
Article 4(2b), point (e)				
161g		<u>(d) the approved dedicated charge and financial transfer and the methodologies, where methodologies are approved are published before their implementation;</u>		<u>(d) the approved dedicated charge and financial transfer and the methodologies, where methodologies are approved, are published no later than thirty days before their date of implementation;</u>
Article 4(2b), point (f)				
161h		<u>(e) ACER has issued a recommendation, in accordance with paragraph 4, and the Commission has been notified of the dedicated charges.</u>		<u>(e) the Commission and ACER have been notified by the Member State that it has allowed financial transfers.</u>
Article 4(3)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
162	3. The regulatory authority may only approve a financial transfer and dedicated charge referred to in paragraph 2, provided that:	3. The regulatory authority may only approve a financial transfer and dedicated charge referred to in paragraph ~~2b~~ , provided that:	3. The regulatory authority may only approve a financial transfer and dedicated charge referred to in paragraph 2, provided that:	3. The regulatory authority may only approve a financial transfer and dedicated charge referred to in paragraph ~~2b~~ , provided that:
Article 4(3), point (a)				
163	(a) network access tariffs are charged to users of the regulatory asset base that benefits from a financial transfer;	(a) network access tariffs are charged to users of the regulatory asset base that benefits from a financial transfer;	(a) network access tariffs are charged to users of the regulatory asset base that benefits from a financial transfer;	(a) network access tariffs are charged to users of the regulatory asset base that benefits from a financial transfer; Text Origin: Commission Proposal
Article 4(3), point (b)				
164	(b) the sum of financial transfers and service revenues collected through network access tariffs cannot be larger than the allowed revenues;	(b) the sum of financial transfers and service revenues collected through network access tariffs cannot be larger than the allowed revenues;	(b) the sum of financial transfers and service revenues collected through network access tariffs ~~cannot be~~ are not larger than the allowed and target revenues;	(b) the sum of financial transfers and service revenues collected through network access tariffs ~~cannot be~~ are not larger than the allowed <u>and target</u> revenues;
Article 4(3), point (c)				
165	(c) a financial transfer is approved for a limited period in time and can never be longer than one third of the depreciation period of the infrastructure concerned.	(c) a financial transfer is approved for a limited period in time and can never be longer than one third of the depreciation period of the infrastructure concerned.	(c) a financial transfer is approved for a limited period in time and, in no event, for a ~~can never be~~ longer period than one third of the remaining depreciation period of	(c) a financial transfer is approved for a limited period in time and, <u>in no event, for a</u> ~~can never be~~ longer <u>period</u> than one third of the <u>remaining</u> depreciation period of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			the infrastructure concerned.	the infrastructure concerned.
	Article 4(3), point (ca)			
165a		<u>3a. Costs associated with feasibility studies related to the repurposing of the networks to hydrogen shall not be considered to be financial transfers between regulated assets.</u>		<u>deletion</u>
	Article 4(4), first subparagraph			
166	4. By [date of adoption +1 year] ACER shall issue recommendations to transmission or network operators and regulatory authorities on the methodologies for:	<u>43b. By ... [one year after the date of adoption +1 year entry into force of this Regulation] ACER shall issue recommendations to transmission system operators or hydrogen network operators and regulatory authorities on the criteria to allow and determine the inter-temporal allocation of network development costs among users of hydrogen network. Where necessary, ACER shall issue</u> methodologies for:	4. By [date of adoption +1 year] ACER shall issue recommendations to transmission, distribution system and hydrogen network operators and regulatory authorities on the methodologies for:	4. ~~By [date of adoption +1 year] ACER shall issue recommendations to transmission~~ <u>ACER may issue recommendations to transmission system operators, distribution system operators and hydrogen</u> network operators and regulatory authorities on the methodologies for:
	Article 4(4), first subparagraph, point (-a)			
166a				deleted

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 4(4), first subparagraph, point (a)				
167	(a) the determination of the value of the assets that are transferred to another regulated asset base and the destination of any profits and losses that may occur as a result;	(a) the determination of the value of the assets that are transferred to another ~~regulated~~ <u>regulatory</u> asset base and the destination of any profits and losses that may occur as a result;	(a) the determination of the value of the assets that are transferred to another ~~regulated~~ <u>regulatory</u> asset base and the destination of any profits and losses that may occur as a result;	(a) the determination of the value of the assets that are transferred to another ~~regulated~~ <u>regulatory</u> asset base and the destination of any profits and losses that may occur as a result;
Article 4(4), first subparagraph, point (b)				
168	(b) the calculation of the size and maximum duration of the financial transfer and dedicated charge;	(b) the calculation of the size and maximum duration of the financial transfer and dedicated charge;	(b) the calculation of the size and maximum duration of the financial transfer and dedicated charge;	(b) the calculation of the size and maximum duration of the financial transfer and dedicated charge; Text Origin: Commission Proposal
Article 4(4), first subparagraph, point (c)				
169	(c) the criteria to allocate contributions to the dedicated charge among final consumers connected to the regulatory asset base.	(c) the criteria to allocate contributions to the dedicated charge among final consumers connected to the regulatory asset base.	(c) the criteria to allocate contributions to the dedicated charge among final consumers connected to the regulatory asset base.	(c) the criteria to allocate contributions to the dedicated charge among final consumers connected to the regulatory asset base. Text Origin: Commission Proposal
Article 4(4), second subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
170	ACER shall update the recommendations at least once every two years.	<u>3c.</u> ACER shall update the recommendations <u>referred to in the first subparagraph</u> at least once every two years.	ACER shall update the recommendations at least once every two years.	<i>deleted</i>
Article 5				
171	Article 5 Third-party access services concerning transmission system operators	Article 5 Third-party access services concerning transmission system operators	Article 5 Third-party access services concerning transmission system operators	Article 5 Third-party access services concerning transmission system operators Text Origin: Commission Proposal
Article 5(1), first subparagraph				
172	1. Transmission system operators shall:	1. Transmission system operators shall:	1. Transmission system operators shall:	1. Transmission system operators shall: Text Origin: Commission Proposal
Article 5(1), first subparagraph, point (a)				
173	(a) ensure that they offer capacity and services on a non-discriminatory basis to all network users;	(a) ensure that they offer capacity and services on a non-discriminatory basis to all network users;	(a) ~~ensure that they~~ offer capacity and services on a non-discriminatory basis to all network users;	(a) ~~ensure that they~~ offer capacity and services on a non-discriminatory basis to all network users; 6.11.2023. provisionally agreed to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Council text Text Origin: Council Mandate
	Article 5(1), first subparagraph, point (b)			
174	(b) provide both firm and interruptible capacity. The price of interruptible capacity shall reflect the probability of interruption;	(b) provide both firm and interruptible capacity. The price of interruptible capacity shall reflect the probability of interruption;	(b) provide both firm and interruptible capacity. The price of interruptible capacity shall reflect the probability of interruption;	(b) provide both firm and interruptible capacity. The price of interruptible capacity shall reflect the probability of interruption; Text Origin: Commission Proposal
	Article 5(1), first subparagraph, point (c)			
175	(c) offer to network users both long and short-term capacity.	(c) offer to network users both long and short-term capacity.	(c) offer to network users both long and short-term capacity.	(c) offer to network users both long and short-term capacity. Text Origin: Commission Proposal
	Article 5(1), second subparagraph			
176	In regard to point (a) of the first subparagraph, where a transmission system operator offers the same service to different customers, it shall do so under equivalent contractual terms and conditions, either using harmonised transport contracts or a common	In regard to point (a) of the first subparagraph, where a transmission system operator offers the same service to different customers, it shall do so under equivalent contractual terms and conditions, either using harmonised transport contracts or a common	In regard to point (a) of the first subparagraph, where a transmission system operator offers the same service to different customers, it shall do so under equivalent contractual terms and conditions, either using harmonised transport contracts or a common	In regard to point (a) of the first subparagraph, where a transmission system operator offers the same service to different customers, it shall do so under equivalent contractual terms and conditions, either using harmonised transport contracts or a common

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	network code approved by the competent authority in accordance with the procedure laid down in Article 72 or 73 of recast Gas Directive as proposed in COM(2021) xxx.	network code approved by the competent authority in accordance with the procedure laid down in Article 72 or 73 of recast Gas Directive as proposed in COM(2021) xxx.	network code approved by the competent authority in accordance with the procedure laid down in Article 72 or 73 of recast Gas Directive as proposed in COM(2021) xxx.	network code approved by the competent authority in accordance with the procedure laid down in Article 72 or 73 of recast Gas Directive as proposed in COM(2021) xxx. Text Origin: Commission Proposal
Article 5(2)				
177	2. Transport contracts signed with non-standard start dates or with a shorter duration than a standard annual transport contract shall not result in arbitrarily higher or lower tariffs that do not reflect the market value of the service, in accordance with the principles laid down in Article 15(1).	2. Transport contracts signed with non-standard start dates or with a shorter duration than a standard annual transport contract shall not result in arbitrarily higher or lower tariffs that do not reflect the market value of the service, in accordance with the principles laid down in Article 15(1).	2. Transport contracts signed with non-standard start dates or with a shorter duration than a standard annual transport contract shall not result in arbitrarily higher or lower tariffs that do not reflect the market value of the service, in accordance with the principles laid down in Article 15(1).	2. Transport contracts signed with non-standard start dates or with a shorter duration than a standard annual transport contract shall not result in arbitrarily higher or lower tariffs that do not reflect the market value of the service, in accordance with the principles laid down in Article 15(1). Text Origin: Commission Proposal
Article 5(3), first subparagraph				
178	3. Where two or more interconnection points connect the same two adjacent entry-exit systems, the adjacent transmission system operators concerned shall offer the available capacities at the	3. Where two or more interconnection points connect the same two adjacent entry-exit systems, the adjacent transmission system operators concerned shall offer the available capacities at the	3. Where two or more interconnection points connect the same two adjacent entry-exit systems, the adjacent transmission system operators concerned shall offer the available capacities at the	3. Where two or more interconnection points connect the same two adjacent entry-exit systems, the adjacent transmission system operators concerned shall offer the available capacities at the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	interconnection points at one virtual interconnection point. Any contracted capacity at the interconnection points, regardless of the date of its conclusion, shall be transferred to the virtual interconnection point.	interconnection points at one virtual interconnection point. Any contracted capacity at the interconnection points, regardless of the date of its conclusion, shall be transferred to the virtual interconnection point.	interconnection points at one virtual interconnection point. Any contracted capacity at the interconnection points, regardless of the date of its conclusion, shall be transferred to the virtual interconnection point.	interconnection points at one virtual interconnection point. Any contracted capacity at the interconnection points, regardless of the date of its conclusion, shall be transferred to the virtual interconnection point. Text Origin: Commission Proposal
Article 5(3), second subparagraph				
179	A virtual interconnection point shall be established only if the following conditions are met:	A virtual interconnection point shall be established only if the following conditions are met:	A virtual interconnection point shall be established only if the following conditions are met:	A virtual interconnection point shall be established only if the following conditions are met: Text Origin: Commission Proposal
Article 5(3), second subparagraph, point (a)				
180	(a) the total technical capacity at the virtual interconnection points shall be equal to or higher than the sum of the technical capacities at each of the interconnection points contributing to the virtual interconnection points;	(a) the total technical capacity at the virtual interconnection points shall be equal to or higher than the sum of the technical capacities at each of the interconnection points contributing to the virtual interconnection points;	(a) the total technical capacity at the virtual interconnection points shall be equal to or higher than the sum of the technical capacities at each of the interconnection points contributing to the virtual interconnection points;	(a) the total technical capacity at the virtual interconnection points shall be equal to or higher than the sum of the technical capacities at each of the interconnection points contributing to the virtual interconnection points; Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 5(3), second subparagraph, point (b)				
181	(b) the virtual interconnection point facilitates the economic and efficient use of the system including but not limited to rules set out in Article 9 and 10 of this Regulation.	(b) the virtual interconnection point facilitates the economic and efficient use of the system including but not limited to rules set out in Article 9 and 10 of this Regulation.	(b) the virtual interconnection point facilitates the economic and efficient use of the system including but not limited to rules set out in Article 9 and 10 of this Regulation.	(b) the virtual interconnection point facilitates the economic and efficient use of the system including but not limited to rules set out in Article 9 and 10 of this Regulation. Text Origin: Commission Proposal
Article 5(4)				
182	4. Where appropriate, third-party access services may be granted subject to appropriate guarantees from network users with respect to the creditworthiness of such users. Such guarantees shall not constitute undue market-entry barriers and shall be non-discriminatory, transparent and proportionate.	4. Where appropriate, third-party access services may be granted subject to appropriate guarantees from network users with respect to the creditworthiness of such users. Such guarantees shall not constitute undue market-entry barriers and shall be non-discriminatory, transparent and proportionate.	4. Where appropriate, third-party access services may be granted subject to appropriate guarantees from network users with respect to the creditworthiness of such users. Such guarantees shall not constitute undue market-entry barriers and shall be non-discriminatory, transparent and proportionate.	4. Where appropriate, third-party access services may be granted subject to appropriate guarantees from network users with respect to the creditworthiness of such users. Such guarantees shall not constitute undue market-entry barriers and shall be non-discriminatory, transparent and proportionate. Text Origin: Commission Proposal
Article 5(5)				
183	5. Transmission system operators shall, if necessary for the purpose of carrying out their functions	5. Transmission system operators shall, if necessary for the purpose of carrying out their functions	5. Transmission system operators shall, if necessary for the purpose of carrying out their functions	5. Transmission system operators shall, if necessary for the purpose of carrying out their functions

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	including in relation to cross-border transmission, have access to the network of other transmission system operators.	including in relation to cross-border transmission, have access to the network of other transmission system operators.	including in relation to cross-border transmission, have access to the network of other transmission system operators.	including in relation to cross-border transmission, have access to the network of other transmission system operators. Text Origin: Commission Proposal
Article 6				
184	Article 6 Third-party access services concerning hydrogen network operators	Article 6 Third-party access services concerning hydrogen network operators	Article 6 Third-party access services concerning hydrogen network operators	Article 6 Third-party access services concerning hydrogen network operators Text Origin: Commission Proposal
Article 6(1)				
185	1. Hydrogen network operators shall offer their services on a non-discriminatory basis to all network users. Where the same service is offered to different customers, it shall be offered under equivalent contractual terms and conditions. Hydrogen network operators shall publish contractual terms and tariffs charged for network access and, if applicable, balancing charges, on their website.	1. Hydrogen network operators shall offer their services on a non-discriminatory basis to all network users. Where the same service is offered to different customers, it shall be offered under equivalent contractual terms and conditions. Hydrogen network operators shall publish contractual terms and tariffs charged for network access and, if applicable, balancing charges, on their website.	1. Hydrogen network operators shall offer their services on a non-discriminatory basis to all network users. Where the same service is offered to different customers, it shall be offered under equivalent contractual terms and conditions. Hydrogen network operators shall publish contractual terms and tariffs charged for network access and, if applicable, balancing charges, on their website.	1. Hydrogen network operators shall offer their services on a non-discriminatory basis to all network users. Where the same service is offered to different customers, it shall be offered under equivalent contractual terms and conditions. Hydrogen network operators shall publish contractual terms and tariffs charged for network access and, if applicable, balancing charges, on their website.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 6(2)				
186	2. The maximum capacity of a hydrogen network shall be made available to market participants, taking into account system integrity and efficient network operation.	2. The maximum capacity of a hydrogen network shall be made available to market participants, taking into account system integrity and efficient network operation.	2. The maximum capacity of a hydrogen network shall be made available to market participants, taking into account system integrity and efficient and safe network operation.	2. The maximum capacity of a hydrogen network shall be made available to market participants, taking into account system integrity and efficient <u>and safe</u> network operation. Provisionally agreed at 01.09. technical meeting Text Origin: Council Mandate
Article 6(4)				
188	4. Hydrogen network operators shall implement and publish non-discriminatory and transparent congestion-management procedures, which also facilitate cross-border exchanges in hydrogen on a non-discriminatory basis.	4. Hydrogen network operators shall implement and publish non-discriminatory and transparent congestion-management procedures, which also facilitate cross-border exchanges in hydrogen on a non-discriminatory basis.	4. Hydrogen network operators shall implement and publish non-discriminatory and transparent congestion-management procedures, which also facilitate cross-border exchanges in hydrogen on a non-discriminatory basis.	4. Hydrogen network operators shall implement and publish non-discriminatory and transparent congestion-management procedures, which also facilitate cross-border exchanges in hydrogen on a non-discriminatory basis. Text Origin: Commission Proposal
Article 6(5)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
189	5. Hydrogen network operators shall regularly assess market demand for new investment, taking into account security of supply and the efficiency of the final hydrogen uses.	5. Hydrogen network operators shall regularly assess market demand for new investment, taking into account security of supply and the efficiency of the final hydrogen uses.	5. Hydrogen network operators shall regularly assess market demand for new investment, taking into account security of supply and the efficiency of the final hydrogen uses.	5. Hydrogen network operators shall regularly assess market demand for new investment, taking into account security of supply and the efficiency of the final hydrogen uses. Text Origin: Commission Proposal
Article 6(6a)				
190a			6a. Member States may decide not to apply paragraph 6 to hydrogen networks which benefit from a derogation pursuant to Article 48 [Recast Gas Directive] and are not connected to another hydrogen network .	<u>6a. Member States may decide not to apply paragraph 6 to hydrogen networks which benefit from a derogation pursuant to Article 48 [Recast Gas Directive] and are not connected to another hydrogen network .</u> Text Origin: Council Mandate
Article 7				
193	Article 7 Third-party access services concerning natural gas storage, hydrogen terminals and LNG facilities and hydrogen storage facilities	Article 7 Third-party access services concerning natural gas storage, hydrogen terminals and LNG facilities and hydrogen storage facilities	Article 7 Third-party access services concerning natural gas- storage, hydrogen terminals and LNG facilities and hydrogen storage facilities	Article 7 Third-party access services concerning natural gas storage, hydrogen terminals and LNG facilities and hydrogen storage facilities Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 7(1)				
194	1. Operators of LNG facilities and hydrogen terminals, hydrogen storage facility operators as well as natural gas storage system operators shall:	1. Operators of LNG facilities and hydrogen terminals, hydrogen storage facility operators as well as natural gas storage system operators shall:	1. Operators of LNG facilities and hydrogen terminals, hydrogen storage facility operators as well as natural gas storage system operators shall:	1. Operators of LNG facilities and hydrogen terminals, hydrogen storage facility operators as well as natural gas storage system operators shall: Text Origin: Commission Proposal
Article 7(1), point (a)				
195	(a) offer services on a non-discriminatory basis to all network users that accommodate market demand; in particular, where an operator of LNG facilities or a hydrogen terminals, hydrogen storage facility or natural gas storage system operator offers the same service to different customers, it shall do so under equivalent contractual terms and conditions;	(a) offer services on a non-discriminatory basis to all network users that accommodate market demand; in particular, where an operator of LNG facilities or a hydrogen terminals, hydrogen storage facility or natural gas storage system operator offers the same service to different customers, it shall do so under equivalent contractual terms and conditions;	(a) offer services on a non-discriminatory basis to all network users that accommodate market demand; in particular, where an operator of LNG facilities or a hydrogen terminals, hydrogen storage facility or natural gas storage system operator offers the same service to different customers, it shall do so under equivalent contractual terms and conditions;	(a) offer services on a non-discriminatory basis to all network users that accommodate market demand; in particular, where an operator of LNG facilities or a hydrogen terminals, hydrogen storage facility or natural gas storage system operator offers the same service to different customers, it shall do so under equivalent contractual terms and conditions; Text Origin: Commission Proposal
Article 7(1), point (b)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
196	(b) offer services that are compatible with the use of the interconnected natural gas and hydrogen transport systems and facilitate access through cooperation with the transmission system operator or hydrogen network operator; and	(b) offer services that are compatible with the use of the interconnected natural gas and hydrogen transport systems and facilitate access through cooperation with the transmission system operator or hydrogen network operator; and	(b) offer services that are compatible with the use of the interconnected natural gas and hydrogen transport systems and facilitate access through cooperation with the transmission system operator or hydrogen network operator; and	(b) offer services that are compatible with the use of the interconnected natural gas and hydrogen transport systems and facilitate access through cooperation with the transmission system operator or hydrogen network operator; and Text Origin: Commission Proposal
Article 7(1), point (c)				
197	(c) make relevant information public, in particular data on the use and availability of services, in a time-frame compatible with the reasonable commercial needs of users of LNG or storage facilities, hydrogen terminals or hydrogen storage facilities, subject to the monitoring of such publication by the regulatory authority.	(c) make relevant information public, in particular data on the use and availability of services, in a time-frame compatible with the reasonable commercial needs of users of LNG or storage facilities, hydrogen terminals or hydrogen storage facilities, subject to the monitoring of such publication by the regulatory authority.	(c) make relevant information public, in particular data on the use and availability of services, in a time-frame compatible with ~~the~~ reasonable commercial needs of users of LNG or storage facilities, hydrogen terminals or hydrogen storage facilities, subject to the monitoring of such publication by the regulatory authority.	(c) make relevant information public, in particular data on the use and availability of services, in a time-frame compatible with ~~the~~ reasonable commercial needs of users of LNG or storage facilities, hydrogen terminals or hydrogen storage facilities, subject to the monitoring of such publication by the regulatory authority. Provisionally agreed at 19/10 ITM Text Origin: Commission Proposal
Article 7(2)				
198				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	2. Each storage system operator shall:	2. Each storage system operator shall:	2. Each storage system operator shall:	2. Each storage system operator shall: Text Origin: Commission Proposal
Article 7(2), point (a)				
199	(a) provide both firm and interruptible third-party access services; the price of interruptible capacity shall reflect the probability of interruption;	(a) provide both firm and interruptible third-party access services; the price of interruptible capacity shall reflect the probability of interruption;	(a) provide both firm and interruptible third-party access services; the price of interruptible capacity shall reflect the probability of interruption;	(a) provide both firm and interruptible third-party access services; the price of interruptible capacity shall reflect the probability of interruption; Text Origin: Commission Proposal
Article 7(2), point (b)				
200	(b) offer to storage facility users both long and short-term services;	(b) offer to storage facility users both long and short-term services;	(b) offer to storage facility users both long and short-term services;	(b) offer to storage facility users both long and short-term services; Text Origin: Commission Proposal
Article 7(2), point (c)				
201	(c) offer to storage facility users both bundled and unbundled services of storage space, injectability and deliverability.	(c) offer to storage facility users both bundled and unbundled services of storage space, injectability and deliverability.	(c) offer to storage facility users both bundled and unbundled services of storage space, injectability and deliverability.	(c) offer to storage facility users both bundled and unbundled services of storage ~~space~~ capacity , ~~injectability and deliverability~~ .

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Provisionally agreed at 19/10 ITM
Article 7(3)				
202	3. Each LNG system operator shall offer to LNG facility users both bundled and unbundled services, within the LNG facility depending on the needs expressed by LNG facility users.	3. Each LNG system operator shall offer to LNG facility users both bundled and unbundled services, within the LNG facility depending on the needs expressed by LNG facility users.	3. Each LNG system operator shall offer to LNG facility users both bundled and unbundled services, within the LNG facility depending on the needs expressed by LNG facility users.	3. Each LNG system operator shall offer to LNG facility users both bundled and unbundled services, within the LNG facility depending on the needs expressed by LNG facility users. Text Origin: Commission Proposal
Article 7(4), first subparagraph				
203	4. LNG and natural gas storage facility contracts shall not result in arbitrarily higher tariffs in cases in which they are signed:	4. LNG and natural gas storage facility contracts shall not result in arbitrarily higher tariffs in cases in which they are signed:	4. LNG and natural gas storage facility contracts shall not result in arbitrarily higher tariffs in cases in which they are signed:	4. LNG and natural gas storage facility contracts shall not result in arbitrarily higher tariffs in cases in which they are signed: Text Origin: Commission Proposal
Article 7(4), first subparagraph, point (a)				
204	(a) outside a natural gas year with non-standard start dates; or	(a) outside a natural gas year with non-standard start dates; or	(a) outside a natural gas year with non-standard start dates; or	(a) outside a natural gas year with non-standard start dates; or Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 7(4), first subparagraph, point (b)				
205	(b) with a shorter duration than a standard LNG and storage facility contract on an annual basis.	(b) with a shorter duration than a standard LNG and storage facility contract on an annual basis.	(b) with a shorter duration than a standard LNG and storage facility contract on an annual basis.	(b) with a shorter duration than a standard LNG and storage facility contract on an annual basis. Text Origin: Commission Proposal
Article 7(4), second subparagraph				
206	Hydrogen storage facility and hydrogen terminal contracts with a shorter duration than a standard LNG and storage facility contract on an annual basis shall not result in arbitrarily higher tariffs.	Hydrogen storage facility and hydrogen terminal contracts with a shorter duration than a standard LNG and storage facility contract on an annual basis shall not result in arbitrarily higher tariffs.	Hydrogen storage facility and hydrogen terminal contracts with a shorter duration than a standard LNG and storage facility contract on an annual basis shall not result in arbitrarily higher tariffs.	Hydrogen storage facility and hydrogen terminal contracts with a shorter duration than a standard LNG and storage facility contract on an annual basis shall not result in arbitrarily higher tariffs. Text Origin: Commission Proposal
Article 7(5)				
207	5. Where appropriate, third-party access services may be granted subject to appropriate guarantees from network users with respect to the creditworthiness of such users. Such guarantees shall not constitute undue market-entry barriers and shall be non-discriminatory, transparent and proportionate.	5. Where appropriate, third-party access services may be granted subject to appropriate guarantees from network users with respect to the creditworthiness of such users. Such guarantees shall not constitute undue market-entry barriers and shall be non-discriminatory, transparent and proportionate.	5. Where appropriate, third-party access services may be granted subject to appropriate guarantees from network users with respect to the creditworthiness of such users. Such guarantees shall not constitute undue market-entry barriers and shall be non-discriminatory, transparent and proportionate.	5. Where appropriate, third-party access services may be granted subject to appropriate guarantees from network users with respect to the creditworthiness of such users. Such guarantees shall not constitute undue market-entry barriers and shall be non-discriminatory, transparent and proportionate.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 7(6)				
208	6. Contractual limits on the required minimum size of LNG facility or hydrogen terminal capacity and natural gas or hydrogen storage capacity shall be justified on the basis of technical constrains and shall permit smaller storage users to gain access to storage services.	6. Contractual limits on the required minimum size of LNG facility or hydrogen terminal capacity and natural gas or hydrogen storage capacity shall be justified on the basis of technical constrains and shall permit smaller storage users to gain access to storage services.	6. Contractual limits on the required minimum size of LNG facility or hydrogen terminal capacity and natural gas or hydrogen storage capacity shall be justified on the basis of technical constrains and shall permit smaller storage users to gain access to storage services.	6. Contractual limits on the required minimum size of LNG facility or hydrogen terminal capacity and natural gas or hydrogen storage capacity shall be justified on the basis of technical constrains and shall permit smaller storage users to gain access to storage services. Text Origin: Commission Proposal
Article 8				
209	Article 8 Market assessment for renewable and low carbon gases by LNG and storage system operators	Article 8 Market assessment for renewable <u>gas</u> and low carbon ~~gases~~ <u>gas</u> by LNG and storage system operators	Article 8 Market assessment for renewable and low carbon gases by LNG and storage system operators	Article 8 Market assessment for renewable and low carbon gases by LNG and storage system operators Gas / gases
Article 8, first paragraph				
210	LNG and storage system operators shall, at least every two years,	LNG and storage system operators shall, <u>in cooperation with relevant</u>	LNG and storage system operators shall, at least every two years,	LNG and storage system operators shall, at least every two years,

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	assess market demand for new investment allowing the use of renewable and low carbon gases in the facilities. When planning new investments, LNG and storage system operators shall assess market demand and take into account security of supply. LNG and storage system operators shall make publicly available any plans regarding new investments allowing the usage of renewable and low carbon gases in their facilities.	<u>regulatory authorities and</u> at least every two years, assess market demand for new investment, allowing the use of renewable <u>gas</u> and low carbon ~~gases~~<u>gas</u> in the facilities, <u>including repurposing for hydrogen derivatives and hydrogen terminals</u>. When planning new investments, LNG and storage system operators shall assess market demand and take into account security of supply, <u>as well as market demand for liquid hydrogen and new related investments</u>. LNG and storage system operators shall make publicly available any plans regarding new investments allowing <u>prioritising</u> the usage of renewable <u>gas</u> and low carbon ~~gases~~<u>gas</u> in their facilities.	assess market demand for new investment allowing the use of renewable and low carbon gases, <u>including hydrogen compounds such as liquid ammonia and liquid organic hydrogen carriers</u>, in the facilities. When planning new investments, LNG and storage system operators shall assess market demand and take into account security of supply. LNG and storage system operators shall make publicly available any plans regarding new investments allowing the usage of renewable and low carbon gases in their facilities.	assess market demand for new investment allowing the use of renewable and low carbon gases, <u>including hydrogen compounds such as liquid ammonia and liquid organic hydrogen carriers</u>, in the facilities. <u>Those operators shall inform relevant regulatory authorities on the outcome of the market demand assessment</u>. When planning new investments, LNG and storage system operators shall assess market demand <u>in view of facilitating the usage of renewable and low-carbon gases in their facilities</u> and take into account security of supply. LNG and storage system operators shall make publicly available any plans regarding new investments allowing the usage of renewable and low carbon gases in their facilities. Provisionally agreed at 18/9 ITM
Article 9				
211	Article 9 Principles of capacity-allocation mechanisms and congestion-management procedures concerning transmission system	Article 9 Principles of capacity-allocation mechanisms and congestion-management procedures concerning transmission system	Article 9 Principles of capacity-allocation mechanisms and congestion-management procedures concerning transmission system	Article 9 Principles of capacity-allocation mechanisms and congestion-management procedures concerning transmission system

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	operators	operators	operators	operators Text Origin: Commission Proposal
Article 9(1)				
212	1. The maximum capacity at all relevant points referred to in Article 30 (3) shall be made available to market participants, taking into account system integrity and efficient network operation.	1. The maximum capacity at all relevant points referred to in Article 30 (3) shall be made available to market participants, taking into account system integrity and efficient network operation.	1. The maximum capacity at all relevant points referred to in Article 30 (3) shall be made available to market participants, taking into account system integrity and efficient network operation.	1. The maximum capacity at all relevant points referred to in Article 30 (3) shall be made available to market participants, taking into account system integrity and efficient network operation. Text Origin: Commission Proposal
Article 9(2)				
213	2. The transmission system operator shall implement and publish non-discriminatory and transparent capacity-allocation mechanisms, which shall:	2. The transmission system operator shall implement and publish non-discriminatory and transparent capacity-allocation mechanisms, which shall:	2. The transmission system operator shall implement and publish non-discriminatory and transparent capacity-allocation mechanisms, which shall:	2. The transmission system operator shall implement and publish non-discriminatory and transparent capacity-allocation mechanisms, which shall: Text Origin: Commission Proposal
Article 9(2), point (b)				
215	(b) be compatible with the market	(b) be compatible with the market	(b) be compatible with the market	(b) be compatible with the market

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	mechanisms including spot markets and trading hubs, while being flexible and capable of adapting to evolving market circumstances; and	mechanisms including spot markets and trading hubs, while being flexible and capable of adapting to evolving market circumstances; and	mechanisms including spot markets and trading hubs, while being flexible and capable of adapting to evolving market circumstances; and	mechanisms including spot markets and trading hubs, while being flexible and capable of adapting to evolving market circumstances; and Text Origin: Commission Proposal
Article 9(2), point (c)				
216	(c) be compatible with the network access systems of the Member States.	(c) be compatible with the network access systems of the Member States.	(c) be compatible with the network access systems of the Member States.	(c) be compatible with the network access systems of the Member States. Text Origin: Commission Proposal
Article 9(3), first subparagraph				
217	3. The transmission system operator shall implement and publish non-discriminatory and transparent congestion-management procedures which facilitate cross-border exchanges in natural gas on a non-discriminatory basis and which shall be based on the following principles:	3. The transmission system operator shall implement and publish non-discriminatory and transparent congestion-management procedures which facilitate cross-border exchanges in natural gas on a non-discriminatory basis and which shall be based on the following principles:	3. The transmission system operator shall implement and publish non-discriminatory and transparent congestion-management procedures which facilitate cross-border exchanges in natural gas on a non-discriminatory basis and which shall be based on the following principles:	3. The transmission system operator shall implement and publish non-discriminatory and transparent congestion-management procedures which facilitate cross-border exchanges in natural gas on a non-discriminatory basis and which shall be based on the following principles: Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 9(3), first subparagraph, point (a)				
218	(a) in the event of contractual congestion, the transmission system operator shall offer unused capacity on the primary market at least on a day-ahead and interruptible basis; and	(a) in the event of contractual congestion, the transmission system operator shall offer unused capacity on the primary market at least on a day-ahead and interruptible basis; and	(a) in the event of contractual congestion, the transmission system operator shall offer unused capacity on the primary market at least on a day-ahead and interruptible basis; and	(a) in the event of contractual congestion, the transmission system operator shall offer unused capacity on the primary market at least on a day-ahead and interruptible basis; and Text Origin: Commission Proposal
Article 9(3), first subparagraph, point (b)				
219	(b) network users who wish to re-sell or sublet their unused contracted capacity on the secondary market shall be entitled to do so.	(b) network users who wish to re-sell or sublet their unused contracted capacity on the secondary market shall be entitled to do so.	(b) network users who wish to re-sell or sublet their unused contracted capacity on the secondary market shall be entitled to do so.	(b) network users who wish to re-sell or sublet their unused contracted capacity on the secondary market shall be entitled to do so. Text Origin: Commission Proposal
Article 9(3), second subparagraph				
220	As regards the first subparagraph, point (a), a Member State may require notification or information of the transmission system operator by network users.	As regards the first subparagraph, point (a), a Member State may require notification or information of the transmission system operator by network users.	As regards the first subparagraph, point (a), a Member State may require notification or information of the transmission system operator by network users.	As regards the first subparagraph, point (a), a Member State may require notification or information of the transmission system operator by network users. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 9(4)			
221	4. Transmission system operators shall regularly assess market demand for new investment taking into account the joint scenario as developed for the integrated network development plan based on Article 51 of [recast Gas Directive as proposed in COM(2021) xxx] as well as security of supply.	4. Transmission system operators shall regularly assess market demand for new investment taking into account the joint scenario as developed for the integrated network development plan based on Article 51 of [recast Gas Directive as proposed in COM(2021) xxx] as well as security of supply.	4. Transmission system operators shall regularly assess market demand for new investment taking into account the joint scenario as developed for the integrated network development plan based on Article 51 of [recast Gas Directive as proposed in COM(2021) xxx] as well as security of supply.	4. Transmission system operators shall regularly assess market demand for new investment taking into account the joint scenario as developed for the integrated network development plan based on Article 51 of [recast Gas Directive as proposed in COM(2021) xxx] as well as security of supply. Text Origin: Commission Proposal
	Article 10			
222	Article 10 Principles of capacity-allocation mechanisms and congestion-management procedures concerning natural gas storage, hydrogen terminals, hydrogen storage facilities and LNG facilities	Article 10 Principles of capacity-allocation mechanisms and congestion-management procedures concerning natural gas storage, hydrogen terminals, hydrogen storage facilities and LNG facilities	Article 10 Principles of capacity-allocation mechanisms and congestion-management procedures concerning natural gas storage, hydrogen terminals, hydrogen storage facilities and LNG facilities	Article 10 Principles of capacity-allocation mechanisms and congestion-management procedures concerning natural gas storage, hydrogen terminals, hydrogen storage facilities and LNG facilities Text Origin: Commission Proposal
	Article 10(1)			
223				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	1. The maximum capacity of a natural gas storage and LNG or hydrogen storage facility as well as of hydrogen terminals shall be made available to market participants, taking into account system integrity and operation.	1. The maximum capacity of a natural gas storage and LNG or hydrogen storage facility as well as of hydrogen terminals shall be made available to market participants, taking into account system integrity and operation.	1. The maximum capacity of a natural gas storage ~~and LNG facility~~ , LNG facility or hydrogen storage facility as well as of hydrogen terminals shall be made available to market participants, taking into account system integrity and operation.	1. The maximum capacity of a natural gas storage ~~and~~ LNG facility, LNG facility or hydrogen storage facility as well as of hydrogen terminals shall be made available to market participants, taking into account system integrity and operation. Provisionally agreed - technical meeting 01.09.2023 Text Origin: Council Mandate
Article 10(2)				
224	2. LNG and hydrogen storage facilities as well as hydrogen terminal and natural gas storage system operators shall implement and publish non-discriminatory and transparent capacity-allocation mechanisms which shall:	2. LNG and hydrogen storage facilities as well as hydrogen terminal and natural gas storage system operators shall implement and publish non-discriminatory and transparent capacity-allocation mechanisms which shall:	2. Operators of LNG and hydrogen storage facilities as well as hydrogen terminal and natural gas storage system operators shall implement and publish non-discriminatory and transparent capacity-allocation mechanisms which shall:	2. Operators of LNG and hydrogen storage facilities as well as hydrogen terminal and natural gas storage system operators shall implement and publish non-discriminatory and transparent capacity-allocation mechanisms which shall: Provisionally agreed - technical meeting 01.09.2023 Text Origin: Council Mandate
Article 10(2), point (a)				
225	(a) provide appropriate economic	(a) provide appropriate economic	(a) provide appropriate economic	(a) provide appropriate economic

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	signals for the efficient and maximum use of capacity and facilitate investment in new infrastructure;	signals for the efficient and maximum use of capacity and facilitate investment in new infrastructure;	signals for the efficient and maximum use of capacity and facilitate investment in new infrastructure;	signals for the efficient and maximum use of capacity and facilitate investment in new infrastructure; Text Origin: Commission Proposal
Article 10(2), point (b)				
226	(b) be compatible with the market mechanism including spot markets and trading hubs, while being flexible and capable of adapting to evolving market circumstances;	(b) be compatible with the market mechanism including spot markets and trading hubs, while being flexible and capable of adapting to evolving market circumstances;	(b) be compatible with the market ~~mechanism~~ mechanisms including spot markets and trading hubs, while being flexible and capable of adapting to evolving market circumstances;	(b) be compatible with the market ~~mechanism~~ mechanisms including spot markets and trading hubs, while being flexible and capable of adapting to evolving market circumstances; Provisionally agreed - technical meeting 01.09.2023 Text Origin: Council Mandate
Article 10(2), point (c)				
227	(c) be compatible with the connected network access systems.	(c) be compatible with the connected network access systems.	(c) be compatible with the connected network access systems.	(c) be compatible with the connected network access systems. Text Origin: Commission Proposal
Article 10(3)				
228				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	3. Contracts for LNG terminals, hydrogen terminals, and hydrogen and natural gas storage facilities shall include measures to prevent capacity-hoarding, by taking into account the following principles, which shall apply in cases of contractual congestion:	3. Contracts for LNG terminals, hydrogen terminals, and hydrogen and natural gas storage facilities shall include measures to prevent capacity-hoarding, by taking into account the following principles, which shall apply in cases of contractual congestion:	3. Contracts for LNG terminals, hydrogen terminals, and hydrogen and natural gas storage facilities shall include measures to prevent capacity-hoarding, by taking into account the following principles, which shall apply in cases of contractual congestion:	3. Contracts for LNG terminals, hydrogen terminals, and hydrogen and natural gas storage facilities shall include measures to prevent capacity-hoarding, by taking into account the following principles, which shall apply in cases of contractual congestion: Text Origin: Commission Proposal
Article 10(3), point (a)				
229	(a) the system operator shall offer unused LNG facility, hydrogen terminal and storage capacity on the primary market without delay; for storage facilities this shall be at least on a day-ahead and interruptible basis;	(a) the system operator shall offer unused LNG facility, hydrogen terminal and storage capacity on the primary market without delay; for storage facilities this shall be at least on a day-ahead and interruptible basis;	(a) the system operator shall offer unused LNG facility, hydrogen terminal and storage capacity on the primary market without delay; for natural gas storage facilities this shall be at least on a day-ahead and interruptible basis;	(a) the system operator shall offer unused ~~LNG facility, hydrogen terminal and storage~~ capacity on the primary market without delay; for <u>natural gas</u> storage facilities this shall be at least on a day-ahead and interruptible basis; Provisionally agreed - technical meeting 01.09.2023 Text Origin: Council Mandate
Article 10(3), point (b)				
230	(b) LNG facility, hydrogen terminal and storage facility users who wish to re-sell their contracted capacity on the secondary market	(b) LNG facility, hydrogen terminal and storage facility users who wish to re-sell their contracted capacity on the secondary market	(b) ~~LNG facility, hydrogen terminal and storage facility~~ Users who wish to re-sell their contracted capacity on the secondary market	(b) ~~LNG facility, hydrogen terminal and storage facility~~ Users who wish to re-sell their contracted capacity on the secondary market

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	shall be entitled to do so; LNG facility, hydrogen terminal and storage system operators, individually or regionally, shall ensure a transparent and non-discriminatory booking platform for LNG facility, hydrogen terminal and storage facility users to re-sell their contracted capacity on the secondary market no later than 18 months after [date of entry into force of this Regulation].	shall be entitled to do so; LNG facility, hydrogen terminal and storage system operators, individually or regionally, shall ensure a transparent and non-discriminatory booking platform for LNG facility, hydrogen terminal and storage facility users to re-sell their contracted capacity on the secondary market no later than 18 months after [date of entry into force of this Regulation].	shall be entitled to do so; LNG facility, hydrogen terminal, hydrogen storage and natural gas ~~and~~ storage system operators, individually or regionally, shall ensure the availability of a transparent and non-discriminatory booking platform for LNG facility, hydrogen terminal, hydrogen storage facility and natural gas ~~and~~ storage facility users to re-sell their contracted capacity on the secondary market no later than 18 months after [date of entry into force of this Regulation].	shall be entitled to do so; LNG facility, hydrogen terminal, <u>hydrogen storage and natural gas</u> ~~and~~ storage system operators, individually or regionally, shall ensure <u>the availability of</u> a transparent and non-discriminatory booking platform for LNG facility, hydrogen terminal, <u>hydrogen storage facility and natural gas</u> ~~and~~ storage facility users to re-sell their contracted capacity on the secondary market no later than 18 months after [date of entry into force of this Regulation]. Provisionally agreed - technical meeting 01.09.2023 Text Origin: Council Mandate
Article 11				
231	Article 11 Trading of capacity rights	Article 11 Trading of capacity rights	Article 11 Trading of capacity rights	Article 11 Trading of capacity rights Text Origin: Commission Proposal
Article 11, first paragraph				
232	Each transmission, storage, LNG and hydrogen system operator shall	Each transmission, storage, LNG and hydrogen system operator shall	Each transmission, storage, LNG and hydrogen system operator shall	Each transmission, storage, LNG and hydrogen system operator shall

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	take reasonable steps to allow capacity rights to be freely tradable and to facilitate such trade in a transparent and non-discriminatory manner. Every such operator shall develop harmonised contracts and procedures for transport, LNG facility, hydrogen terminals and natural gas and hydrogen storage facilities on the primary market to facilitate secondary trade of capacity and shall recognise the transfer of primary capacity rights where notified by system users.	take reasonable steps to allow capacity rights to be freely tradable and to facilitate such trade in a transparent and non-discriminatory manner. Every such operator shall develop harmonised contracts and procedures for transport, LNG facility, hydrogen terminals and natural gas and hydrogen storage facilities on the primary market to facilitate secondary trade of capacity and shall recognise the transfer of primary capacity rights where notified by system users.	take reasonable steps to allow capacity rights to be freely tradable and to facilitate such trade in a transparent and non-discriminatory manner. Every such operator shall develop harmonised contracts and procedures for transport, LNG ~~facility~~ facilities , hydrogen terminals and natural gas and hydrogen storage facilities on the primary market to facilitate secondary trade of capacity and shall recognise the transfer of primary capacity rights where notified by system users.	take reasonable steps to allow capacity rights to be freely tradable and to facilitate such trade in a transparent and non-discriminatory manner. Every such operator shall develop harmonised contracts and procedures for transport, LNG ~~facility~~ facilities , hydrogen terminals and natural gas and hydrogen storage facilities on the primary market to facilitate secondary trade of capacity and shall recognise the transfer of primary capacity rights where notified by system users. Provisionally closed at 18/9 ITM Text Origin: Commission Proposal
	Article 11, second paragraph			
233	The harmonised contracts and procedures shall be notified to the regulatory authorities.	The harmonised contracts and procedures shall be notified to the regulatory authorities.	The harmonised contracts and procedures shall be notified to the regulatory authorities.	The harmonised contracts and procedures shall be notified to the regulatory authorities. Text Origin: Commission Proposal
	Article 12			
234	Article 12	Article 12	Article 12	Article 12

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Balancing rules and imbalance charges	Balancing rules and imbalance charges	Balancing rules and imbalance charges	Balancing rules and imbalance charges Text Origin: Commission Proposal
Article 12(1)				
235	1. Balancing rules shall be designed in a fair, non-discriminatory and transparent manner and shall be based on objective criteria. Balancing rules shall reflect genuine system needs taking into account the resources available to the transmission system operator. Balancing rules shall be market-based.	1. Balancing rules shall be designed in a fair, non-discriminatory and transparent manner and shall be based on objective criteria. Balancing rules shall reflect genuine system needs taking into account the resources available to the transmission system operator. Balancing rules shall be market-based.	1. Balancing rules shall be designed in a fair, non-discriminatory and transparent manner and shall be based on objective criteria. Balancing rules shall reflect genuine system needs taking into account the resources available to the transmission system operator. Balancing rules shall be market-based.	1. Balancing rules shall be designed in a fair, non-discriminatory and transparent manner and shall be based on objective criteria. Balancing rules shall reflect genuine system needs taking into account the resources available to the transmission system operator. Balancing rules shall be market-based. Text Origin: Commission Proposal
Article 12(2), first subparagraph				
236	2. In order to enable network users to take timely corrective action, the transmission system operator shall provide sufficient, well-timed and reliable on-line based information on the balancing status of network users.	2. In order to enable network users to take timely corrective action, the transmission system operator shall provide sufficient, well-timed and reliable on-line based information on the balancing status of network users.	2. In order to enable network users to take timely corrective action, the transmission system operator shall provide sufficient, well-timed and reliable on-line based information on the balancing status of network users.	2. In order to enable network users to take timely corrective action, the transmission system operator shall provide sufficient, well-timed and reliable on-line based information on the balancing status of network users. Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 12(2), second subparagraph				
237	The information provided shall reflect the level of information available to the transmission system operator and the settlement period for which imbalance charges are calculated.	The information provided shall reflect the level of information available to the transmission system operator and the settlement period for which imbalance charges are calculated.	The information provided shall reflect the level of information available to the transmission system operator and the settlement period for which imbalance charges are calculated.	The information provided shall reflect the level of information available to the transmission system operator and the settlement period for which imbalance charges are calculated. Text Origin: Commission Proposal
Article 12(2), third subparagraph				
238	No charge shall be made for the provision of information under this paragraph.	No charge shall be made for the provision of information under this paragraph.	No charge shall be made for the provision of information under this paragraph.	No charge shall be made for the provision of information under this paragraph. Text Origin: Commission Proposal
Article 12(3), first subparagraph				
239	3. Imbalance charges shall be cost-reflective to the extent possible, whilst providing appropriate incentives on network users to balance their input and off-take of gas. They shall avoid cross-subsidisation between network	3. Imbalance charges shall be cost-reflective to the extent possible, whilst providing appropriate incentives on network users to balance their input and off-take of gas. They shall avoid cross-subsidisation between network	3. Imbalance charges shall be cost-reflective to the extent possible, whilst providing appropriate incentives on network users to balance their input and off-take of gas. They shall avoid cross-subsidisation between network	3. Imbalance charges shall be cost-reflective to the extent possible, whilst providing appropriate incentives on network users to balance their input and off-take of gas. They shall avoid cross-subsidisation between network

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	users and shall not hamper the entry of new market entrants.	users and shall not hamper the entry of new market entrants.	users and shall not hamper the entry of new market entrants.	users and shall not hamper the entry of new market entrants. Text Origin: Commission Proposal
Article 12(3), second subparagraph				
240	Any calculation methodology for imbalance charges as well as the final values shall be made public by the competent authorities or the transmission system operator, as appropriate.	Any calculation methodology for imbalance charges as well as the final values shall be made public by the competent authorities or the transmission system operator, as appropriate.	Any calculation methodology for imbalance charges as well as the final values shall be made public by the competent authorities or the transmission system operator, as appropriate.	Any calculation methodology for imbalance charges as well as the final values shall be made public by the competent authorities or the transmission system operator, as appropriate. Text Origin: Commission Proposal
Article 12(4)				
241	4. Member States shall ensure that transmission system operators endeavour to harmonise balancing regimes and streamline structures and levels of balancing charges in order to facilitate gas trade carried out at the virtual trading point.	4. Member States shall ensure that transmission system operators endeavour to harmonise balancing regimes and streamline structures and levels of balancing charges in order to facilitate gas trade carried out at the virtual trading point.	4. Member States shall ensure that transmission system operators endeavour to harmonise balancing regimes and streamline structures and levels of balancing charges in order to facilitate gas trade carried out at the virtual trading point.	4. Member States shall ensure that transmission system operators endeavour to harmonise balancing regimes and streamline structures and levels of balancing charges in order to facilitate gas trade carried out at the virtual trading point. Text Origin: Commission Proposal
Article 13				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
242	Article 13 Certification of transmission system operators and hydrogen network operators	Article 13 Certification of transmission system operators and hydrogen network operators	Article 13 Certification of transmission system operators and hydrogen network operators	Article 13 Certification of transmission system operators and hydrogen network operators Text Origin: Commission Proposal
Article 13(1), first subparagraph				
243	1. The Commission shall examine any notification of a decision on the certification of a transmission system operator or a hydrogen network operator as laid down in Article 65(6) of [the recast gas Directive as proposed in COM(2021)xxx] as soon as it is received. Within two months of the day of receipt of such notification, the Commission shall deliver its opinion to the relevant regulatory authority in regard to its compatibility with Article 65(2) or Article 66, and Article 54 of Recast Gas Directive for transmission system operators, and Article 65 of that Directive for hydrogen network operators.	1. The Commission shall examine any notification of a decision on the certification of a transmission system operator or a hydrogen network operator as laid down in Article 65(6) of [the recast gas Directive as proposed in COM(2021)xxx] as soon as it is received. Within two months of the day of receipt of such notification, the Commission shall deliver its opinion to the relevant regulatory authority in regard to its compatibility with Article 65(2) or Article 66, and Article 54 of Recast Gas Directive for transmission system operators, and Article 65 of that Directive for hydrogen network operators.	1. The Commission shall examine any notification of a decision on the certification of a transmission system operator or a hydrogen network operator as laid down in Article 65(6) of [the recast gas Directive as proposed in COM(2021)xxx] as soon as it is received. Within two months of the day of receipt of such notification, the Commission shall deliver its opinion to the relevant regulatory authority in regard to its compatibility with Article 65(2) or Article 66, and Article 54 of Recast Gas Directive for transmission system operators, and Article ~~65~~ 62 of that Directive for hydrogen network operators.	1. The Commission shall examine any notification of a decision on the certification of a transmission system operator or a hydrogen network operator as laid down in Article 65(6) of [the recast gas Directive as proposed in COM(2021)xxx] as soon as it is received. Within two months of the day of receipt of such notification, the Commission shall deliver its opinion to the relevant regulatory authority in regard to its compatibility with Article 65(2) or Article 66, and Article 54 of Recast Gas Directive for transmission system operators, and Article ~~65~~ 62 of that Directive for hydrogen network operators. Provisionally closed at 18/9 ITM Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 13(1), second subparagraph			
244	When preparing the opinion referred to in the first subparagraph, the Commission may request ACER to provide its opinion on the regulatory authority's decision. In such a case, the two-month period referred to in the first subparagraph shall be extended by two further months.	When preparing the opinion referred to in the first subparagraph, the Commission may request ACER to provide its opinion on the regulatory authority's decision. In such a case, the two-month period referred to in the first subparagraph shall be extended by two further months.	When preparing the opinion referred to in the first subparagraph, the Commission may request ACER to provide its opinion on the regulatory authority's decision. In such a case, the two-month period referred to in the first subparagraph shall be extended by two further months.	When preparing the opinion referred to in the first subparagraph, the Commission may request ACER to provide its opinion on the regulatory authority's decision. In such a case, the two-month period referred to in the first subparagraph shall be extended by two further months. Text Origin: Commission Proposal
	Article 13(1), third subparagraph			
245	In the absence of an opinion by the Commission within the periods referred to in the first and second subparagraphs, the Commission shall be deemed not to raise objections against the regulatory authority's decision.	In the absence of an opinion by the Commission within the periods referred to in the first and second subparagraphs, the Commission shall be deemed not to raise objections against the regulatory authority's decision.	In the absence of an opinion by the Commission within the periods referred to in the first and second subparagraphs, the Commission shall be deemed not to raise objections against the regulatory authority's decision.	In the absence of an opinion by the Commission within the periods referred to in the first and second subparagraphs, the Commission shall be deemed not to raise objections against the regulatory authority's decision. Text Origin: Commission Proposal
	Article 13(2)			
246	2. Within two months of receiving	2. Within two months of receiving	2. Within two months of receiving	2. Within two months of receiving

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	an opinion of the Commission, the regulatory authority shall adopt its final decision regarding the certification of the transmission system operator or hydrogen network operator, taking the utmost account of that opinion. The regulatory authority's decision and the Commission's opinion shall be published together.	an opinion of the Commission, the regulatory authority shall adopt its final decision regarding the certification of the transmission system operator or hydrogen network operator, taking the utmost account of that opinion. The regulatory authority's decision and the Commission's opinion shall be published together.	an opinion of the Commission, the regulatory authority shall adopt its final decision regarding the certification of the transmission system operator or hydrogen network operator, taking the utmost account of that opinion. The regulatory authority's decision and the Commission's opinion shall be published together.	an opinion of the Commission, the regulatory authority shall adopt its final decision regarding the certification of the transmission system operator or hydrogen network operator, taking the utmost account of that opinion. The regulatory authority's decision and the Commission's opinion shall be published together. Text Origin: Commission Proposal
Article 13(3)				
247	3. At any time during the procedure regulatory authorities or the Commission may request from a transmission system operator, hydrogen network operator and/or an undertaking performing any of the functions of production or supply any information relevant to the fulfilment of their tasks under this Article.	3. At any time during the procedure regulatory authorities or the Commission may request from a transmission system operator, hydrogen network operator and/or an undertaking performing any of the functions of production or supply any information relevant to the fulfilment of their tasks under this Article.	3. At any time during the procedure regulatory authorities or the Commission may request from a transmission system operator, a hydrogen network operator and/or an undertaking performing any of the functions of production or supply any information relevant to the fulfilment of their tasks under this Article.	3. At any time during the procedure regulatory authorities or the Commission may request from a transmission system operator, <u>a</u> hydrogen network operator and/or an undertaking performing any of the functions of production or supply any information relevant to the fulfilment of their tasks under this Article. Provisionally closed at 18/9 ITM Text Origin: Council Mandate
Article 13(4)				
248				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	4. Regulatory authorities and the Commission shall preserve the confidentiality of commercially sensitive information.	4. Regulatory authorities and the Commission shall preserve the confidentiality of commercially sensitive information.	4. Regulatory authorities and the Commission shall preserve the confidentiality of commercially sensitive information.	4. Regulatory authorities and the Commission shall preserve the confidentiality of commercially sensitive information. Text Origin: Commission Proposal
Article 13(5)				
249	5. The Commission is empowered to adopt delegated acts in accordance with Article 63 to provide guidelines setting out the details of the procedure to be followed for the application of paragraphs 1 and 2 of this Article.	5. The Commission is empowered to adopt delegated acts in accordance with Article 63 to provide guidelines setting out the details of the procedure to be followed for the application of paragraphs 1 and 2 of this Article.	5. The Commission is empowered to adopt delegated acts in accordance with Article 63 to ~~provide~~ supplement this Regulation by providing guidelines setting out the details of the procedure to be followed for the application of paragraphs 1 and 2 of this Article.	5. The Commission is empowered to adopt delegated acts in accordance with Article 63 to ~~provide~~ supplement this Regulation by providing guidelines setting out the details of the procedure to be followed for the application of paragraphs 1 and 2 of this Article. Provisionally closed at 18/9 ITM Text Origin: Council Mandate
Article 13(6)				
250	6. Where the Commission has received notification of the certification of a transmission system operator under Article 54(10) of recast Gas Directive as proposed in COM(2021) xxx, the Commission shall take a decision	6. Where the Commission has received notification of the certification of a transmission system operator under Article 54(10) of recast Gas Directive as proposed in COM(2021) xxx, the Commission shall take a decision	6. Where the Commission has received notification of the certification of a transmission system operator under Article 54(10) of recast Gas Directive as proposed in COM(2021) xxx, the Commission shall take a decision	6. Where the Commission has received notification of the certification of a transmission system operator under Article 54(10) of recast Gas Directive as proposed in COM(2021) xxx, the Commission shall take a decision

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	relating to certification. The regulatory authority shall comply with the Commission decision.	relating to certification. The regulatory authority shall comply with the Commission decision.	relating to certification. The regulatory authority shall comply with the Commission decision.	relating to certification. The regulatory authority shall comply with the Commission decision. Text Origin: Commission Proposal
Article 13a				
250a			Article 13a Article 13a¹ Certification of storage system operators 1. The whole article incorporates in the text the provision of Article 3a as introduced in the 2009 Gas regulation by Regulation (EU) 2022/1032. [Cross referencing will be adapted at a later stage].	<u>Article 13a</u> <u>Certification of storage system operators</u> Lines 250a-250ab provisionally closed at 18/9 ITM Text Origin: Council Mandate
Article 13a(1), first subparagraph				
250b			1. Member States shall ensure that each storage system operator, including any storage system operator controlled by a transmission system operator, is certified in accordance with the procedure laid down in this Article, either by the national regulatory authority or by another competent authority	<u>1. Member States shall ensure that each storage system operator, including any storage system operator controlled by a transmission system operator, is certified in accordance with the procedure laid down in this Article, either by the national regulatory authority or by another competent authority designated by</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			designated by the Member State concerned pursuant to Article 3(2) of Regulation (EU) 2017/1938 of the European Parliament and of the Council¹ (in either case, “certifying authority”). 1. Regulation (EU) 2017/1938 of the European Parliament and of the Council of 25 October 2017 concerning measures to safeguard the security of gas supply and repealing Regulation (EU) No 994/2010 (OJ L 280, 28.10.2017, p. 1).’.”	<u><i>the Member State concerned pursuant to Article 3(2) of Regulation (EU) 2017/1938 of the European Parliament and of the Council¹ (in either case, “certifying authority”).</i></u> <u><i>1. Regulation (EU) 2017/1938 of the European Parliament and of the Council of 25 October 2017 concerning measures to safeguard the security of gas supply and repealing Regulation (EU) No 994/2010 (OJ L 280, 28.10.2017, p. 1).’.”</i></u> Text Origin: Council Mandate
	Article 13a(1), second subparagraph			
G 250c			This Article also applies to storage system operators controlled by transmission system operators which have already been certified under the unbundling rules laid down in Articles 9, 10 and 11 of Directive 2009/73/EC.	<u><i>This Article also applies to storage system operators controlled by transmission system operators which have already been certified under the unbundling rules laid down in Articles 9, 10 and 11 of Directive 2009/73/EC.</i></u> Text Origin: Council Mandate
	Article 13a(2), first subparagraph			
G 250d			2. The certifying authority shall issue a draft certification decision in respect of storage	<u><i>2. The certifying authority shall issue a draft certification decision in respect of storage system</i></u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			system operators that operate underground gas storage facilities with a capacity of over 3,5 TWh where, regardless of the number of storage system operators, total storage facilities were filled on 31 March 2021 and on 31 March 2022 at a level which, on average, was less than 30 % of their maximum capacity by 1 February 2023 or within 150 working days of the date of receipt of a notification pursuant to paragraph 9.	<u>operators that operate underground gas storage facilities with a capacity of over 3,5 TWh where, regardless of the number of storage system operators, total storage facilities were filled on 31 March 2021 and on 31 March 2022 at a level which, on average, was less than 30 % of their maximum capacity by 1 February 2023 or within 150 working days of the date of receipt of a notification pursuant to paragraph 9.</u> Text Origin: Council Mandate
	Article 13a(2), second subparagraph			
G 250e			In respect of storage system operators as referred to in the first subparagraph, the certifying authority shall make its best efforts to issue a draft certification decision by 1 November 2022.	<u>In respect of storage system operators as referred to in the first subparagraph, the certifying authority shall make its best efforts to issue a draft certification decision by 1 November 2022.</u> Text Origin: Council Mandate
	Article 13a(3)			
G 250f			In respect of all other storage system operators, the certifying	<u>3. In respect of all other storage system operators, the certifying</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			authority shall issue a draft certification decision by 2 January 2024 or within 18 months of the date of receipt of a notification pursuant to paragraph 8 or 9.	<u>authority shall issue a draft certification decision by 2 January 2024 or within 18 months of the date of receipt of a notification pursuant to paragraph 8 or 9.</u> Text Origin: Council Mandate
Article 13a(4)				
250g			3. In considering the risk to the security of energy supply in the Union, the certifying authority shall take into account any security of gas supply risk at national, regional or Union-wide level as well as any mitigation of such risk, resulting, inter alia, from:	<u>3. In considering the risk to the security of energy supply in the Union, the certifying authority shall take into account any security of gas supply risk at national, regional or Union-wide level as well as any mitigation of such risk, resulting, inter alia, from:</u> Text Origin: Council Mandate
Article 13a(4), point (a)				
250h			(a) ownership, supply or other commercial relationships that could negatively affect the incentives and the ability of the storage system operator to fill the underground gas storage facility;	<u>(a) ownership, supply or other commercial relationships that could negatively affect the incentives and the ability of the storage system operator to fill the underground gas storage facility;</u> Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 13a(4), point (b)			
250i			(b) the rights and obligations of the Union with respect to a third country arising under international law, including any agreement concluded with one or more third countries to which the Union is a party and which addresses the issue of the security of energy supply;	<u>(b) the rights and obligations of the Union with respect to a third country arising under international law, including any agreement concluded with one or more third countries to which the Union is a party and which addresses the issue of the security of energy supply;</u> Text Origin: Council Mandate
	Article 13a(4), point (c)			
250j			(c) the rights and obligations of the Member States concerned with respect to a third country arising under agreements concluded by the Member States concerned with one or more third countries, in so far as those agreements comply with Union law; or	<u>(c) the rights and obligations of the Member States concerned with respect to a third country arising under agreements concluded by the Member States concerned with one or more third countries, in so far as those agreements comply with Union law; or</u> Text Origin: Council Mandate
	Article 13a(4), point (d)			
250k			(d) any other specific facts and circumstances of the case.	<u>(d) any other specific facts and circumstances of the case.</u> Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 13a(5)			
2501			4. If the certifying authority concludes that a person who directly or indirectly controls, or exercises any right over, the storage system operator within the meaning of Article 9 of [recast Directive] could endanger the security of energy supply or the essential security interests of the Union or of any Member State, the certifying authority shall refuse the certification. Alternatively, the certifying authority may issue a certification decision subject to conditions to ensure the sufficient mitigation of the risks which could negatively influence the filling of the underground gas storage facilities, provided that the practicability of the conditions can be fully ensured by effective implementation and monitoring. Such conditions may include, in particular, a requirement that the storage system owner or storage system operator transfer management of the storage system.	<u>4. If the certifying authority concludes that a person who directly or indirectly controls, or exercises any right over, the storage system operator within the meaning of Article 9 of [recast Directive] could endanger the security of energy supply or the essential security interests of the Union or of any Member State, the certifying authority shall refuse the certification. Alternatively, the certifying authority may issue a certification decision subject to conditions to ensure the sufficient mitigation of the risks which could negatively influence the filling of the underground gas storage facilities, provided that the practicability of the conditions can be fully ensured by effective implementation and monitoring. Such conditions may include, in particular, a requirement that the storage system owner or storage system operator transfer management of the storage system.</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
	Article 13a(6)			
250m			5. Where the certifying authority concludes that the gas supply risks cannot be mitigated by conditions pursuant to paragraph 4, including by requiring the storage system owner or storage system operator to transfer management of the storage system, and therefore refuses the certification, it shall:	<u>5. Where the certifying authority concludes that the gas supply risks cannot be mitigated by conditions pursuant to paragraph 4, including by requiring the storage system owner or storage system operator to transfer management of the storage system, and therefore refuses the certification, it shall:</u> Text Origin: Council Mandate
	Article 13a(6), point (a)			
250n			(a) require the storage system owner or storage system operator or any person that it considers could endanger the security of energy supply or the essential security interests of the Union or of any Member State to dispose of the shareholding or rights they have over the storage system ownership or storage system operator ownership, and set a time limit for such disposal;	<u>(a) require the storage system owner or storage system operator or any person that it considers could endanger the security of energy supply or the essential security interests of the Union or of any Member State to dispose of the shareholding or rights they have over the storage system ownership or storage system operator ownership, and set a time limit for such disposal;</u> Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 13a(6), point (b)			
250o			(b) order, where appropriate, interim measures, to ensure that such a person is not able to exercise any control or right over that storage system owner or storage system operator until the disposal of the shareholding or rights; and	<u>(b) order, where appropriate, interim measures, to ensure that such a person is not able to exercise any control or right over that storage system owner or storage system operator until the disposal of the shareholding or rights; and</u> Text Origin: Council Mandate
	Article 13a(6), point (c)			
250p			(c) provide for appropriate compensatory measures in accordance with national law.	<u>(c) provide for appropriate compensatory measures in accordance with national law.</u> Text Origin: Council Mandate
	Article 13a(7)			
250q			6. The certifying authority shall notify its draft certification decision to the Commission without delay, together with all relevant information.	<u>6. The certifying authority shall notify its draft certification decision to the Commission without delay, together with all relevant information.</u> Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 13a(8)			
250r			7. The certifying authority shall issue the certification decision within 25 working days of receipt of the Commission's opinion.	<u>7. The certifying authority shall issue the certification decision within 25 working days of receipt of the Commission's opinion.</u> Text Origin: Council Mandate
	Article 13a(9)			
250s			8. Before a newly built underground gas storage facility is put into operation, the storage system operator shall be certified in accordance with paragraphs 1 to 7. The storage system operator shall notify the certifying authority of its intention to put the storage facility into operation.	<u>8. Before a newly built underground gas storage facility is put into operation, the storage system operator shall be certified in accordance with paragraphs 1 to 7. The storage system operator shall notify the certifying authority of its intention to put the storage facility into operation.</u> Text Origin: Council Mandate
	Article 13a(10)			
250t			9. Storage system operators shall notify the relevant certifying authority of any planned transaction which would require a reassessment of their compliance with the certification requirements set out in	<u>9. Storage system operators shall notify the relevant certifying authority of any planned transaction which would require a reassessment of their compliance with the certification requirements set out in paragraphs 1 to 4.</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			paragraphs 1 to 4.	Text Origin: Council Mandate
	Article 13a(11)			
G 250u			10. Certifying authorities shall continuously monitor storage system operators as regards compliance with the certification requirements set out in paragraphs 1 to 4. They shall open a certification procedure to reassess compliance in any of the following circumstances:	<u>10. Certifying authorities shall continuously monitor storage system operators as regards compliance with the certification requirements set out in paragraphs 1 to 4. They shall open a certification procedure to reassess compliance in any of the following circumstances:</u> Text Origin: Council Mandate
	Article 13a(11), point (a)			
G 250v			(a) upon receipt of a notification by the storage system operator pursuant to paragraph 8 or 9;	<u>(a) upon receipt of a notification by the storage system operator pursuant to paragraph 8 or 9;</u> Text Origin: Council Mandate
	Article 13a(11), point (b)			
G 250w			(b) on their own initiative where they have knowledge that a planned change in rights or in influence over a storage system operator could lead to non-	<u>(b) on their own initiative where they have knowledge that a planned change in rights or in influence over a storage system operator could lead to non-</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			compliance with the requirements of paragraphs 1, 2 and 3;	<u>compliance with the requirements of paragraphs 1, 2 and 3;</u> Text Origin: Council Mandate
Article 13a(11), point (c)				
G 250x			(c) upon a reasoned request from the Commission.	<u>(c) upon a reasoned request from the Commission.</u> Text Origin: Council Mandate
Article 13a(12), first subparagraph				
G 250y			11. Member States shall take all necessary measures to ensure the continuous operation of the underground gas storage facilities on their respective territories. Those underground gas storage facilities may cease operations only where technical and safety requirements are not met or where the certifying authority concludes, after having conducted an assessment and having taken into account the opinion of the ENTSO for Gas, that such a cessation would not weaken the security of gas supply at Union or national level.	<u>11. Member States shall take all necessary measures to ensure the continuous operation of the underground gas storage facilities on their respective territories. Those underground gas storage facilities may cease operations only where technical and safety requirements are not met or where the certifying authority concludes, after having conducted an assessment and having taken into account the opinion of the ENTSO for Gas, that such a cessation would not weaken the security of gas supply at Union or national level.</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				ENTSOG - TBC pending discussion on relevant Art Text Origin: Council Mandate
	Article 13a(12), second subparagraph			
G 250z			Appropriate compensatory measures shall be taken, where appropriate, if cessation of operations is not allowed.	<u>Appropriate compensatory measures shall be taken, where appropriate, if cessation of operations is not allowed.</u> Text Origin: Council Mandate
	Article 13a(13)			
G 250aa			12. The Commission may issue guidance on the application of this Article.	<u>12. The Commission may issue guidance on the application of this Article.</u> Text Origin: Council Mandate
	Article 13a(14)			
G 250ab			13. This Article shall not apply to parts of LNG facilities that are used for storage.	<u>13. This Article shall not apply to parts of LNG facilities that are used for storage.</u> Text Origin: Council Mandate
	Article 14			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
251	Article 14 Cooperation of transmission system operators	Article 14 Cooperation of transmission system operators	Article 14 Cooperation of transmission system operators	Article 14 Cooperation of transmission system operators Text Origin: Commission Proposal
Article 14(1)				
252	1. Transmission system operators shall cooperate with other transmission system and infrastructure operators in coordinating the maintenance of their respective networks in order to minimise any disruption of transmission services to network users and transmission system operators in other areas.	1. Transmission system operators shall cooperate with other transmission system and infrastructure operators in coordinating the maintenance of their respective networks in order to minimise any disruption of transmission services to network users and transmission system operators in other areas.	1. Transmission system operators shall cooperate with other transmission system and infrastructure operators in coordinating the maintenance of their respective networks in order to minimise any disruption of transmission services to network users and transmission system operators in other areas.	1. Transmission system operators shall cooperate with other transmission system and infrastructure operators in coordinating the maintenance of their respective networks in order to minimise any disruption of transmission services to network users and transmission system operators in other areas. Text Origin: Commission Proposal
Article 14(2)				
253	2. Transmission system operators shall cooperate with each other as well as with other infrastructure operators with the objective to maximise technical capacity within the entry-exit system and minimize the use of fuel gas to the extent	2. Transmission system operators shall cooperate with each other as well as with other infrastructure operators with the objective to maximise technical capacity within the entry-exit system and minimize the use of fuel gas to the extent	2. Transmission system operators shall cooperate with each other as well as with other infrastructure operators with the objective to maximise technical capacity within the entry-exit system and minimize the use of fuel gas to the extent	2. Transmission system operators shall cooperate with each other as well as with other infrastructure operators with the objective to maximise technical capacity within the entry-exit system and minimize the use of fuel gas to the extent

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	possible.	possible.	possible.	possible. Text Origin: Commission Proposal
Section 2				
254	Section 2 Network access	Section 2 Network access	Section 2 Network access	Section 2 Network access Text Origin: Commission Proposal
Article 15				
255	Article 15 Tariffs for access to networks	Article 15 Tariffs for access to networks	Article 15 Tariffs for access to networks	Article 15 Tariffs for access to networks Text Origin: Commission Proposal
Article 15(1), first subparagraph				
256	1. Tariffs, or the methodologies used to calculate them, applied by the transmission system operators and approved by the regulatory authorities pursuant to Article 72(7) of Recast Gas Directive, as well as tariffs published pursuant to Article 27(1) of that Directive, shall be transparent, take into account the need for system	1. Tariffs, or the methodologies used to calculate them, applied by the transmission system operators and approved by the regulatory authorities pursuant to Article 72(7) of Recast Gas Directive, as well as tariffs published pursuant to Article 27(1) of that Directive, shall be transparent, take into account the need for system	1. Tariffs, or the methodologies used to calculate them, applied by the transmission system operators and approved by the regulatory authorities pursuant to Article 72(7) of Recast Gas Directive, as well as tariffs published pursuant to Article 27(1) of that Directive, shall be transparent, take into account the need for system	1. Tariffs, or the methodologies used to calculate them, applied by the transmission system operators and approved by the regulatory authorities pursuant to Article 72(7) of Recast Gas Directive, as well as tariffs published pursuant to Article 27(1) of that Directive, shall be transparent, take into account the need for system

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	integrity and its improvement and reflect the actual costs incurred, insofar as such costs correspond to those of an efficient and structurally comparable network operator and are transparent, whilst including an appropriate return on investments. Tariffs, or the methodologies used to calculate them, shall be applied in a non discriminatory manner.	integrity and its improvement and reflect the actual costs incurred, insofar as such costs correspond to those of an efficient and structurally comparable network operator and are transparent, whilst including an appropriate return on investments. Tariffs, or the methodologies used to calculate them, shall be applied in a non discriminatory manner.	integrity and its improvement and reflect the actual costs incurred, insofar as such costs correspond to those of an efficient and structurally comparable network operator and are transparent, whilst including an appropriate return on investments. Tariffs, or the methodologies used to calculate them, shall be applied in a non discriminatory manner.	integrity and its improvement and reflect the actual costs incurred, insofar as such costs correspond to those of an efficient and structurally comparable network operator and are transparent, whilst including an appropriate return on investments. Tariffs, or the methodologies used to calculate them, shall be applied in a non discriminatory manner. Text Origin: Commission Proposal
Article 15(1), second subparagraph				
257	Tariffs may also be determined through market-based arrangements, such as auctions, provided that such arrangements and the revenues arising therefrom are approved by the regulatory authority.	Tariffs may also be determined through market-based arrangements, such as auctions, provided that such arrangements and the revenues arising therefrom are approved by the regulatory authority.	Tariffs may also be determined through market-based arrangements, such as auctions, provided that such arrangements and the revenues arising therefrom are approved by the regulatory authority.	Tariffs may also be determined through market-based arrangements, such as auctions, provided that such arrangements and the revenues arising therefrom are approved by the regulatory authority. Text Origin: Commission Proposal
Article 15(1), third subparagraph				
258	Tariffs, or the methodologies used to calculate them, shall facilitate efficient gas trade and competition,	Tariffs, or the methodologies used to calculate them, shall facilitate efficient gas trade and competition,	Tariffs, or the methodologies used to calculate them, shall facilitate efficient gas trade and competition,	Tariffs, or the methodologies used to calculate them, shall facilitate efficient gas trade and competition,

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	while at the same time avoiding cross-subsidies between network users and providing incentives for investment and maintaining or creating interoperability for transmission networks.	while at the same time avoiding cross-subsidies between network users and providing incentives for investment and maintaining or creating interoperability for transmission networks. <u><i>They shall aim to avoid creating incentives for the practice of blending hydrogen into the natural gas system for the purpose of increasing the volume of natural gas transported or stored or of prolonging the lifetime of natural gas infrastructure.</i></u>	while at the same time avoiding cross-subsidies between network users and providing incentives for investment and maintaining or creating interoperability for transmission networks.	while at the same time avoiding cross-subsidies between network users and providing incentives for investment and maintaining or creating interoperability for transmission networks.
Article 15(1), fourth subparagraph				
259	Tariffs for network users shall be non-discriminatory and set separately for every entry point into or exit point out of the transmission system. Cost-allocation mechanisms and rate setting methodology regarding entry points and exit points shall be approved by the regulatory authorities. Member States shall ensure that network charges shall not be calculated on the basis of contract paths.	Tariffs for network users shall be non-discriminatory and set separately for every entry point into or exit point out of the transmission system. Cost-allocation mechanisms and rate setting methodology regarding entry points and exit points shall be approved by the regulatory authorities. Member States shall ensure that network charges shall not be calculated on the basis of contract paths.	Tariffs for network users shall be non-discriminatory and set separately for every entry point into or exit point out of the transmission system. Cost-allocation mechanisms and rate setting methodology regarding entry points and exit points shall be approved by the regulatory authorities. Member States shall ensure that network charges shall not be calculated on the basis of contract paths.	Tariffs for network users shall be non-discriminatory and set separately for every entry point into or exit point out of the transmission system. Cost-allocation mechanisms and rate setting methodology regarding entry points and exit points shall be approved by the regulatory authorities. Member States shall ensure that network charges shall not be calculated on the basis of contract paths. <u>Text Origin: Commission Proposal</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 15(2)			
260	2. Tariffs for network access shall neither restrict market liquidity nor distort trade across borders of different transmission systems. Where differences in tariff structures would hamper trade across transmission systems, and notwithstanding Article 72(7) of Recast Gas Directive, transmission system operators shall, in close cooperation with the relevant national authorities, actively pursue convergence of tariff structures and charging principles.	2. Tariffs for network access shall neither restrict market liquidity nor distort trade across borders of different transmission systems. Where differences in tariff structures would hamper trade across transmission systems, and notwithstanding Article 72(7) of Recast Gas Directive, transmission system operators shall, in close cooperation with the relevant national authorities, actively pursue convergence of tariff structures and charging principles.	2. Tariffs for network access shall neither restrict market liquidity nor distort trade across borders of different transmission systems. Where differences in tariff structures would hamper trade across transmission systems, and notwithstanding Article 72(7) of Recast Gas Directive, transmission system operators shall, in close cooperation with the relevant national authorities, actively pursue convergence of tariff structures and charging principles.	2. Tariffs for network access shall neither restrict market liquidity nor distort trade across borders of different transmission systems. Where differences in tariff structures would hamper trade across transmission systems, and notwithstanding Article 72(7) of Recast Gas Directive, transmission system operators shall, in close cooperation with the relevant national authorities, actively pursue convergence of tariff structures and charging principles. Text Origin: Commission Proposal
	Article 15(2a)			
260a		<u>2a. The regulatory authority may apply a discount of up to 100% to capacity-based transmission and distribution tariffs at entry points from and exit points to underground storage facilities and LNG facilities, unless and to the extent that such a facility is connected to more than one</u>		<u>2a. The national regulatory authority may apply a discount of up to 100 % to capacity-based transmission and distribution tariffs at entry points from, and exit points to, underground gas storage facilities and at entry points from LNG facilities, unless and to the extent that such a</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>transmission or distribution network and is used to compete with an interconnection point. The Commission shall re-examine that tariff discount by ... [five years after the date of entry into force of this Regulation]. The Commission shall assess whether the level of the discount set out in this paragraph remains adequate for the purpose of increasing security of supply and in light of the storage obligation pursuant to Article 6a of Regulation (EU) 2017/1938 of the European Parliament and of the Council¹.</u> <u>1. Regulation (EU) 2017/1938 of the European Parliament and of the Council of 25 October 2017 concerning measures to safeguard the security of gas supply and repealing Regulation (EU) No 994/2010 (OJ L 280, 28.10.2017, p. 1).</u>	PUBLIC	<u>storage facility which is connected to more than one transmission or distribution network is used to compete with an interconnection point. This paragraph shall apply until 31 December 2025.</u> <u>From 31 December 2025, the national regulatory authority may apply a discount of up to 100% referred to in the first subparagraph for the purposes of increasing security of supply. The national regulatory authority shall re-examine that tariff discount and its contribution to security of supply every regulatory period within the periodic consultation carried out according to the network code adopted pursuant to Article 53(1), first subparagraph, point (e).</u>
	Article 15(2b)			
260b			3. ¹ The national regulatory authority may apply a discount of up to 100 % to capacity-based transmission and distribution tariffs at entry points from, and exit points to, underground gas storage facilities and LNG facilities, unless and to the extent	<u>Deleted</u> Covered in line 260a

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			that such a facility which is connected to more than one transmission or distribution network is used to compete with an interconnection point. This paragraph shall apply until 31 December 2025. 1. From Regulation (EU) 2022/1032	
Article 15(2c)				
260c			4. Regulatory authorities may merge adjacent entry-exit systems with a view to enable a full or partial regional integration where tariffs can be abolished at the interconnection points between the concerning entry-exit systems. Following the public consultation by the regulatory authorities or the transmission system operators, the regulatory authorities may approve a common tariff and an effective compensation mechanism between transmission system operators for the redistribution of costs on account of the abolished interconnection points.	<u>4. Regulatory authorities may merge adjacent entry-exit systems with a view to enable a full or partial regional integration where tariffs can be abolished at the interconnection points between the concerning entry-exit systems. Following the public consultation by the regulatory authorities or the transmission system operators, the regulatory authorities may approve a common tariff and an effective compensation mechanism between transmission system operators for the redistribution of costs on account of the abolished interconnection points.</u>
Article 15(2d)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
260d				<u>2d. Member States with more than one interconnected entry-exit system or more than one network operator within one entry-exit system, may implement a uniform network tariff with the aim to create a level playing field for network users, provided that a network plan has been approved and a compensation mechanism between the network operators is implemented.</u>
Article 16				
261	Article 16 Tariff discounts for renewable and low carbon gases	Article 16 Tariff discounts for renewable <u>gas</u> and low carbon ~~gases~~ <u>gas</u>	Article 16 Tariff discounts for renewable and low carbon gases	Article 16 Tariff discounts for renewable <u>gas</u> and low carbon ~~gases~~ <u>gas</u> 'gas /gases to be checked at technical level' Text Origin: EP Mandate
Article 16a				
261a		<u>Regulatory authorities shall assess whether to offer support to lower grid connection costs and fees for renewable gas and low-carbon gas production facilities.</u>		<u>deleted</u> Compromise text regarding the enabling framework to be proposed in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				the directive
Article 16(1)				
262	1. When setting tariffs, a discount for renewable and low carbon gases shall be applied to:	<i>deleted</i>	1. When setting tariffs, a discount for renewable and low carbon gases shall be applied to:	1. When setting tariffs, a discount for renewable and low carbon gases shall be applied to:
Article 16(1), point (a)				
263	(a) entry points from renewable and low carbon production facilities. A discount of 75% shall be applied to the respective capacity-based tariffs for the purposes of scaling-up the injection of renewable and low-carbon gases;	<i>deleted</i>	(a) entry points from renewable and low carbon production facilities. A discount of 75% ~~[100]~~ % shall be applied to the respective capacity-based tariffs for the purposes of scaling-up the injection of renewable gases and a discount of [75]% to and low-carbon gases;	(a) <u>(a)</u> entry points from renewable and low carbon production facilities. A discount of ~~75%~~ <u>100%</u> shall be applied to the respective capacity-based tariffs for the purposes of scaling-up the injection of renewable <u>gases and a discount of 75% to</u> ~~and~~ low-carbon gases;
Article 16(1), point (b)				
264	(b) capacity-based transmission tariffs at entry points from and exit points to storage facilities, unless a storage facility is connected to more than one transmission or distribution network and used to compete with an interconnection point. Such a discount shall be set at a level of 75% in the Member	<i>deleted</i>	(b) capacity-based transmission tariffs at entry points from and exit points to storage facilities, unless a storage facility is connected to more than one transmission or distribution network and used to compete with an interconnection point. Such a discount shall be set at a level of ~~75%~~ [100] % in the	(b) <u>(b)</u> capacity-based transmission tariffs at entry points from and exit points to storage facilities, unless a storage facility is connected to more than one transmission or distribution network and used to compete with an interconnection point. Such a discount shall be set at a level of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	States where the renewable and low carbon gas was first injected into system.		Member States where the renewable and low carbon gas was first injected into the system.	~~75%~~ <u>100%</u> in the Member States where the renewable and low carbon gas was first injected into <u>the</u> system.
Article 16(2)				
265	2. Regulatory authorities may set discount rates lower than those set in paragraph 1 of this Article provided that the discount is in line with the general tariff principles as set out in Article 15 and in particular the principle of cost-reflectiveness, taking into account a need for stable financial frameworks for existing investments where appropriate, and the advancement of the roll-out of renewable and low-carbon gases in the Member State concerned.	<i>deleted</i>	<i>paragraph moved to the end of article (line 273a) and modified</i>	<i>deleted</i>
Article 16(3)				
266	3. Details on the discounts granted in accordance with paragraph 1 may be set in the network code on tariff structures as referred to in Article 52(1), point (e).	<i>deleted</i>	3. Details on the discounts granted in accordance with paragraph 1 may be set in the network code on tariff structures as referred to in Article ~~52(1)~~ 53(1) , point (e).	3. Details on the discounts granted in accordance with paragraph 1 may be set in the network code on tariff structures as referred to in Article ~~52(1)~~ <u>53(1)</u> , point (e).
Article 16(4)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
267	4. The Commission shall re-examine the tariff reductions pursuant to paragraph 1 [5 years after entry into force of the Regulation]. It shall issue a report providing an overview of their implementation and assess whether the level of the reductions set in paragraph 1 is still adequate in view of the latest market developments. The Commission shall be empowered to adopt delegated acts in accordance with Article 63 in order to change the discount levels as set in paragraph 1.	<i>deleted</i>	4. The Commission shall re-examine the tariff reductions pursuant to paragraph 1 and 5 [5 years after entry into force of the Regulation]. It shall issue a report providing an overview of their implementation and assess whether the level of the reductions set in paragraph 1 and 5 is still adequate in view of the latest market developments. The Commission shall be empowered to adopt delegated acts in accordance with Article 63 ~~in order to change~~ to amend this Regulation by changing the discount levels as set in paragraph 1 and 5 .	4. The Commission shall <u>periodically</u> re-examine the tariff reductions pursuant to ~~paragraph 1~~ <u>paragraphs 1 and 5</u> [5 years after entry into force of the Regulation <u>and every X years</u>]. It shall issue a report providing an overview of their implementation and assess whether the level of the reductions set in ~~paragraph 1~~ <u>paragraphs 1 and 5</u> is still adequate in view of the latest market developments. The Commission shall be empowered to adopt delegated acts in accordance with Article 63 ~~in order to change~~ <u>to amend this Regulation by changing</u> the discount levels as set in ~~paragraph 1~~ <u>paragraphs 1 and 5</u> .
Article 16(5), first subparagraph				
268	5. As of 1 January in the year after the adoption, network users shall receive a discount of 100% on the regulated tariff from the transmission system operator at all interconnection points, including entry points from and exit points to third countries as well as entry points from LNG terminals for renewable and low-carbon gases,	<i>deleted</i>	5. As of 1 January in ~~the~~ [year after the adoption], network users shall receive a discount of ~~100%~~ [100]% on the ~~regulated~~ capacity-based tariff from the transmission system operator at ~~all~~ interconnection points, ~~including entry points from and exit points to third countries as well as entry points from LNG~~	5. As of 1 January in ~~the~~ [year after the adoption], network users shall receive a discount of 100% on the ~~regulated~~ capacity-based tariff from the transmission system operator at ~~all~~ interconnection points, ~~including entry points from and exit points to third countries as well as entry points from LNG terminals for renewable and~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	after providing the respective transmission system operator with a proof of sustainability, based on a valid sustainability certificate pursuant to Articles 29 and 30 of Directive (EU) 2018/2001 of the European Parliament and of the Council¹ and registered in the Union database. ¹. Directive (EU) 2018/2001 of the European Parliament and of the Council of 11 December 2018 on the promotion of the use of energy from renewable sources (OJ L 328, 21.12.2018, p. 82).		terminals for renewable and between Member States, for renewable gases and [75]% for low-carbon gases, after providing the respective transmission system operator with a proof of sustainability, based on a valid sustainability certificate pursuant to Articles 29 and 30 of Directive (EU) ~~2018/2001 of~~ 2018/2001 of the European Parliament and of the Council¹ and registered in the Union database. ¹. Directive (EU) 2018/2001 of the European Parliament and of the Council of 11 December 2018 on the promotion of the use of energy from renewable sources (OJ L 328, 21.12.2018, p. 82).	<u>between Member States, for renewable gases and [75]% for</u> low-carbon gases, after providing the respective transmission system operator with a proof of sustainability, based on a valid sustainability certificate pursuant to Articles 29 and 30 of Directive (EU) ~~2018/2001 of~~ <u>2018/2001 of</u> the European Parliament and of the Council^{~~1~~} and registered in the Union database. ~~¹. Directive (EU) 2018/2001 of the European Parliament and of the Council of 11 December 2018 on the promotion of the use of energy from renewable sources (OJ L 328, 21.12.2018, p. 82).~~
Article 16(5), second subparagraph				
G 269	With regard to this discount:	<i>deleted</i>	With regard to ~~this~~ the discount referred to in the first subparagraph:	With regard to ~~this~~ <u>the discount referred to in the first subparagraph:</u>
Article 16(5), second subparagraph, point (a)				
G 270	(a) Transmission system operators shall be required to provide the discount only for the shortest possible route in terms of border crossings between the location of	<i>deleted</i>	(a) Transmission system operators shall be required to provide the discount only for the shortest possible route in terms of border crossings between the location of	(a) Transmission system operators shall be required to provide the discount only for the shortest possible route in terms of border crossings between the location of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	where the specific proof of sustainability declaration, based on the sustainability certificate, was first recorded in the Union database and where it has been cancelled as considered consumed. Any potential auction premium shall not be covered by the discount.		where the specific proof of sustainability declaration, based on the sustainability certificate, was first recorded in the Union database and where it has been cancelled as considered consumed. Any potential auction premium shall not be covered by the discount.	where the specific proof of sustainability declaration, based on the sustainability certificate, was first recorded in the Union database and where it has been cancelled as considered consumed. Any potential auction premium shall not be covered by the discount.
	Article 16(5), second subparagraph, point (b)			
271	(b) Transmission system operators shall provide information on actual and expected volumes of renewable and low carbon gases and the effect of applying the tariff discount on their revenues towards the respective regulatory authority. Regulatory authorities shall monitor and assess the impact of the discount on tariff stability.	<i>deleted</i>	(b) Transmission system operators shall provide information on actual and expected volumes of renewable and low carbon gases and the effect of applying the tariff discount on their revenues towards the respective regulatory authority. Regulatory authorities shall monitor and assess the impact of the discount on tariff stability.	(b) Transmission system operators shall provide information on actual and expected volumes of renewable and low carbon gases and the effect of applying the tariff discount on their revenues towards the respective regulatory authority. Regulatory authorities shall monitor and assess the impact of the discount on tariff stability.
	Article 16(5), second subparagraph, point (c)			
272	(c) Once the revenue of a transmission system operator from these specific tariffs is reduced by 10% as a result of applying the discount, the affected and all neighbouring transmission system operators are required to negotiate	<i>deleted</i>	(c) Once the revenue of a transmission system operator from these specific tariffs is reduced by 10% as a result of applying the discount, the affected and all neighbouring transmission system operators ~~are required to~~ shall	(c) Once the revenue of a transmission system operator from these specific tariffs is reduced by 10% as a result of applying the discount, the affected and all neighbouring transmission system operators ~~are required to~~ <u>shall</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	an inter transmission system operator compensation mechanism. The system operators concerned shall agree within 3 years. Where within that time period no agreement is reached, the involved regulatory authorities shall decide jointly on an appropriate inter transmission system operator compensation mechanism within 2 years. In absence of agreement among the regulatory authorities, Article 6 of ACER Regulation shall apply. Where the regulatory authorities have not been able to reach agreement within 2 years, or upon their joint request, ACER shall decide, in accordance with the second subparagraph of Article 6(10) of Regulation (EU) 2019/942.		negotiate an inter transmission system operator compensation mechanism. The transmission system operators concerned shall agree within 3 years. Where within that time period no agreement is reached, the involved regulatory authorities shall decide jointly on an appropriate inter transmission system operator compensation mechanism within 2 years. In absence of agreement among the regulatory authorities, Article 6 of ACER Regulation shall apply. Where the regulatory authorities have not been able to reach agreement within 2 years, or upon their joint request, ACER shall decide, in accordance with the second subparagraph of Article 6(10) of Regulation (EU) 2019/942.	negotiate an inter transmission system operator compensation mechanism. The <u>transmission</u> system operators concerned shall agree within 3 years. Where within that time period no agreement is reached, the involved regulatory authorities shall decide jointly on an appropriate inter transmission system operator compensation mechanism within 2 years. In absence of agreement among the regulatory authorities, Article 6 of ACER Regulation shall apply. Where the regulatory authorities have not been able to reach agreement within 2 years, or upon their joint request, ACER shall decide, in accordance with the second subparagraph of Article 6(10) of Regulation (EU) 2019/942.
	Article 16(5), second subparagraph, point (d)			
273	(d) Further details required to implement the discount for renewable and low carbon gases, such as the calculation of the eligible capacity for which the discount applies and the required processes, shall be set in a network code established on the basis of	<i>deleted</i>	(d) Further details required to implement the discount for renewable and low carbon gases, such as the calculation of the eligible capacity for which the discount applies and the required processes, shall be set in a network code established on the basis of	(d) Further details required to implement the discount for renewable and low carbon gases, such as the calculation of the eligible capacity for which the discount applies and the required processes, shall be set in a network code established on the basis of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 53 of this Regulation.		Article 53 of this Regulation.	Article 53 of this Regulation.
	Article 16(5a)			
273a			6. By way of derogation from paragraphs 1 and 5, regulatory authorities may decide not to apply discounts or to set discount rates lower than those set in paragraph 1 and 5 provided that it is in line with the general tariff principles as set out in Article 15 and in particular the principle of cost-reflectiveness, taking into account the need for stable financial frameworks for existing investments, the advancement of the roll-out of renewable and low-carbon gases in the Member State concerned and the existence of alternative support mechanisms for scaling up the use of renewable or low carbon gases, where appropriate. Moved from paragraph 2 (line 265) and modified	<u>5a. By way of derogation from paragraphs 1 and 5, regulatory authorities may decide not to apply discounts or to set discount rates lower than those set in paragraphs 1 and 5, provided that such derogation is in line with the general tariff principles as set out in Article 15 and in particular the principle of cost-reflectiveness, where one of the following criteria is met:</u> <u>a) the derogation is necessary for the efficient operation of the transmission system operator, to ensure stable financial frameworks for existing investments or to avoid undue cross-subsidies, distortion to cross-border trade or ineffective inter-TSO compensation mechanism;</u> <u>b) the application of discounts or the discounts rates set in paragraph 1 to 5 is not necessary due to the degree of advancement of the roll-out of renewable and low-carbon gases in the Member State concerned or the existence</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<u>of alternative support mechanisms for scaling up the use of renewable or low carbon gases.</u> to be fine tuned in technical cleaning
Article 17				
274	Article 17 Revenues of gas transmission system operators	Article 17 Revenues of gas transmission system operators	Article 17 Revenues of gas transmission system operators	Discussed at 19/10 ITM - LL to check if to keep 'gas' for clarity
Article 17(1)				
275	1. As of [1 year after transposition], the relevant regulatory authority shall ensure transparency on the methodologies, parameters and values used to determine allowed or target revenues of transmission system operators. The regulatory authority shall publish the information referred to in Annex I, or shall require the publication by the relevant transmission system operator. This information shall be made available in a user-friendly format, and to the extent possible, in one or more commonly understood languages.	1. As of [1 year after transposition], the relevant regulatory authority shall ensure transparency on the methodologies, parameters and values used to determine allowed or target revenues of transmission system operators. The regulatory authority shall publish the information referred to in Annex I, or shall require the publication by the relevant transmission system operator. This information shall be made available in a user-friendly format, and to the extent possible, in one or more commonly understood languages.	1. As of [1 year after ~~transposition~~ adoption], the relevant regulatory authority shall ensure transparency on the methodologies, parameters and values used to determine allowed or target revenues of transmission system operators. The regulatory authority shall publish the information referred to in Annex I, or shall require the publication by the relevant transmission system operator subject to the protection of commercially sensitive data . This information shall be made available in a ~~user-friendly~~ freely accessible, downloadable and read only format, and to the extent	1. As of [1 year after ~~transposition~~ adoption], the relevant regulatory authority shall ensure transparency on the methodologies, parameters and values used to determine allowed or target revenues of transmission system operators. The regulatory authority shall publish the information referred to in Annex I, or shall require the publication by the relevant transmission system operator <u>subject to the protection of data considered by the relevant regulatory authority to be commercially sensitive</u> . This information shall be made available in a ~~user-friendly~~ <u>freely</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			possible, in one or more commonly understood languages.	<u>accessible, downloadable and read only</u> format, and to the extent possible, in one or more commonly understood languages.
Article 17(2)				
276	2. The costs of the transmission system operator shall be subject to an efficiency comparison between Union transmission system operators, to be appropriately defined by ACER. ACER shall publish on [3 years after transposition] and every four years thereafter a study comparing the efficiency of Union transmission system operators' costs. The relevant regulatory authorities and the transmission system operators shall provide ACER with all the data necessary for this comparison. The results of such comparison shall be taken into account by the relevant regulatory authorities, together with national circumstances, when periodically setting the allowed or target revenues of transmission system operators.	2. The costs of the transmission system operator shall be subject to an efficiency comparison between Union transmission system operators, to be appropriately defined by ACER. ACER shall publish on [3 years after transposition] and every four years thereafter a study comparing the efficiency of Union transmission system operators' costs. The relevant regulatory authorities and the transmission system operators shall provide ACER with all the data necessary for this comparison. The results of such comparison shall be taken into account by the relevant regulatory authorities, together with national circumstances, when periodically setting the allowed or target revenues of transmission system operators.	2. The costs of the transmission system operator shall be subject to an efficiency comparison between Union transmission system operators, to be appropriately defined by ACER. ACER shall publish on [3 years after ~~transposition~~adoption] and every four years thereafter a study comparing the efficiency of Union transmission system operators' costs and publish the main results, subject to the protection of commercially sensitive data. The relevant regulatory authorities and the transmission system operators shall provide ACER with all the data necessary for this comparison. The results of such comparison shall be taken into account by the relevant regulatory authorities, together with national circumstances, when periodically setting the allowed or target revenues of transmission system operators.	2. The costs of the transmission system operator shall be subject to an efficiency comparison between Union transmission system operators, to be appropriately defined by ACER. ACER shall publish on [3 years after ~~transposition~~adoption] and every four years thereafter a study comparing the efficiency of Union transmission system operators' costs, <u>subject to the protection of data considered by ACER to be commercially sensitive</u>. The relevant regulatory authorities and the transmission system operators shall provide ACER with all the data necessary for this comparison. The results of such comparison shall be taken into account by the relevant regulatory authorities, together with national circumstances, when periodically setting the allowed or target revenues of transmission system operators.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 17(3)			
277	3. The relevant regulatory authorities shall assess the long-term evolution of transmission tariffs based on the expected changes in their allowed or target revenues and in gas demand until 2050. To perform this assessment the regulatory authority shall include the information of the strategy described in the national energy and climate plans of the respective Member State and the scenarios underpinning the integrated network development plan as developed in accordance with Article 51 of [recast Gas Directive as proposed in COM(2021)xxx].	3. The relevant regulatory authorities shall assess the long-term evolution of transmission tariffs based on the expected changes in their allowed or target revenues and in gas demand until 2050. To perform this assessment the regulatory authority shall include the information of the strategy described in the national energy and climate plans of the respective Member State and the scenarios underpinning the integrated network development plan as developed in accordance with Article 51 of [recast Gas Directive as proposed in COM(2021)xxx].	3. The relevant regulatory authorities shall assess the long-term evolution of transmission tariffs based on the expected changes in their allowed or target revenues and in gas demand ~~until 2050~~ . To perform this assessment the regulatory authority shall include the information of the strategy described in the national energy and climate plans of the respective Member State and the scenarios underpinning the integrated network development plan as developed in accordance with Article 51 of [recast Gas Directive as proposed in COM(2021)xxx].	3. The relevant regulatory authorities shall assess the long-term evolution of transmission tariffs based on the expected changes in their allowed or target revenues and in gas demand <u>in the relevant regulatory period and where available</u> , until 2050. To perform this assessment the regulatory authority shall include the information of the strategy described in the national energy and climate plans of the respective Member State and the scenarios underpinning the integrated network development plan as developed in accordance with Article 51 of [recast Gas Directive as proposed in COM(2021)xxx].
	Section 3			
278	Section 3 Transmission, storage, LNG and hydrogen terminal system operation	Section 3 Transmission, storage, LNG and hydrogen terminal system operation	Section 3 Transmission, storage, LNG and hydrogen terminal system operation	Section 3 Transmission, storage, LNG and hydrogen terminal system operation Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 18				
279	Article 18 Firm capacity for renewable and low carbon gases to the transmission system	Article 18 Firm capacity for renewable ~~gas~~ and low carbon ~~gases~~ <u>gas</u> to the transmission system	Article 18 Firm capacity for renewable and low carbon gases to the transmission system	Article 18 Firm capacity for renewable and low carbon gases to the transmission system Linguistic 'gas' vs 'gases'
Article 18(1)				
280	1. Transmission system operators shall ensure firm capacity for the access of production facilities of renewable and low carbon gases connected to their grid. For this purpose, transmission system operators shall develop in cooperation with the distribution system operators procedures and arrangements, including investments, to ensure reverse flow from distribution to transmission network.	1. Transmission system operators shall ensure firm capacity for the access of production facilities of renewable <u>gas</u> and low carbon ~~gases~~ <u>gas</u> connected to their grid. For this purpose, transmission system operators shall ~~develop~~ in cooperation with the distribution system operators, <u>develop</u> procedures and arrangements, including investments, to ensure reverse flow from <u>the</u> distribution ~~network to the~~ <u>transmission network, and network reinforcement plans to ensure network reinforcement, where appropriate.</u>	1. Transmission system operators shall ensure firm capacity for the access of production facilities of renewable and low carbon gases connected to their grid. For this purpose, transmission system operators shall develop in cooperation with the distribution system operators procedures and arrangements, including investments, to ensure reverse flow from distribution to transmission network.	1. Transmission system operators shall ensure firm capacity for the access of production facilities of renewable and low carbon gases connected to their grid. For this purpose, transmission system operators shall ~~develop~~ in cooperation with the distribution system operators, <u>develop</u> procedures and arrangements, including investments, to ensure reverse flow from <u>the</u> distribution ~~network to the~~ <u>transmission network. Major investments shall be reflected in the ten-year network development plan in accordance with Art. 51(2)(a) of [the recast Gas Directive as proposed in COM(2021) xxx].</u>
Article 18(2)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
281	2. Paragraph 1 shall be without prejudice to the possibility for transmission system operators to develop alternatives to reverse flow investments, such as smart grid solutions or connection to other network operators. Firm access may only be limited to offer capacities subject to operational limitations, in order to ensure economic efficiency. The regulatory authority shall ensure that any limitations in firm capacity or operational limitations are introduced on the basis of transparent and non-discriminatory procedures and do not create undue barriers to market entry. Where the production facility bears the costs related to ensuring firm capacity, no limitation shall apply.	2. Paragraph 1 shall be without prejudice to the possibility for transmission system operators to develop alternatives to reverse flow investments, such as smart grid solutions or connection to other network operators. Firm access may only be limited to offer capacities subject to operational limitations, in order to ensure <u>infrastructure safety and economic efficiency</u>. The regulatory authority <u>shall be responsible for reviewing and approving the transmission system operators' conditions for conditional capacity and</u> shall ensure that any limitations in firm capacity or operational limitations are introduced on the basis of transparent and non-discriminatory procedures and do not create undue barriers to market entry. Where the production facility bears the costs related to ensuring firm capacity, no limitation shall apply.	2. Paragraph 1 shall be without prejudice to the possibility for transmission system operators to develop alternatives to reverse flow investments, such as smart grid solutions or connection to other network operators including direct transmission network connection of production facilities of renewable and low carbon gases. Firm access may only be limited to offer capacities subject to operational limitations, in order to ensure economic efficiency. The regulatory authority shall be responsible to review and approve the transmission system operator's conditions for conditional capacity and ensure that any limitations in firm capacity or operational limitations are introduced on the basis of transparent and non-discriminatory procedures and do not create undue barriers to market entry. Where the production facility bears the costs related to ensuring firm capacity, no limitation shall apply.	2. Paragraph 1 shall be without prejudice to the possibility for transmission system operators to develop alternatives to reverse flow investments, such as smart grid solutions or connection to other network operators <u>including direct transmission network connection of production facilities of renewable and low carbon gases</u>. Firm access may only be limited to offer capacities subject to operational limitations, in order to ensure <u>infrastructure safety and economic efficiency</u>. The regulatory authority <u>shall be responsible for reviewing and approving the transmission system operators' conditions for conditional capacity and</u> shall ensure that any limitations in firm capacity or operational limitations are introduced on the basis of transparent and non-discriminatory procedures and do not create undue barriers to market entry. Where the production facility bears the costs related to ensuring firm capacity, no limitation shall apply. 19.10.2023 technical meeting - provisionally agreed

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
Article 19				
282	Article 19 Cross-border coordination on gas quality in the natural gas system	Article 19 Cross-border coordination on gas quality in the natural gas system	Article 19 Cross-border coordination on gas quality in the natural gas system	Article 19 Cross-border coordination ~~on~~ of gas quality in the natural gas system Text Origin: Council Mandate
Article 19(-1)(1)				
283	1. Transmission system operators shall cooperate to avoid restrictions to cross-border flows due to gas quality differences on interconnection points between Union Member States.	1. Transmission system operators shall cooperate to avoid restrictions to cross-border flows due to gas quality differences on interconnection points between ~~Union~~ Member States. <u>When cooperating, transmission system operators shall take into account the characteristics of installations of final gas customers.</u>	1. Transmission system operators shall cooperate to avoid restrictions to cross-border flows due to gas quality differences ~~on~~ at interconnection points between Union Member States.	1. Transmission system operators shall cooperate to avoid restrictions to cross-border flows due to gas quality differences ~~on~~ at interconnection points between ~~Union~~ Member States. <u>When cooperating, transmission system operators shall take into account the characteristics of installations of final gas customers.</u> Text Origin: EP Mandate
Article 19(-1a)				
283b			1a. Member States shall ensure that diverging technical specifications, including gas quality parameters such as oxygen content, and hydrogen	<u>1a. Member States shall ensure that diverging technical specifications, including gas quality parameters, such as oxygen content and hydrogen</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			blending in the natural gas system are not used to restrict cross-border gas flows. In addition, Member States shall ensure that hydrogen blends in the natural gas system are within the technical specifications acceptable to customers.	<u>blending in the natural gas system, are not used to restrict cross-border gas flows. In addition, Member States shall ensure that hydrogen blends in the natural gas system are within the technical specifications acceptable to customers.</u> Text Origin: Council Mandate
Article 19(-1c)				
283d		<u>1b. Member States shall ensure that diverging technical specifications, including gas quality parameters, such as oxygen content and hydrogen blending in the natural gas system, are not used to restrict cross-border gas flows.</u>		<u>deleted</u>
Article 19(2)				
284	2. Where a restriction to cross-border flow due to gas quality differences cannot be avoided by the concerned transmission system operators in their standard operations, they shall inform the concerned regulatory authorities without delay. The information	2. Where a restriction to cross-border flow due to gas quality differences cannot be avoided by the concerned transmission system operators in their standard operations, they shall inform the concerned regulatory authorities without delay. The information	2. Where a restriction to cross-border ~~flow~~ flows due to gas quality differences cannot be avoided by the concerned transmission system operators in their standard operations, they shall inform the concerned regulatory authorities without delay. The information	2. Where a restriction to cross-border ~~flow~~ flows due to gas quality differences cannot be avoided by the concerned transmission system operators in their standard operations, they shall inform the concerned regulatory authorities without delay. The information

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	shall include a description and justified reasoning for any steps already taken by the transmission system operators.	shall include a description and justified reasoning for any steps already taken by the transmission system operators.	shall include a description and justified reasoning for any steps already taken by the transmission system operators.	shall include a description and justified reasoning for any steps already taken by the transmission system operators. Text Origin: Council Mandate
Article 19(3)				
285	3. The concerned regulatory authorities shall jointly agree within six months whether to recognise the restriction.	3. The concerned regulatory authorities shall jointly agree within six months whether to recognise the restriction.	3. The concerned regulatory authorities shall jointly agree within six months whether to recognise the restriction.	3. The concerned regulatory authorities shall jointly agree within six months whether to recognise the restriction. Text Origin: Commission Proposal
Article 19(3a)				
285a			3a. For restrictions to cross-border flows caused by differences in hydrogen blending in the natural gas system and recognized pursuant to paragraph 3 of this Article, transmission system operators shall be able to not accept gas flows with hydrogen content at interconnection points before the completion of the procedure described in paragraphs 4 to 10 of this Article.	<u>3a. For restrictions to cross-border flows caused by differences in hydrogen blending in the natural gas system and recognised pursuant to paragraph 3 of this Article, transmission system operators shall accept gas flows with a hydrogen content at interconnection points between Member States in the natural gas system subject to paragraphs 4 to 10 of this Article, and after completion of the procedure set out therein.</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 19(4)			
286	4. Where the concerned regulatory authorities recognise the restriction, they shall request the concerned transmission system operators to perform, within 12 months from the recognition, the following actions in sequence:	4. Where the ~~concerned~~ regulatory authorities <u>concerned</u> recognise the restriction, they shall request the concerned transmission system operators to perform, within 12 months from the recognition, the following actions in sequence:	4. Where the concerned regulatory authorities recognise the restriction, they shall request the concerned transmission system operators to perform, within 12 months from the recognition, the following actions in sequence:	4. Where the ~~concerned~~ regulatory authorities <u>concerned</u> recognise the restriction, they shall request the concerned transmission system operators to perform, within 12 months from the recognition, the following actions in sequence: Text Origin: EP Mandate
	Article 19(4), point (a)			
287	(a) cooperate and develop technically feasible options, without changing the gas quality specifications, which may include flow commitments and gas treatment, in order to remove the recognised restriction;	(a) cooperate and develop technically feasible options, without changing the gas quality specifications, which may include flow commitments and gas treatment, in order to remove the recognised restriction <u>taking into account information provided by end customers directly connected to the transmission system operator grid, distribution system operator or any other stakeholder that could be affected by that procedure</u> ;	(a) cooperate and develop technically feasible options, without changing the gas quality specifications, which may include flow commitments and gas treatment, in order to remove the recognised restriction;	(a) cooperate and develop technically feasible options, without changing the gas quality specifications, which may include flow commitments and gas treatment, in order to remove the recognised restriction <u>taking into account information provided by end customers directly connected to the natural gas system of the concerned transmission system operator or any other stakeholder that could be affected by that procedure</u> ; Text Origin: EP Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 19(4), point (b)			
288	(b) jointly carry out a cost-benefit analysis on the technically feasible options to define economically efficient solutions which shall specify the breakdown of costs and benefits among the categories of affected parties;	(b) jointly carry out a cost-benefit analysis on the technically feasible options to define economically efficient solutions which shall specify the breakdown of costs and benefits among the categories of affected parties;	(b) jointly carry out a cost-benefit analysis on the technically feasible options to define economically efficient solutions which shall specify the breakdown of costs and benefits among the categories of affected parties;	(b) jointly carry out a cost-benefit analysis on the technically feasible options to define economically efficient solutions which shall specify the breakdown of costs and benefits among the categories of affected parties; Text Origin: Commission Proposal
	Article 19(4), point (c)			
289	(c) produce an estimate of the implementation time for each potential option;	(c) produce an estimate of the implementation time for each potential option;	(c) produce an estimate of the implementation time for each potential option;	(c) produce an estimate of the implementation time for each potential option; Text Origin: Commission Proposal
	Article 19(4), point (d)			
290	(d) conduct a public consultation on identified feasible solutions and take into consideration the results of the consultation;	(d) conduct a public consultation, <u>in particular of affected end customers connected to the transmission network</u> , on identified feasible solutions and take into consideration the results of the consultation;	(d) conduct a public consultation on identified feasible solutions and take into consideration the results of the consultation;	(d) conduct a public consultation, <u>in particular of affected end customers connected to the natural gas system</u> , on identified feasible solutions and take into consideration the results of the consultation;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: EP Mandate
Article 19(4), point (e)				
291	(e) submit a joint proposal, based on the cost-benefit analysis and results of the public consultation, for a solution removing the recognised restriction, including the timeframe for its implementation, to their respective regulatory authorities for approval and to the other competent national authorities of each involved Member State for information.	(e) submit a joint proposal, based on the cost-benefit analysis and results of the public consultation, for a solution removing the recognised restriction, including the timeframe for its implementation, to their respective regulatory authorities for approval and to the other competent national authorities of each involved Member State for information.	(e) submit a joint proposal, based on the cost-benefit analysis and results of the public consultation, for a solution removing the recognised restriction, including the timeframe for its implementation, to their respective regulatory authorities for approval and to the other competent national authorities of each involved Member State for information.	(e) submit a joint proposal, based on the cost-benefit analysis and results of the public consultation, for a solution removing the recognised restriction, including the timeframe for its implementation, to their respective regulatory authorities for approval and to the other competent national authorities of each involved Member State for information. Text Origin: Commission Proposal
Article 19(5)				
292	5. Where the concerned transmission system operators do not reach an agreement on a solution, each transmission system operator shall inform its regulatory authority without delay.	5. Where the concerned transmission system operators do not reach an agreement on a solution, each transmission system operator shall inform its regulatory authority without delay.	5. Where the concerned transmission system operators do not reach an agreement on a solution, each transmission system operator shall inform its regulatory authority without delay.	5. Where the concerned transmission system operators do not reach an agreement on a solution, each transmission system operator shall inform its regulatory authority without delay. Text Origin: Commission Proposal
Article 19(6)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
293	6. The concerned regulatory authorities shall take a joint coordinated decision for removing the recognised restriction or for stating that no further action should be pursued, taking into account the cost benefit analysis prepared by the concerned transmission system operators and the results of the public consultation within six months as set out in Article 6(10) of Regulation (EU) 2019/942.	6. The ~~concerned~~ regulatory authorities <u>concerned</u> shall take a joint coordinated decision ~~for removing the recognised restriction or for stating that no further action should be pursued~~ <u>to remove or maintain the recognised restriction</u> , taking into account the cost benefit analysis prepared by the concerned transmission system operators and the results of the public consultation within six months as set out in Article 6(10) of Regulation (EU) 2019/942. <u>Any decision to maintain the recognised restriction shall be reviewed every four years.</u>	6. The concerned regulatory authorities shall take a joint coordinated decision for removing the recognised restriction ~~or for stating that no further action should be pursued~~ , taking into account the cost benefit analysis prepared by the concerned transmission system operators and the results of the public consultation within six months as set out in Article 6(10) of Regulation (EU) 2019/942.	6. The ~~concerned~~ regulatory authorities <u>concerned</u> shall take a joint coordinated decision for removing the recognised restriction ~~or for stating that no further action should be pursued~~ , taking into account the cost benefit analysis prepared by the concerned transmission system operators and the results of the public consultation within six months as set out in Article 6(10) of Regulation (EU) 2019/942. Text Origin: Council Mandate
Article 19(6a)				
293a			6a. By way of derogation from paragraph 6, for restrictions to cross-border flows caused by differences in hydrogen blending in the natural gas system, the concerned regulatory authorities may jointly state that no further action should be pursued to remove such restrictions. The joint coordinated decision shall be taken within six months as set	<u>6a. By way of derogation from paragraph 6, for restrictions to cross-border flows caused by differences in hydrogen blending in the natural gas system, the concerned regulatory authorities may jointly state that no further action should be pursued to remove such restrictions. The joint coordinated decision shall be taken within six months as set out</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			out in Article 6(10) of Regulation (EU) 2019/942 and shall take into account the cost benefit analysis and the results of the public consultation prepared pursuant paragraph 4 by the concerned transmission system operators.	<u>in Article 6(10) of Regulation (EU) 2019/942 and shall take into account the cost benefit analysis and the results of the public consultation prepared pursuant to paragraph 4 by the concerned transmission system operators. A decision to maintain the recognised restriction pursuant to this paragraph shall be reviewed every four years by the concerned regulatory authorities.</u> Text Origin: Council Mandate
Article 19(7)				
294	7. The joint coordinated decision of the concerned regulatory authorities shall include a decision on the allocation of the investment costs to be borne by each transmission system operator for implementing the agreed solution, as well as their inclusion in tariffs, taking into account the economic, social and environmental costs and benefits of the solution in the concerned Member States.	7. The joint coordinated decision of the concerned regulatory authorities shall include a decision on the allocation of the investment costs to be borne by each transmission system operator for implementing the agreed solution, as well as their inclusion in tariffs, taking into account the economic, social and environmental costs and benefits of the solution in the concerned Member States.	7. The joint coordinated decision of the concerned regulatory authorities referred to in paragraph 6 shall include a decision on the allocation of the investment costs to be borne by each transmission system operator for implementing the agreed solution, as well as their inclusion in ~~tariffs~~ the allowed or target revenue of transmission system operators , taking into account the economic, social and environmental costs and benefits of the solution in the concerned Member States and its	7. The joint coordinated decision of the concerned regulatory authorities <u>referred to in paragraph 6</u> shall include a decision on the allocation of the investment costs to be borne by each transmission system operator for implementing the agreed solution, as well as their inclusion in ~~tariffs~~ <u>the allowed or target revenue of transmission system operators</u> , taking into account the economic, social and environmental costs and benefits of the solution in the concerned Member States <u>and its</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			consequences for tariffs.	<u>consequences for tariffs.</u> Text Origin: Council Mandate
Article 19(8)				
295	8. ACER may make recommendations to the regulatory authorities on the details of such cost allocation decisions as referred to in paragraph 7.	8. ACER may make recommendations to the regulatory authorities on the details of such cost allocation decisions as referred to in paragraph 7.	8. ACER may make recommendations to the regulatory authorities on the details of such cost allocation decisions as referred to in paragraph 7.	8. ACER may make recommendations to the regulatory authorities on the details of such cost allocation decisions as referred to in paragraph 7. Text Origin: Commission Proposal
Article 19(9)				
296	9. Where the concerned regulatory authorities cannot reach an agreement as referred to in paragraph 3, ACER shall decide on the restriction, following the process set out in Article 6(10) of Regulation (EU) 2019/942. Where ACER recognises the restriction it shall request the concerned transmission system operators to perform, within 12 months, the actions referred to in paragraph 4 points (a) to (e) in sequence.	9. Where the concerned regulatory authorities cannot reach an agreement as referred to in paragraph 3, ACER shall decide on the restriction, following the process set out in Article 6(10) of Regulation (EU) 2019/942. Where ACER recognises the restriction it shall request the concerned transmission system operators to perform, within 12 months, the actions referred to in paragraph 4 points (a) to (e) in sequence.	9. Where the concerned regulatory authorities cannot reach an agreement as referred to in paragraph 3, ACER shall decide on the restriction, following the process set out in Article 6(10) of Regulation (EU) 2019/942. Where ACER recognises the restriction it shall request the concerned transmission system operators to perform, within 12 months, the actions referred to in paragraph 4 points (a) to (e) in sequence.	9. Where the concerned regulatory authorities cannot reach an agreement as referred to in paragraph 3, ACER shall decide on the restriction, following the process set out in Article 6(10) of Regulation (EU) 2019/942. Where ACER recognises the restriction it shall request the concerned transmission system operators to perform, within 12 months, the actions referred to in paragraph 4 points (a) to (e) in sequence. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 19(10)			
297	10. Where the relevant regulatory authorities cannot take a joint coordinated decisions as referred to in paragraphs 6 and 7, ACER shall decide on the solution to remove the recognised restriction and on the allocation of the investment costs to be borne by each transmission system operator for implementing the agreed solution, following the process set out in Article 6(10) of Regulation (EU) 2019/942.	10. Where the ~~relevant~~ regulatory authorities <u>concerned</u> cannot take a joint coordinated decisions as referred to in paragraphs 6 and 7, ACER shall decide on the solution to remove <u>or maintain</u> the recognised restriction and on the allocation of the investment costs to be borne by each transmission system operator for implementing the agreed solution, following the process set out in Article 6(10) of Regulation (EU) 2019/942. <u>Any decision to maintain the recognised restriction shall be reviewed every four years.</u>	10. Where the relevant regulatory authorities cannot take a joint coordinated ~~decisions~~ decision as referred to in paragraphs 6, 6a and 7, ACER shall decide on the solution to remove the recognised restriction and on the allocation of the investment costs to be borne by each transmission system operator for implementing the agreed solution or for stating that no further action should be pursued pursuant to paragraph 6a of this Article , following the process set out in Article 6(10) of Regulation (EU) 2019/942.	10. Where the ~~relevant~~ regulatory authorities <u>concerned</u> cannot take a joint coordinated ~~decisions~~ <u>decision</u> as referred to in paragraphs 6 and 7, ACER shall decide on the solution to remove the recognised restriction and on the allocation of the investment costs to be borne by each transmission system operator for implementing the agreed solution ~~or stating that no further action should be pursued pursuant to paragraph 6a of this Article~~ following the process set out in Article 6(10) of Regulation (EU) 2019/942. <u>A decision to maintain the recognised restriction pursuant to this paragraph shall be reviewed every four years by ACER.</u>
	Article 19(11)			
298	11. Further details required to implement elements of this Article, including details on the cost benefit analysis, shall be set in a network code established on the basis of Article 53 of this Regulation.	11. Further details required to implement ~~elements of~~ this Article, including details on the cost benefit analysis <u>and on a common binding natural gas quality specification for cross-</u>	11. Further details required to implement elements of this Article, including details on the cost benefit analysis, shall be set in a network code established on the basis of Article ~~53~~ 53(1) of this Regulation.	11. Further details required to implement elements of this Article, including details on the cost benefit analysis, shall be set in a network code established on the basis of Article ~~53 of this Regulation~~ <u>53(1)</u> .

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>border natural gas interconnectors</u> , shall be set in a network code established on the basis of Article 53 ~~of this Regulation~~ .		Text Origin: Council Mandate
Article 20				
299	Article 20 Hydrogen blends at interconnection points between Union Member States in the natural gas system	<i>deleted</i>	Article 20 Hydrogen blends at interconnection points between Union Member States in the natural gas system	
Article 20(1)				
300	1. Transmission system operators shall accept gas flows with a hydrogen content of up to 5% by volume at interconnection points between Union Member States in the natural gas system from 1 October 2025, subject to the completion of the procedure described in Article 19 of this Regulation.	<i>deleted</i>	~~1. Transmission system operators shall accept gas flows with a hydrogen content of up to 5% by volume at interconnection points between Union Member States in the natural gas system from 1 October 2025, subject to the completion of the procedure described in Article 19 of this Regulation.~~	
Article 20(2)				
301	2. When the hydrogen content blended in the natural gas system	<i>deleted</i>	~~2. When the hydrogen content blended in the natural gas system~~	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	exceeds 5% by volume, the process described in Article 19 of this Regulation shall not apply.		exceeds 5% by volume, the process described in Article 19 of this Regulation shall not apply.	
Article 20(3)				
302	3. Member States shall not use hydrogen blending in the natural gas system to restrict cross-border gas flows.	<i>deleted</i>	~~3. Member States shall not use hydrogen blending in the natural gas system to restrict cross-border gas flows.~~	
Article 23(3), point (a)				
314	(a) common network operation tools to ensure coordination of network operation in normal and emergency conditions, including a common incidents classification scale, and research plans;	(a) common network operation tools to ensure coordination of network operation in normal and emergency conditions, including a common incidents classification scale, and research plans;	(a) common network operation tools to ensure coordination of network operation in normal and emergency conditions, including a common incidents classification scale, and research plans;	(a) common network operation tools to ensure coordination of network operation in normal and emergency conditions, including a common incidents classification scale, and research plans; Text Origin: Commission Proposal
Article 23(3), point (d)				
317	(d) an annual work programme;	(d) an annual work programme;	(d) an annual work programme;	(d) an annual work programme; Text Origin: Commission Proposal
Article 23(3), point (e)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
318	(e) an annual report;	(e) an annual report;	(e) an annual report;	(e) an annual report; Text Origin: Commission Proposal
Article 23(3), point (f)				
319	(f) annual summer and winter supply outlooks;	(f) annual summer and winter supply outlooks;	(f) annual summer and winter supply outlooks;	(f) annual summer and winter supply outlooks; Text Origin: Commission Proposal
Article 23(7)				
339	7. The network codes shall be developed for cross-border network issues and market integration issues and shall be without prejudice to the Member States' right to establish national network codes which do not affect cross-border trade.	7. The network codes shall be developed for cross-border network issues and market integration issues and shall be without prejudice to the Member States' right to establish national network codes which do not affect cross-border trade.	7. The network codes shall be developed for cross-border network issues and market integration issues and shall be without prejudice to the Member States' right to establish national network codes which do not affect cross-border trade.	7. The network codes shall be developed for cross-border network issues and market integration issues and shall be without prejudice to the Member States' right to establish national network codes which do not affect cross-border trade. Text Origin: Commission Proposal
Article 24				
344	Article 24 Monitoring by ACER	Article 24 Monitoring by ACER	Article 24 Monitoring by ACER	Article 24 Monitoring by ACER

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 25				
350	Article 25 Regulatory authorities	Article 25 Regulatory authorities	Article 25 Regulatory authorities	Article 25 Regulatory authorities Text Origin: Commission Proposal
Article 25, first paragraph				
351	When carrying out their responsibilities under this Regulation, the regulatory authorities shall ensure compliance with this Regulation, the network codes and the guidelines adopted pursuant to Article 52 to 56.	When carrying out their responsibilities under this Regulation, the regulatory authorities shall ensure compliance with this Regulation, the network codes and the guidelines adopted pursuant to Article 52 to 56.	When carrying out their responsibilities under this Regulation, the regulatory authorities shall ensure compliance with this Regulation , the network codes and the guidelines adopted pursuant to Article 52 to 56.	When carrying out their responsibilities under this Regulation, the regulatory authorities shall ensure compliance with this Regulation, the network codes and the guidelines adopted pursuant to Article 52 to 56. Text Origin: Commission Proposal
Article 25, second paragraph				
352	Where appropriate, they shall cooperate with each other, with the Commission and ACER in compliance with Chapter V of Recast Gas Directive.	Where appropriate, they shall cooperate with each other, with the Commission and ACER in compliance with Chapter V of Recast Gas Directive.	Where appropriate, they shall cooperate with each other, with the Commission and ACER in compliance with Chapter V of Recast Gas Directive.	Where appropriate, they shall cooperate with each other, with the Commission and ACER in compliance with Chapter V of Recast Gas Directive. Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 26				
353	Article 26 Consultations	Article 26 Consultations	Article 26 Consultations	Article 26 Consultations Text Origin: Commission Proposal
Article 26(2)				
355	2. All documents and minutes of meetings related to the consultations referred to in paragraph 1 shall be made public.	2. All documents and minutes of meetings related to the consultations referred to in paragraph 1 shall be made public.	2. All documents and minutes of meetings related to the consultations referred to in paragraph 1 shall be made public.	2. All documents and minutes of meetings related to the consultations referred to in paragraph 1 shall be made public. Text Origin: Commission Proposal
Article 27				
357	Article 27 Costs	Article 27 Costs	Article 27 Costs	Article 27 Costs Text Origin: Commission Proposal
Article 28(3), second subparagraph				
363	For that purpose, the Commission shall consult ACER and the	For that purpose, the Commission shall consult ACER and the	For that purpose, the Commission shall consult ACER and the	For that purpose, the Commission shall consult ACER and the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	ENTSO for Gas.	ENTSO for Gas.	ENTSO for Gas.	ENTSO for Gas. Text Origin: Commission Proposal
Article 29, second paragraph				
366	The Union -wide network development plan shall, in particular:	The Union -wide network development plan shall, in particular:	The Union -wide network development plan shall, in particular:	The Union -wide network development plan shall, in particular: Text Origin: Commission Proposal
Article 29, second paragraph, point (b)				
368	(b) regarding cross-border interconnections, also build on the reasonable needs of different network users and integrate long-term commitments from investors referred to in Articles 56 and 52 of [recast Gas Directive as proposed in COM(2021)xxx]; and	(b) regarding cross-border interconnections, also build on the reasonable needs of different network users and integrate long-term commitments from investors referred to in Articles 56 and 52 of [recast Gas Directive as proposed in COM(2021)xxx]; and	(b) regarding cross-border interconnections, also build on the reasonable needs of different network users and integrate long-term commitments from investors referred to in Articles 56 and 52 of [recast Gas Directive as proposed in COM(2021)xxx]; and	(b) regarding cross-border interconnections, also build on the reasonable needs of different network users and integrate long-term commitments from investors referred to in Articles 56 and 52 of [recast Gas Directive as proposed in COM(2021)xxx]; and Text Origin: Commission Proposal
Article 30				
371	Article 30 Transparency requirements	Article 30 Transparency requirements	Article 30 Transparency requirements	Article 30 Transparency requirements

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	concerning transmission system operators	concerning transmission system operators	concerning transmission system operators	concerning transmission system operators Text Origin: Commission Proposal
Article 30(1)				
372	1. The transmission system operator shall make public detailed information regarding the capacity and services it offers and the relevant conditions applied, together with the technical information necessary for network users to gain effective network access.	1. The transmission system operator shall make public detailed information regarding the capacity and services it offers and the relevant conditions applied, together with the technical information necessary for network users to gain effective network access.	1. The transmission system operator shall make public detailed information regarding the capacity and services it offers and the relevant conditions applied, together with the technical information necessary for network users to gain effective network access.	1. The transmission system operator shall make public detailed information regarding the capacity and services it offers and the relevant conditions applied, together with the technical information necessary for network users to gain effective network access. Text Origin: Commission Proposal
Article 30(2)				
373	2. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the gas network, transmission system operators or relevant national authorities shall publish reasonably and sufficiently detailed information on tariff derivation, methodology and structure.	2. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the gas network, transmission system operators or relevant national authorities shall publish reasonably and sufficiently detailed information on tariff derivation, methodology and structure.	2. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the gas network, transmission system operators or relevant national authorities shall publish reasonably and sufficiently detailed information on tariff derivation, methodology and structure.	2. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the gas network, transmission system operators or relevant national authorities shall publish reasonably and sufficiently detailed information on tariff derivation, methodology and structure.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 30(3)				
374	3. For the services provided, each transmission system operator shall make public information on technical, contracted and available capacities on a numerical basis for all relevant points including entry and exit points on a regular and rolling basis and in a user-friendly and standardised manner as detailed in Annex I.	3. For the services provided, each transmission system operator shall make public information on technical, contracted and available capacities on a numerical basis for all relevant points including entry and exit points on a regular and rolling basis and in a user-friendly and standardised manner as detailed in Annex I.	3. For the services provided, each transmission system operator shall make public information on technical, contracted and available capacities on a numerical basis for all relevant points including entry and exit points on a regular and rolling basis and in a user-friendly and standardised manner as detailed in Annex I.	3. For the services provided, each transmission system operator shall make public information on technical, contracted and available capacities on a numerical basis for all relevant points including entry and exit points on a regular and rolling basis and in a user-friendly and standardised manner as detailed in Annex I. Text Origin: Commission Proposal
Article 30(4)				
375	4. The relevant points of a transmission system on which the information is to be made public shall be approved by the competent authorities after consultation with network users.	4. The relevant points of a transmission system on which the information is to be made public shall be approved by the competent authorities after consultation with network users.	4. The relevant points of a transmission system on which the information is to be made public shall be approved by the competent authorities after consultation with network users.	4. The relevant points of a transmission system on which the information is to be made public shall be approved by the competent authorities after consultation with network users. Text Origin: Commission Proposal
Article 30(5)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
376	5. The transmission system operator shall always disclose the information required by this Regulation in a quantifiably clear and easily accessible manner and on a non-discriminatory basis.	5. The transmission system operator shall always disclose the information required by this Regulation in a <u>meaningful</u> , quantifiably clear and easily accessible ~~manner~~ <u>way</u> and on a non-discriminatory basis.	5. The transmission system operator shall always disclose the information required by this Regulation in a quantifiably clear and easily accessible manner and on a non-discriminatory basis.	5. The transmission system operator shall always disclose the information required by this Regulation in a <u>meaningful</u> , quantifiably clear and easily accessible ~~manner~~ <u>way</u> and on a non-discriminatory basis. Provisionally agreed - technical meeting 01.09.2023
Article 30(6), first subparagraph				
377	6. The transmission system operator shall make public ex-ante and ex-post supply and demand information, based on nominations and allocations, forecasts and realised flows in and out of the system. The regulatory authority shall ensure that all such information is made public. The level of detail of the information that is made public shall reflect the information available to the transmission system operator.	6. The transmission system operator shall make public ex-ante and ex-post supply and demand information, based on nominations and allocations, forecasts and realised flows in and out of the system. The regulatory authority shall ensure that all such information is made public. The level of detail of the information that is made public shall reflect the information available to the transmission system operator.	6. The transmission system operator shall make public ex-ante and ex-post supply and demand information, based on nominations and allocations, forecasts and realised flows in and out of the system. The regulatory authority shall ensure that all such information is made public. The level of detail of the information that is made public shall reflect the information available to the transmission system operator.	6. The transmission system operator shall make public ex-ante and ex-post supply and demand information, based on nominations and allocations, forecasts and realised flows in and out of the system. The regulatory authority shall ensure that all such information is made public. The level of detail of the information that is made public shall reflect the information available to the transmission system operator. Text Origin: Commission Proposal
Article 30(6), second subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
378	The transmission system operator shall make public measures taken as well as costs incurred and revenue generated to balance the system.	The transmission system operator shall make public measures taken as well as costs incurred and revenue generated to balance the system.	The transmission system operator shall make public measures taken as well as costs incurred and revenue generated to balance the system.	The transmission system operator shall make public measures taken as well as costs incurred and revenue generated to balance the system. Text Origin: Commission Proposal
Article 30(6), third subparagraph				
379	The market participants concerned shall provide the transmission system operator with the data referred to in this Article.	The market participants concerned shall provide the transmission system operator with the data referred to in this Article.	The market participants concerned shall provide the transmission system operator with the data referred to in this Article.	The market participants concerned shall provide the transmission system operator with the data referred to in this Article. Text Origin: Commission Proposal
Article 30(7)				
380	7. The transmission system operators shall make public detailed information regarding the quality of the gases transported in its network, which might affect network users, based on Articles 16 and 17 of Commission Regulation (EU) 2015/703.	7. The transmission system operators shall make public detailed information regarding the quality of the ~~gases~~ gas transported in its network, which might affect network users, based on Articles 16 and 17 of Commission Regulation (EU) 2015/703.	7. The transmission system operators shall make public detailed information regarding the quality of the gases transported in ~~its network~~ their networks, which might affect network users, based on Articles 16 and 17 of Commission Regulation (EU) 2015/703.	7. The transmission system operators shall make public detailed information regarding the quality of the gases transported in ~~its network~~ their networks, which might affect network users, based on Articles 16 and 17 of Commission Regulation (EU) 2015/703. gas vs gases

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 31				
381	Article 31 Transparency requirements concerning natural gas and hydrogen storage facilities, LNG facilities and hydrogen terminals	Article 31 Transparency requirements concerning natural gas and hydrogen storage facilities, LNG facilities and hydrogen terminals	Article 31 Transparency requirements concerning natural gas and hydrogen storage facilities, LNG facilities and hydrogen terminals	Article 31 Transparency requirements concerning natural gas and hydrogen storage facilities, LNG facilities and hydrogen terminals Text Origin: Commission Proposal
Article 31(1)				
382	1. LNG and hydrogen storage facilities as well as (natural gas) storage system operators and hydrogen terminal operators shall make public detailed information regarding all services they offer and the relevant conditions applied, together with the technical information necessary for LNG and hydrogen storage facility and hydrogen terminal users to gain effective access to the LNG and hydrogen storage facilities and hydrogen terminals. Regulatory authorities may request those operators to make public any additional relevant information for	1. LNG and hydrogen storage facilities as well as (natural gas) storage system operators and hydrogen terminal operators shall make public detailed information regarding all services they offer and the relevant conditions applied, together with the technical information necessary for LNG and hydrogen storage facility and hydrogen terminal users to gain effective access to the LNG and hydrogen storage facilities and hydrogen terminals. Regulatory authorities may request those operators to make public any additional relevant information for	1. LNG and hydrogen storage facilities as well as ~~(natural gas)~~ storage system operators and hydrogen terminal operators shall make public detailed information regarding all services they offer and the relevant conditions applied, together with the technical information necessary for LNG and natural gas and hydrogen storage facility and hydrogen terminal users to gain effective access to the LNG and hydrogen and natural gas storage facilities and hydrogen terminals. Regulatory authorities may request those operators to make public any additional	1. LNG ~~and hydrogen storage facilities as well as (system operators, natural gas)~~ storage ~~system operators, hydrogen terminal-system~~ operators and hydrogen ~~terminal~~ storage operators- shall make public detailed information regarding all services they offer and the relevant conditions applied, together with the technical information necessary for LNG ~~facility, natural gas~~ and hydrogen storage facility and hydrogen terminal users to gain effective access to the LNG and hydrogen ~~and natural gas~~ storage facilities and hydrogen terminals.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	system users.	system users.	relevant information for system users.	Regulatory authorities may request those operators to make public any additional relevant information for system users. Provisionally agreed at 18/9 ITM
Article 31(2)				
383	2. LNG system operators shall provide user-friendly instruments for calculating tariffs for the services available.	2. LNG system operators shall provide user-friendly instruments for calculating tariffs for the services available.	2. LNG system operators shall provide user-friendly instruments for calculating tariffs for the services available.	2. LNG system operators shall provide user-friendly instruments for calculating tariffs for the services available. Text Origin: Commission Proposal
Article 31(3)				
384	3. For the services provided, LNG and hydrogen storage facilities, as well as natural gas storage system operators shall make public information on contracted and available storage and LNG and hydrogen storage facility as well as hydrogen terminal capacities on a numerical basis on a regular and rolling basis and in a user-friendly standardised manner.	3. For the services provided, LNG and hydrogen storage facilities, as well as natural gas storage system operators shall make public information on contracted and available storage and LNG and hydrogen storage facility as well as hydrogen terminal capacities on a numerical basis on a regular and rolling basis and in a user-friendly standardised manner.	3. For the services provided, LNG and hydrogen storage and hydrogen terminal facilities, as well as natural gas storage system operators shall make public information on contracted and available storage and LNG and hydrogen storage facility as well as hydrogen terminal capacities on a numerical basis on a regular and rolling basis and in a user-friendly standardised manner.	3. For the services provided, LNG ~~and hydrogen~~ <u>system operators,</u> <u>natural gas</u> storage ~~facilities, as well as natural gas~~ <u>system operators, hydrogen terminal operators and hydrogen</u> storage ~~system~~ operators shall make public information on contracted and available <u>natural gas</u> storage ~~and~~ <u>LNG and facility, LNG facility,</u> hydrogen storage facility ~~as well as~~ <u>and</u> hydrogen terminal capacities on a numerical basis on a regular

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				and rolling basis and in a user-friendly standardised manner. Provisionally agreed at 18/9 ITM
Article 31(4)				
385	4. LNG and hydrogen storage facilities, as well as natural gas storage system operators shall always disclose the information required by this Regulation in a meaningful, quantifiably clear and easily accessible way and on a non-discriminatory basis.	4. LNG and hydrogen storage facilities, as well as natural gas storage system operators shall always disclose the information required by this Regulation in a meaningful, quantifiably clear and easily accessible way and on a non-discriminatory basis.	4. LNG and hydrogen terminals and hydrogen storage facilities, as well as natural gas storage system operators shall always disclose the information required by this Regulation in a meaningful, quantifiably clear and easily accessible way and on a non-discriminatory basis.	4. LNG ~~and hydrogen~~ <u>system operators, natural gas storage facilities, as well as natural gas system operators, hydrogen terminal operators and hydrogen</u> storage ~~system~~ operators shall always disclose the information required by this Regulation in a meaningful, quantifiably clear and easily accessible way and on a non-discriminatory basis. Provisionally agreed at 18/9 ITM
Article 31(5), first subparagraph				
386	5. . LNG and storage system operators and operators of hydrogen storage facilities and hydrogen terminals shall make public the amount of gas in each storage or LNG facility and hydrogen terminal, or group of storage facilities if that corresponds to the way in which the access is	5. . LNG and storage system operators and operators of hydrogen storage facilities and hydrogen terminals shall make public the amount of gas in each storage or LNG facility and hydrogen terminal, or group of storage facilities if that corresponds to the way in which the access is	5. -LNG and storage system operators and operators of hydrogen storage facilities and hydrogen terminals shall make public the amount of gas in each storage or LNG facility and hydrogen terminal, or group of storage facilities if that corresponds to the way in which the access is	5. ~~-LNG and~~ <u>LNG system operators, natural gas storage system operators, hydrogen terminal and</u> operators ~~of and~~ hydrogen storage ~~facilities and hydrogen terminals~~ <u>operators</u> shall make public the amount of gas <u>or hydrogen</u> in each storage ~~or facility, hydrogen storage~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	offered to system users, inflows and outflows, and the available natural gas and hydrogen storage, and LNG facility and hydrogen terminal capacities, including for those facilities exempted from third-party access. That information shall also be communicated to the transmission system operator or to the hydrogen network operator for hydrogen storage and terminals, which shall make it public on an aggregated level per system or subsystem defined by the relevant points. The information shall be updated at least daily.	offered to system users, inflows and outflows, and the available natural gas and hydrogen storage, and LNG facility and hydrogen terminal capacities, including for those facilities exempted from third-party access. That information shall also be communicated to the transmission system operator or to the hydrogen network operator for hydrogen storage and terminals, which shall make it public on an aggregated level per system or subsystem defined by the relevant points. The information shall be updated at least daily.	offered to system users, inflows and outflows, and the available natural gas and hydrogen storage, and LNG facility and hydrogen terminal capacities, including for those facilities exempted from third-party access. That information shall also be communicated to the transmission system operator or to the hydrogen network operator for hydrogen storage and terminals, which shall make it public on an aggregated level per system or subsystem defined by the relevant points. The information shall be updated at least daily.	<u>facility</u>, LNG facility and hydrogen terminal, or group of storage facilities if that corresponds to the way in which the access is offered to system users, inflows and outflows, and the available natural gas ~~and~~ <u>storage facility</u>, hydrogen storage, ~~and~~ LNG facility and hydrogen terminal capacities, including for those facilities exempted from third-party access. That information shall also be communicated to the transmission system operator or to the hydrogen network operator for hydrogen storage and terminals, which shall make it public on an aggregated level per system or subsystem defined by the relevant points. The information shall be updated at least daily. Provisionally agreed at 18/9 ITM Text Origin: Commission Proposal
Article 31(5), second subparagraph				
387	In cases in which a natural gas or hydrogen storage system user is the only user of a natural gas or hydrogen storage facility, the	In cases in which a natural gas or hydrogen storage system user is the only user of a natural gas or hydrogen storage facility, the	In cases in which a natural gas or hydrogen storage system user is the only user of a natural gas or hydrogen storage facility, the	In cases in which a natural gas or hydrogen storage system user is the only user of a natural gas or hydrogen storage facility, the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	natural gas or hydrogen storage system user may submit to the regulatory authority a reasoned request for confidential treatment of the data referred to in the first subparagraph. Where the regulatory authority comes to the conclusion that such a request is justified, taking into account, in particular, the need to balance the interest of legitimate protection of business secrets, the disclosure of which would negatively affect the overall commercial strategy of the storage user, with the objective of creating a competitive internal gas market, it may allow the storage system operator not to make public the data referred to in the first subparagraph, for a duration of up to one year.	natural gas or hydrogen storage system user may submit to the regulatory authority a reasoned request for confidential treatment of the data referred to in the first subparagraph. Where the regulatory authority comes to the conclusion that such a request is justified, taking into account, in particular, the need to balance the interest of legitimate protection of business secrets, the disclosure of which would negatively affect the overall commercial strategy of the storage user, with the objective of creating a competitive internal gas market, it may allow the storage system operator not to make public the data referred to in the first subparagraph, for a duration of up to one year.	natural gas or hydrogen storage system user may submit to the regulatory authority a reasoned request for confidential treatment of the data referred to in the first subparagraph. Where the regulatory authority comes to the conclusion that such a request is justified, taking into account, in particular, the need to balance the interest of legitimate protection of business secrets, the disclosure of which would negatively affect the overall commercial strategy of the storage user, with the objective of creating a competitive internal gas market, it may allow the storage system operator not to make public the data referred to in the first subparagraph, for a duration of up to one year.	natural gas or hydrogen storage system user may submit to the regulatory authority a reasoned request for confidential treatment of the data referred to in the first subparagraph. Where the regulatory authority comes to the conclusion that such a request is justified, taking into account, in particular, the need to balance the interest of legitimate protection of business secrets, the disclosure of which would negatively affect the overall commercial strategy of the storage user, with the objective of creating a competitive internal gas market, it may allow the storage system operator not to make public the data referred to in the first subparagraph, for a duration of up to one year. Text Origin: Commission Proposal
Article 31(5), third subparagraph				
388	The second subparagraph shall apply without prejudice to the obligations of communication to and publication by the transmission system operator referred to in the first subparagraph, unless the	The second subparagraph shall apply without prejudice to the obligations of communication to and publication by the transmission system operator referred to in the first subparagraph, unless the	The second subparagraph shall apply without prejudice to the obligations of communication to and publication by the transmission system operator referred to in the first subparagraph, unless the	The second subparagraph shall apply without prejudice to the obligations of communication to and publication by the transmission system operator referred to in the first subparagraph, unless the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	aggregated data are identical to the individual natural gas or hydrogen storage system data for which the regulatory authority has approved non-publication.	aggregated data are identical to the individual natural gas or hydrogen storage system data for which the regulatory authority has approved non-publication.	aggregated data are identical to the individual natural gas or hydrogen storage system data for which the regulatory authority has approved non-publication.	aggregated data are identical to the individual natural gas or hydrogen storage system data for which the regulatory authority has approved non-publication. Text Origin: Commission Proposal
Article 31(6), first subparagraph				
389	6. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the infrastructures, the LNG and natural gas or hydrogen storage facility operators or relevant regulatory authorities shall make public sufficiently detailed information on tariff derivation, the methodologies and the structure of tariffs for infrastructure under regulated third-party access; LNG facilities that have been granted an exemption, pursuant to Article 22 of Directive 2003/55/EC and Article 36 of Directive 2009/73/EC as well as Article 60 of this Regulation, and natural gas storage operators under the negotiated third party access regime shall make public tariffs for infrastructure in	6. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the infrastructures, the LNG and natural gas or hydrogen storage facility operators or relevant regulatory authorities shall make public sufficiently detailed information on tariff derivation, the methodologies and the structure of tariffs for infrastructure under regulated third-party access; LNG facilities that have been granted an exemption, pursuant to Article 22 of Directive 2003/55/EC and Article 36 of Directive 2009/73/EC as well as Article 60 of this Regulation, and natural gas storage operators under the negotiated third party access regime shall make public tariffs for infrastructure in	6. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the infrastructures, the LNG and natural gas or hydrogen storage facility operators or relevant regulatory authorities shall make public sufficiently detailed information on tariff derivation, the methodologies and the structure of tariffs for infrastructure under regulated third-party access; LNG facilities that have been granted an exemption, pursuant to Article 22 of Directive 2003/55/EC and Article 36 of Directive 2009/73/EC as well as Article 60 of this Regulation, and natural gas storage operators under the negotiated third party access regime shall make public tariffs for infrastructure in	6. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the infrastructures, the LNG ~~and~~ <u>system operators,</u> natural gas ~~or~~ <u>storage system operators, hydrogen terminal operators and</u> hydrogen storage ~~facility~~ operators or relevant regulatory authorities shall make public sufficiently detailed information on tariff derivation, the methodologies and the structure of tariffs for infrastructure under regulated third-party access; LNG facilities that have been granted an exemption, pursuant to Article 22 of Directive 2003/55/EC and Article 36 of Directive 2009/73/EC as well as Article 60 of this Regulation, and natural gas storage operators under the negotiated third

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	order to ensure a sufficient degree of transparency.	order to ensure a sufficient degree of transparency.	order to ensure a sufficient degree of transparency.	party access regime shall make public tariffs for infrastructure in order to ensure a sufficient degree of transparency. Provisionally agreed at 18/9 ITM Text Origin: Commission Proposal
Article 31(6), second subparagraph				
390	LNG and storage system operators shall establish respectively one single European platform within 18 months from [date of entry into force of the Regulation] to publish in a transparent and user-friendly manner the information required in this Article.	LNG and storage system operators shall establish respectively one single European platform within 18 months from [date of entry into force of the Regulation] to publish in a transparent and user-friendly manner the information required in this Article.	LNG and storage system operators shall ~~establish respectively one single European platform within 18 months from [date of entry into force of the Regulation] to publish in a transparent and user-friendly manner the information required in this Article~~ publish in a transparent and user-friendly manner the information required in this Article on an European platform. The Commission may issue non-binding guidance facilitating the establishment of the platforms.	LNG <u>system operators and natural gas</u> ~~and~~ storage system operators shall ~~establish~~ publish ~~respectively one single European platform within 18 months from [date of entry into force of the Regulation] to publish in a transparent and user-friendly manner the information required in this Article~~ in a transparent, continuous and user-friendly manner the information required in this Article on a single European platform that shall be maintained by those operators. Provisionally closed at 18/9 ITM
Article 32				
391				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 32 Record keeping by system operators	Article 32 Record keeping by system operators	Article 32 Record keeping by system operators	Article 32 Record keeping by system operators Text Origin: Commission Proposal
Article 32, first paragraph				
392	Transmission system operators, storage system operators and LNG system operators shall keep at the disposal of the national authorities, including the regulatory authority, the national competition authority and the Commission, all information referred to in Articles 30 and 31, and in Part 3 of Annex I for a period of five years.	Transmission system operators, storage system operators and LNG system operators shall keep at the disposal of the national authorities, including the regulatory authority, the national competition authority and the Commission, all information referred to in Articles 30 and 31, and in Part 3 of Annex I for a period of five years.	Transmission system operators, storage system operators and LNG system operators shall keep at the disposal of the national authorities, including the regulatory authority, the national competition authority and the Commission, all information referred to in Articles 30 and 31, and in Part 3 of Annex I for a period of five years.	Transmission system operators, storage system operators and LNG system operators shall keep at the disposal of the national authorities, including the regulatory authority, the national competition authority and the Commission, all information referred to in Articles 30 and 31, and in Part 3 of Annex I for a period of five years. Text Origin: Commission Proposal
Section 4				
393	Section 4 Distribution system operation	Section 4 Distribution system operation	Section 4 Distribution system operation	Section 4 Distribution system operation Text Origin: Commission Proposal
Article 33				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
394	Article 33 Firm capacity for renewable and low carbon gases to the distribution system	Article 33 Firm capacity for renewable ~~and low carbon gases~~ <u>gas and low-carbon gas</u> to the distribution system	Article 33 Firm capacity for renewable and low carbon gases to the distribution system	Article 33 Firm capacity for renewable and low carbon gases to the distribution system Gas vs gases linguistic
Article 33(1)				
395	1. Distribution system operators shall ensure firm capacity for the access of the production facilities of renewable and low carbon gases connected to their grid. To this extent, distribution system operators shall develop in cooperation with the transmission system operators procedures and arrangements, including investments, to ensure reverse flow from distribution to transmission network.	1. Distribution system operators shall ensure firm capacity <u>and continuous injection</u> for the access of the production facilities of renewable <u>gas and low-carbon gas</u> ~~and low carbon gases~~ connected to their grid. To this extent, distribution system operators shall ~~develop~~ in cooperation <u>among themselves</u> <u>and</u> with the transmission system operators, <u>develop</u> procedures and arrangements, including investments, to ensure reverse flow from <u>the</u> distribution <u>network to the</u> ~~to~~ transmission network, <u>and network reinforcement plans to ensure network reinforcement, where appropriate.</u>	1. Distribution system operators shall ensure firm capacity for the access of the production facilities of renewable and low carbon gases connected to their grid. To this ~~extent~~ <u>effect</u> , distribution system operators shall develop in cooperation with the transmission system operators procedures and arrangements, including investments, to ensure reverse flow from distribution to transmission network.	1. Distribution system operators shall ensure firm capacity for the access of the production facilities of renewable ~~and low carbon gases~~ <u>gas and low-carbon gas</u> connected to their grid. To this ~~extent~~ <u>effect</u> , distribution system operators shall ~~develop~~ in cooperation <u>among themselves</u> <u>and</u> with the transmission system operators, <u>develop</u> procedures and arrangements, including investments, to ensure reverse flow from <u>the</u> distribution <u>network to the</u> ~~to~~ transmission network. <u>Major investments in the transmission network resulting from the need for additional capacities in the distribution network shall be reflected in the ten-year network development plan in accordance with Art. 51(2)(a) of [the recast Gas Directive as proposed in</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				COM(2021) xxxl .
Article 33(2)				
396	2. Paragraph 1 shall be without prejudice to the possibility for distribution system operators to develop alternatives to reverse flow investments, such as smart grid solutions or connection to other network operators. Firm access may only be limited to offer capacities subject to operational limitations, in order to ensure economic efficiency. The regulatory authority shall ensure that any limitations in firm capacity or operational limitations are introduced on the basis of transparent and non-discriminatory procedures and do not create undue barriers to market entry. Where the production facility bears the costs related to ensuring firm capacity, no limitation shall apply.	2. Paragraph 1 shall be without prejudice to the possibility for distribution system operators to develop alternatives to reverse flow investments, such as smart grid solutions or connection to other network operators. Firm access may only be limited to offer capacities subject to operational limitations, in order to ensure economic infrastructure safety and efficiency. The regulatory authority shall ensure that any limitations in firm capacity or operational limitations are introduced on the basis of transparent and non-discriminatory procedures and do not create undue barriers to market entry. Where the production facility bears the costs related to ensuring firm capacity, no limitation shall apply.	2. Paragraph 1 shall be without prejudice to the possibility for distribution system operators to develop alternatives to reverse flow investments, such as smart grid solutions or connection to other network operators, including direct transmission network connection of production facilities of renewable and low carbon gases. Firm access may only be limited to offer capacities subject to operational limitations, in order to ensure economic efficiency. The regulatory authority shall ensure that any limitations in firm capacity or operational limitations are introduced on the basis of transparent and non-discriminatory procedures and do not create undue barriers to market entry. Where the production facility bears the costs related to ensuring firm capacity, no limitation shall apply.	2. Paragraph 1 shall be without prejudice to the possibility for distribution system operators to develop alternatives to reverse flow investments, such as smart grid solutions or connection to other network operators. Firm access may only be limited to offer capacities subject to operational limitations, in order to ensure economic infrastructure safety and efficiency. The regulatory authority shall ensure that any limitations in firm capacity or operational limitations are introduced on the basis of transparent and non-discriminatory procedures and do not create undue barriers to market entry. Where the production facility bears the costs related to ensuring firm capacity, no limitation shall apply. Provisionally closed technical 19.10.2023 Text Origin: EP Mandate
Article 34				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
397	Article 34 Cooperation between distribution system operators and transmission system operators	Article 34 Cooperation between distribution system operators, <u>transmission system operators and hydrogen network</u> ~~and transmission system~~ operators	Article 34 Cooperation between distribution system operators and transmission system operators	Article 34 Cooperation between distribution system operators and transmission system operators
Article 34, first paragraph				
398	Distribution system operators shall cooperate with other distribution system operators and transmission system operators to coordinate maintenance, system development, new connections and the operation of the system to ensure system integrity and with a view to maximise capacity and minimise the use of fuel gas.	Distribution system operators shall cooperate with other distribution system operators ~~and~~ , <u>transmission system operators and hydrogen network operators</u> to coordinate maintenance, system development, new connections, <u>decommissioning</u> and the operation of the system to ensure system integrity and with a view to maximise capacity and minimise the use of fuel gas.	Distribution system operators shall cooperate with other distribution system operators and transmission system operators to coordinate maintenance, system development, new connections and the operation of the system to ensure system integrity and with a view to maximise capacity and minimise the use of fuel gas.	Distribution system operators shall cooperate with other distribution system operators and transmission system operators to coordinate maintenance, system development, new connections, <u>decommissioning</u> and the operation of the system to ensure system integrity and with a view to maximise capacity and minimise the use of fuel gas.
Article 35				
399	Article 35 Transparency requirements concerning distribution system operators	Article 35 Transparency requirements concerning distribution system operators	Article 35 Transparency requirements concerning distribution system operators	Article 35 Transparency requirements concerning distribution system operators Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 35, first paragraph			
400	Where distribution system operators are responsible for gas quality management in their networks, they shall make public detailed information regarding the quality of the gases transported in their networks, which might affect network users, based on Articles 16 and 17 of Commission Regulation (EU) 2015/703.	Where distribution system operators are responsible for gas quality management in their networks, they shall make public detailed information regarding the quality of the ~~gases~~ gas transported in their networks, which might affect network users, based on Articles 16 and 17 of Commission Regulation (EU) 2015/703.	Where distribution system operators are responsible for gas quality management in their networks, they shall make public detailed information regarding the quality of the gases transported in their networks, which might affect network users, based on Articles 16 and 17 of Commission Regulation (EU) 2015/703.	Where distribution system operators are responsible for gas quality management in their networks, they shall make public detailed information regarding the quality of the gases transported in their networks, which might affect network users, based on Articles 16 and 17 of Commission Regulation (EU) 2015/703. Gas vs gases linguistic
	Article 36			
401	Article 36 European entity for distribution system operators	Article 36 European entity for distribution system operators	Article 36 European entity for distribution system operators	Article 36 European entity for distribution system operators Text Origin: Commission Proposal
	Article 36, first paragraph			
402	Distribution system operators operating a natural gas system shall cooperate at Union level through the European entity for distribution	Distribution system operators operating a natural gas system <u>or hydrogen network</u> shall cooperate at Union level through the	1. Distribution system operators operating a natural gas system shall cooperate at Union level through the European entity	Distribution system operators operating a natural gas system shall <u>and distribution network operators operating a hydrogen</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	system operators ('EU DSO entity') set up in accordance with Articles 52 to 57 of Regulation (EU) 2019/943 of the European Parliament and of the Council¹, in order to promote the completion and functioning of the internal market for natural gas and to promote optimal management and a coordinated operation of distribution and transmission systems. ¹. Regulation (EU) 2019/943 of the European Parliament and of the Council of 5 June 2019 on the internal market for electricity (OJ L 158, 14.6.2019, p. 54).	European entity for distribution system operators ('EU DSO entity') set up in accordance with Articles 52 to 57 of Regulation (EU) 2019/943 of the European Parliament and of the Council¹, in order to promote the completion and functioning of the internal market for natural gas, <u>cooperate in the development of the hydrogen market</u> and to promote optimal management and a coordinated operation of distribution and transmission systems. ¹. Regulation (EU) 2019/943 of the European Parliament and of the Council of 5 June 2019 on the internal market for electricity (OJ L 158, 14.6.2019, p. 54).	for distribution system operators ('EU DSO entity') set up in accordance with Articles 52 to 57 of Regulation (EU) 2019/943 of the European Parliament and of the Council¹, in order to promote the completion and functioning of the internal market for natural gas and to promote optimal management and a coordinated operation of distribution and transmission systems. ¹. Regulation (EU) 2019/943 of the European Parliament and of the Council of 5 June 2019 on the internal market for electricity (OJ L 158, 14.6.2019, p. 54).	<u>network may</u> cooperate at Union level through the European entity for distribution system operators ('EU DSO entity') set up in accordance with Articles 52 to 57 of Regulation (EU) 2019/943 of the European Parliament and of the Council¹, in order to promote the completion and functioning of the internal market for natural gas, <u>cooperate in the development of the hydrogen market</u> and to promote optimal management and a coordinated operation of distribution and transmission systems. ¹. Regulation (EU) 2019/943 of the European Parliament and of the Council of 5 June 2019 on the internal market for electricity (OJ L 158, 14.6.2019, p. 54).
Article 36, second paragraph				
403	Registered members may participate in the EU DSO entity directly or be represented by a national association designated by a Member State or by a Union-level association.	Registered members may participate in the EU DSO entity directly or be represented by a national association designated by a Member State or by a Union-level association.	2. Registered members may participate in the EU DSO entity directly or be represented by a national association designated by a Member State or by a Union-level association.	Registered members may participate in the EU DSO entity directly or be represented by a national association designated by a Member State or by a Union-level association. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 36, third paragraph				
404	The costs related to the activities of the EU DSO entity shall be borne by the distribution system operators that are registered members and shall be taken into account in the calculation of tariffs. Regulatory authorities shall only approve costs that are reasonable and proportionate.	The costs related to the activities of the EU DSO entity shall be borne by the distribution system operators that are registered members and shall be taken into account in the calculation of tariffs. Regulatory authorities shall only approve costs that are reasonable and proportionate <u>and provide reasons where they are not approved.</u>	3. The costs related to the activities of the EU DSO entity shall be borne by the distribution system operators that are registered members and shall be taken into account in the calculation of tariffs. Regulatory authorities shall only approve costs that are reasonable and proportionate.	The costs related to the activities of the EU DSO entity shall be borne by the distribution system operators <u>and hydrogen distribution system operators</u> that are registered members and shall be taken into account in the calculation of tariffs. Regulatory authorities shall only approve costs that are reasonable and proportionate <u>and provide reasons where they are not approved.</u> Text in [...] to be checked during finalisation
Article 37				
405	Article 37 Change to the principal rules and procedures for the EU DSO entity	Article 37 Change to the principal rules and procedures for the EU DSO entity	Article 37 Change to the principal rules and procedures for the EU DSO entity	Article 37 Change to the principal rules and procedures for the EU DSO entity Text Origin: Commission Proposal
Article 37(1)				
406	1. The rules and procedures on the participation of distribution system operators in the EU DSO entity	1. The rules and procedures on the participation of distribution system operators in the EU DSO entity	1. The rules and procedures on the participation of distribution system operators in the EU DSO entity	1. The rules and procedures on the participation of distribution system operators in the EU DSO entity

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	pursuant to Article 54 of Regulation (EU) 2019/942 shall also apply to distribution system operators operating a natural gas system.	pursuant to Article 54 of Regulation (EU) 2019/942 shall also apply to distribution system operators operating a natural gas system <u>or hydrogen network</u> .	pursuant to Article 54 of Regulation (EU) ~~2019/942~~ 2019/943 shall also apply to distribution system operators operating a natural gas system.	pursuant to Article 54 of Regulation (EU) ~~2019/942~~ 2019/943 shall also apply to distribution system operators operating a natural gas system <u>or hydrogen distribution network</u> .
Article 37(1a)				
406a		<u>1a. The governance rules and structures of the EU DSO entity shall guarantee a fair and balanced representation for gas and hydrogen distribution system operators.</u>		<u>deletion</u>
Article 37(2)				
407	2. The Strategic Advisory Group pursuant to Article 54(2), point (f), of Regulation (EU) 2019/942 shall also consist of representatives of associations representing European distribution system operators solely operating a natural gas system.	2. The Strategic Advisory Group pursuant to Article 54(2), point (f), of Regulation (EU) 2019/942 shall also consist of representatives of associations representing European distribution system operators solely operating a natural gas system <u>or hydrogen network</u> .	2. The Strategic Advisory Group pursuant to Article 54(2), point (f), of Regulation (EU) ~~2019/942~~ 2019/943 shall also consist of representatives of associations representing European distribution system operators solely operating a natural gas system.	2. <u>2.</u> The Strategic Advisory Group pursuant to Article 54(2), point (f), of Regulation (EU) ~~2019/942~~ 2019/943 shall also consist of representatives of associations representing European distribution system operators solely operating a natural gas system <u>or hydrogen distribution network</u> .
Article 37(3), second subparagraph				
409	The draft updated rules of	The draft updated rules of	The draft updated rules of	The draft updated rules of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	procedure of the EU DSO entity shall ensure balanced representation of all participating distribution system operators, including those solely owning or operating natural gas systems.	procedure of the EU DSO entity shall ensure balanced representation of all participating distribution system operators, including those solely owning or operating natural gas systems <u>or hydrogen network</u> .	procedure of the EU DSO entity shall ensure balanced representation of all participating distribution system operators, including those solely owning or operating natural gas systems.	procedure of the EU DSO entity shall ensure <u>fair and</u> balanced representation of all participating distribution system operators, including those solely owning or operating natural gas systems <u>or hydrogen distribution network</u> .
Article 37(4)				
410	4. Within four months of receipt of the documents pursuant to paragraph 3, ACER shall provide the Commission with its opinion, after consulting organisations representing all stakeholders, in particular distribution system users.	4. Within four months of receipt of the documents pursuant to paragraph 3, ACER shall provide the Commission with its opinion, after consulting organisations representing all stakeholders, in particular distribution system users, <u>including customers</u> .	4. Within four months of receipt of the documents pursuant to paragraph 3, ACER shall provide the Commission with its opinion, after consulting organisations representing all stakeholders, in particular distribution system users.	4. Within four months of receipt of the documents pursuant to paragraph 3, ACER shall provide the Commission with its opinion, after consulting organisations representing all stakeholders, in particular distribution system users, <u>including customers</u> . Provisionally agreed at 23/10 ITM
Article 37(5)				
411	5. Within three months of receipt of ACER's opinion, the Commission shall deliver an opinion on documents provided pursuant to paragraph 3, taking into account ACER's opinion as provided for in paragraph 4.	5. Within three months of receipt of ACER's opinion, the Commission shall deliver an opinion on documents provided pursuant to paragraph 3, taking into account ACER's opinion as provided for in paragraph 4.	5. Within three months of receipt of ACER's opinion, the Commission shall deliver an opinion on documents provided pursuant to paragraph 3, taking into account ACER's opinion as provided for in paragraph 4.	5. Within three months of receipt of ACER's opinion, the Commission shall deliver an opinion on documents provided pursuant to paragraph 3, taking into account ACER's opinion as provided for in paragraph 4. Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 37(6)				
412	6. Within three months of receipt of the Commission's positive opinion, the distribution system operators shall adopt and publish its updated statutes, rules of procedure and financing rules.	6. Within three months of receipt of the Commission's positive opinion, the distribution system operators shall adopt and publish its updated statutes, rules of procedure and financing rules.	6. Within three months of receipt of the Commission's positive opinion, the distribution system operators shall adopt and publish its updated statutes, rules of procedure and financing rules.	6. Within three months of receipt of the Commission's positive opinion, the distribution system operators shall adopt and publish its updated statutes, rules of procedure and financing rules. Text Origin: Commission Proposal
Article 37(7)				
413	7. The documents referred to in paragraph 3 shall be submitted to the Commission and to ACER where there are changes thereto or upon the reasoned request of either of them. The Commission and ACER may deliver an opinion in accordance with the process set out in paragraphs 3, 4 and 5.	7. The documents referred to in paragraph 3 shall be submitted to the Commission and to ACER where there are changes thereto or upon the reasoned request of either of them. The Commission and ACER may deliver an opinion in accordance with the process set out in paragraphs 3, 4 and 5.	7. The documents referred to in paragraph 3 shall be submitted to the Commission and to ACER where there are changes thereto or upon the reasoned request of either of them. The Commission and ACER may deliver an opinion in accordance with the process set out in paragraphs 3, 4 and 5.	7. The documents referred to in paragraph 3 shall be submitted to the Commission and to ACER where there are changes thereto or upon the reasoned request of either of them. The Commission and ACER may deliver an opinion in accordance with the process set out in paragraphs 3, 4 and 5. Text Origin: Commission Proposal
Article 38				
414	Article 38	Article 38	Article 38	Article 38

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Additional tasks of the EU DSO entity	Additional tasks of the EU DSO entity	Additional tasks of the EU DSO entity	Additional tasks of the EU DSO entity Text Origin: Commission Proposal
Article 38(2), first subparagraph				
416	2. In addition to the tasks listed in Article 55(1) of Regulation (EU) 2019/943 the EU DSO entity shall participate in the development of network codes which are relevant to the operation and planning of distribution grids and the coordinated operation of the transmission networks and distribution networks pursuant to this Regulation and contribute to mitigating fugitive methane emissions from the natural gas system.	2. In addition to the tasks listed in Article 55(1) of Regulation (EU) 2019/943 the EU DSO entity shall participate in the development of network codes which are relevant to the operation and planning of distribution grids and the coordinated operation of the transmission networks and distribution networks pursuant to this Regulation and contribute to mitigating fugitive methane emissions from the natural gas system.	2. In addition to the tasks listed in Article 55(1) of Regulation (EU) 2019/943 the EU DSO entity shall participate in the development of network codes which are relevant to the operation and planning of distribution grids and the coordinated operation of the transmission networks and distribution networks pursuant to this Regulation and contribute to mitigating fugitive methane emissions from the natural gas system.	2. In addition to the tasks listed in Article 55(1) of Regulation (EU) 2019/943 the EU DSO entity shall participate in the development of network codes which are relevant to the operation and planning of distribution grids and the coordinated operation of the transmission networks and distribution networks pursuant to this Regulation and contribute to mitigating fugitive methane emissions from the natural gas system. Text Origin: Commission Proposal
Article 38(2), second subparagraph				
417	When participating in the development of new network codes pursuant to Article 53, the EU DSO entity shall comply with the consultation requirements as laid	When participating in the development of new network codes pursuant to Article 53, the EU DSO entity shall comply with the consultation requirements as laid	When participating in the development of new network codes pursuant to Article 53, the EU DSO entity shall comply with the consultation requirements as laid	When participating in the development of new network codes pursuant to Article 53, the EU DSO entity shall comply with the consultation requirements as laid

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	down in Article 56 of Regulation (EU) 2019/943.	down in Article 56 of Regulation (EU) 2019/943.	down in Article 56 of Regulation (EU) 2019/943.	down in Article 56 of Regulation (EU) 2019/943. Text Origin: Commission Proposal
Article 38(3)				
418	3. In addition to the activities listed in Article 55(2) of Regulation (EU) 2019/943 the EU DSO entity shall:	3. In addition to the activities listed in Article 55(2) of Regulation (EU) 2019/943 the EU DSO entity shall:	3. In addition to the activities listed in Article 55(2) of Regulation (EU) 2019/943 the EU DSO entity shall:	3. In addition to the activities listed in Article 55(2) of Regulation (EU) 2019/943 the EU DSO entity shall: Text Origin: Commission Proposal
Chapter III				
423	Chapter III RULES APPLICABLE TO THE DEDICATED HYDROGEN NETWORKS	Chapter III RULES APPLICABLE TO THE DEDICATED HYDROGEN NETWORKS	Chapter III RULES APPLICABLE TO THE DEDICATED HYDROGEN NETWORKS	Chapter III RULES APPLICABLE TO THE DEDICATED HYDROGEN NETWORKS Text Origin: Commission Proposal
Article 39				
424	Article 39 Cross-border coordination on hydrogen quality	Article 39 Cross-border coordination on hydrogen quality	Article 39 Cross-border coordination on hydrogen quality	Article 39 Cross-border coordination on hydrogen quality Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 39(2)				
426	2. Where a restriction to cross-border flows due to differences in hydrogen quality cannot be avoided by the concerned hydrogen network operators in their standard operations, they shall inform the concerned regulatory authorities without delay. The information shall include a description and justified reasoning for any steps already taken by the hydrogen network operators.	2. Where a restriction to cross-border flows due to differences in hydrogen quality cannot be avoided by the concerned hydrogen network operators in their standard operations, they shall inform the concerned regulatory authorities without delay. The information shall include a description and justified reasoning for any steps already taken by the hydrogen network operators.	2. Where a restriction to cross-border flows due to differences in hydrogen quality cannot be avoided by the concerned hydrogen network operators in their standard operations, they shall inform the concerned regulatory authorities without delay. The information shall include a description and justified reasoning for any steps already taken by the hydrogen network operators.	2. Where a restriction to cross-border flows due to differences in hydrogen quality cannot be avoided by the concerned hydrogen network operators in their standard operations, they shall inform the concerned regulatory authorities without delay. The information shall include a description and justified reasoning for any steps already taken by the hydrogen network operators. Text Origin: Commission Proposal
Article 39(3)				
427	3. The concerned regulatory authorities shall jointly agree within six months whether to recognise the restriction.	3. The concerned regulatory authorities shall jointly agree within six months whether to recognise the restriction.	3. The concerned regulatory authorities shall jointly agree within six months whether to recognise the restriction.	3. The concerned regulatory authorities shall jointly agree within six months whether to recognise the restriction. Text Origin: Commission Proposal
Article 39(4)				
428				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	4. Where the concerned regulatory authorities recognise the restriction, they shall request the concerned hydrogen network operators to perform, within 12 months, the following actions in sequence:	4. Where the concerned regulatory authorities recognise the restriction, they shall request the concerned hydrogen network operators to perform, within 12 months, the following actions in sequence:	4. Where the concerned regulatory authorities recognise the restriction, they shall request the concerned hydrogen network operators to perform, within 12 months, the following actions in sequence:	4. Where the concerned regulatory authorities recognise the restriction, they shall request the concerned hydrogen network operators to perform, within 12 months, the following actions in sequence: Text Origin: Commission Proposal
Article 39(4), point (a)				
429	(a) cooperate and develop technically feasible options in order to remove the recognised restriction;	(a) cooperate and develop technically feasible options in order to remove the recognised restriction;	(a) cooperate and develop technically feasible options in order to remove the recognised restriction;	(a) cooperate and develop technically feasible options in order to remove the recognised restriction; Text Origin: Commission Proposal
Article 39(4), point (b)				
430	(b) jointly carry out a cost-benefit analysis on the technically feasible options to define economically efficient solutions which shall specify the breakdown of costs and benefits among the categories of affected parties;	(b) jointly carry out a cost-benefit analysis on the technically feasible options to define economically efficient solutions which shall specify the breakdown of costs and benefits among the categories of affected parties;	(b) jointly carry out a cost-benefit analysis on the technically feasible options to define economically efficient solutions which shall specify the breakdown of costs and benefits among the categories of affected parties;	(b) jointly carry out a cost-benefit analysis on the technically feasible options to define economically efficient solutions which shall specify the breakdown of costs and benefits among the categories of affected parties; Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 39(4), point (c)			
431	(c) produce an estimate of the implementation time for each potential option;	(c) produce an estimate of the implementation time for each potential option;	(c) produce an estimate of the implementation time for each potential option;	(c) produce an estimate of the implementation time for each potential option; Text Origin: Commission Proposal
	Article 39(4), point (d)			
432	(d) conduct a public consultation on identified feasible solutions and take into consideration the results of the consultation;	(d) conduct a public consultation on identified feasible solutions and take into consideration the results of the consultation;	(d) conduct a public consultation on identified feasible solutions and take into consideration the results of the consultation;	(d) conduct a public consultation on identified feasible solutions and take into consideration the results of the consultation; Text Origin: Commission Proposal
	Article 39(4), point (e)			
433	(e) submit a joint proposal for a solution based on the cost benefit analysis and results of the public consultation removing the recognised restriction, including the timeframe for implementation, to their respective regulatory authorities for approval and to the other competent national authorities of each involved	(e) submit a joint proposal for a solution based on the cost benefit analysis and results of the public consultation removing the recognised restriction, including the timeframe for implementation, to their respective regulatory authorities for approval and to the other competent national authorities of each involved	(e) submit a joint proposal for a solution based on the cost benefit analysis and results of the public consultation removing the recognised restriction, including the timeframe for implementation, to their respective regulatory authorities for approval and to the other competent national authorities of each involved	(e) submit a joint proposal for a solution based on the cost benefit analysis and results of the public consultation removing the recognised restriction, including the timeframe for implementation, to their respective regulatory authorities for approval and to the other competent national authorities of each involved

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Member State for information.	Member State for information.	Member State for information.	Member State for information. Text Origin: Commission Proposal
Article 39(8)				
437	8. ACER may make recommendations to the regulatory authorities on the details of such cost allocation decisions as referred to in paragraph 7.	8. ACER may make recommendations to the regulatory authorities on the details of such cost allocation decisions as referred to in paragraph 7.	8. ACER may make recommendations to the regulatory authorities on the details of such cost allocation decisions as referred to in paragraph 7.	8. ACER may make recommendations to the regulatory authorities on the details of such cost allocation decisions as referred to in paragraph 7. Text Origin: Commission Proposal
Article 39(9)				
438	9. Where the concerned regulatory authorities cannot reach an agreement as referred to in paragraph 3 of this Article, ACER shall decide on the restriction, following the process set out in Article 6(10) of Regulation (EU) 2019/942. Where ACER recognises the restriction it shall request the concerned hydrogen network operators to perform, within 12 months, the actions referred to in paragraph 4, points (a) to (e), in sequence.	9. Where the concerned regulatory authorities cannot reach an agreement as referred to in paragraph 3 of this Article, ACER shall decide on the restriction, following the process set out in Article 6(10) of Regulation (EU) 2019/942. Where ACER recognises the restriction it shall request the concerned hydrogen network operators to perform, within 12 months, the actions referred to in paragraph 4, points (a) to (e), in sequence.	9. Where the concerned regulatory authorities cannot reach an agreement as referred to in paragraph 3 of this Article, ACER shall decide on the restriction, following the process set out in Article 6(10) of Regulation (EU) 2019/942. Where ACER recognises the restriction it shall request the concerned hydrogen network operators to perform, within 12 months, the actions referred to in paragraph 4, points (a) to (e), in sequence.	9. Where the concerned regulatory authorities cannot reach an agreement as referred to in paragraph 3 of this Article, ACER shall decide on the restriction, following the process set out in Article 6(10) of Regulation (EU) 2019/942. Where ACER recognises the restriction it shall request the concerned hydrogen network operators to perform, within 12 months, the actions referred to in paragraph 4, points (a) to (e), in sequence.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 39(11)				
440	11. Further details required to implement this Article, including details on a common binding hydrogen quality specification for cross-border hydrogen interconnectors, cost benefit analyses for removing cross-border flow restrictions due to hydrogen quality differences, interoperability rules for cross-border hydrogen infrastructure, including addressing interconnection agreements, units, data exchange, communication and information provision among relevant market participants, shall be set in a network code established in accordance with Article 54(2), point (b).	11. Further details required to implement this Article, including details on a common binding hydrogen quality specification for cross-border hydrogen interconnectors, cost benefit analyses for removing cross-border flow restrictions due to hydrogen quality differences, interoperability rules for cross-border hydrogen infrastructure, including addressing interconnection agreements, units, data exchange, communication and information provision among relevant market participants, shall be set in a network code established in accordance with Article 54(2), point (b).	11. Further details required to implement this Article, including details on a common binding hydrogen quality specification for cross-border hydrogen interconnectors, cost benefit analyses for removing cross-border flow restrictions due to hydrogen quality differences, interoperability rules for cross-border hydrogen infrastructure, including addressing interconnection agreements, units, data exchange, communication and information provision among relevant market participants, shall be set in a network code established in accordance with Article 54(2), point (b).	11. Further details required to implement this Article, including details on a common binding hydrogen quality specification for cross-border hydrogen interconnectors, cost benefit analyses for removing cross-border flow restrictions due to hydrogen quality differences, interoperability rules for cross-border hydrogen infrastructure, including addressing interconnection agreements, units, data exchange, communication and information provision among relevant market participants, shall be set in a network code established in accordance with Article 54(2), point (b). Text Origin: Commission Proposal
Article 39a				
440a				<u>Article 39a</u> <u>Cooperation between hydrogen distribution network operators and hydrogen transmission</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<u>network operators</u>
Article 39a(1)				
440b				<u>1. Hydrogen distribution network operators shall cooperate with other hydrogen distribution network operators and hydrogen transmission network operators to coordinate maintenance, network development, new connections, decommissioning and the operation of the hydrogen system to ensure system integrity and with a view to maximising capacity and minimising the use of fuel gas.</u>
Article 48				
493	Article 48 Transparency requirements concerning hydrogen network operators	Article 48 Transparency requirements concerning hydrogen network operators	Article 48 Transparency requirements concerning hydrogen network operators	Article 48 Transparency requirements concerning hydrogen network operators Text Origin: Commission Proposal
Article 48(1)				
494	1. The hydrogen network	1. The hydrogen network	1. The hydrogen network	1. The hydrogen network

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	operators shall make public detailed information regarding the services they offer and the relevant conditions applied, together with the technical information necessary for hydrogen network users to gain effective network access.	operators shall make public detailed information regarding the services they offer and the relevant conditions applied, together with the technical information necessary for hydrogen network users to gain effective network access.	operators shall make public detailed information regarding the services they offer and the relevant conditions applied, together with the technical information necessary for hydrogen network users to gain effective network access.	operators shall make public detailed information regarding the services they offer and the relevant conditions applied, together with the technical information necessary for hydrogen network users to gain effective network access. Text Origin: Commission Proposal
Article 48(2)				
495	2. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the hydrogen network, from 1 January 2031 hydrogen network operators or relevant authorities shall publish complete information on tariff derivation, methodology and structure.	2. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the hydrogen network, from 1 January 2031 hydrogen network operators or relevant authorities shall publish complete information on tariff derivation, methodology and structure.	2. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the hydrogen network, from 1 January 2031 hydrogen network operators or relevant authorities shall publish complete information on tariff derivation, methodology and structure.	2. In order to ensure transparent, objective and non-discriminatory tariffs and facilitate efficient utilisation of the hydrogen network, from 1 January 2031 hydrogen network operators or relevant authorities shall publish complete information on tariff derivation, methodology and structure. Text Origin: Commission Proposal
Article 48(3)				
496	3. The hydrogen network operators shall make public detailed information regarding the quality of hydrogen transported in	3. The hydrogen network operators shall make public detailed information regarding the quality of hydrogen transported in	3. The hydrogen network operators shall make public detailed information regarding the quality of hydrogen transported in	3. The hydrogen network operators shall make public detailed information regarding the quality of hydrogen transported in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	their networks, which might affect network users.	their networks, which might affect network users.	their networks, which might affect network users.	their networks, which might affect network users. Text Origin: Commission Proposal
Article 48(4)				
497	4. The relevant points of a hydrogen network on which the information is to be made public shall be approved by the competent authorities after consultation with hydrogen network users.	4. The relevant points of a hydrogen network on which the information is to be made public shall be approved by the competent authorities after consultation with hydrogen network users.	4. The relevant points of a hydrogen network on which the information is to be made public shall be approved by the competent authorities after consultation with hydrogen network users.	4. The relevant points of a hydrogen network on which the information is to be made public shall be approved by the competent authorities after consultation with hydrogen network users. Text Origin: Commission Proposal
Article 48(5)				
498	5. The hydrogen network operators shall always disclose the information required by this Regulation in a meaningful, quantifiably clear and easily accessible manner and on a non-discriminatory basis.	5. The hydrogen network operators shall always disclose the information required by this Regulation in a meaningful, quantifiably clear and easily accessible manner and on a non-discriminatory basis.	5. The hydrogen network operators shall always disclose the information required by this Regulation in a meaningful, quantifiably clear and easily accessible manner and on a non-discriminatory basis.	5. The hydrogen network operators shall always disclose the information required by this Regulation in a meaningful, quantifiably clear and easily accessible manner and on a non-discriminatory basis. Text Origin: Commission Proposal
Article 48(6)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
499	6. The hydrogen network operators shall make public ex-ante and ex-post supply and demand information, including a periodic forecast and the recorded information. The regulatory authority shall ensure that all such information is made public. The level of detail of the information that is made public shall reflect the information available to the hydrogen network operators.	6. The hydrogen network operators shall make public ex-ante and ex-post supply and demand information, including a periodic forecast and the recorded information. The regulatory authority shall ensure that all such information is made public. The level of detail of the information that is made public shall reflect the information available to the hydrogen network operators.	6. The hydrogen network operators shall make public ex-ante and ex-post supply and demand information, including a periodic forecast and the recorded information. The regulatory authority shall ensure that all such information is made public. The level of detail of the information that is made public shall reflect the information available to the hydrogen network operators.	6. The hydrogen network operators shall make public ex-ante and ex-post supply and demand information, including a periodic forecast and the recorded information. The regulatory authority shall ensure that all such information is made public. The level of detail of the information that is made public shall reflect the information available to the hydrogen network operators. Text Origin: Commission Proposal
Article 48(7)				
500	7. The market participants concerned shall provide the hydrogen network operator with the data referred to in this Article.	7. The market participants concerned shall provide the hydrogen network operator with the data referred to in this Article.	7. The market participants concerned shall provide the hydrogen network operator with the data referred to in this Article.	7. The market participants concerned shall provide the hydrogen network operator with the data referred to in this Article. Text Origin: Commission Proposal
Article 48(8)				
501	8. Further details required to implement the transparency requirements for hydrogen network operators, including further details	8. Further details required to implement the transparency requirements for hydrogen network operators, including further details	8. Further details required to implement the transparency requirements for hydrogen network operators, including further details	8. Further details required to implement the transparency requirements for hydrogen network operators, including further details

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	on the content, frequency and form of information provision by hydrogen network operators, shall be set in a network code established in accordance with Article 54(1) of this Regulation.	on the content, frequency and form of information provision by hydrogen network operators, shall be set in a network code established in accordance with Article 54(1) of this Regulation.	on the content, frequency and form of information provision by hydrogen network operators, shall be set in a network code established in accordance with Article 54(1) of this Regulation.	on the content, frequency and form of information provision by hydrogen network operators, shall be set in a network code established in accordance with Article 54(1) of this Regulation. Text Origin: Commission Proposal
Article 49				
502	Article 49 Record keeping in the hydrogen system	Article 49 Record keeping in the hydrogen system	Article 49 Record keeping in the hydrogen system	Article 49 Record keeping in the hydrogen system Text Origin: Commission Proposal
Article 49, first paragraph				
503	Hydrogen network operators, hydrogen storage operators and hydrogen terminal operators shall keep at the disposal of the national authorities, including the regulatory authority, the national competition authority and the Commission, all information referred to in Articles 31 and 48 and in Part 4 of Annex I for a period of five years.	Hydrogen network operators, hydrogen storage operators and hydrogen terminal operators shall keep at the disposal of the national authorities, including the regulatory authority, the national competition authority and the Commission, all information referred to in Articles 31 and 48 and in Part 4 of Annex I for a period of five years.	Hydrogen network operators, hydrogen storage operators and hydrogen terminal operators shall keep at the disposal of the national authorities, including the regulatory authority, the national competition authority and the Commission, all information referred to in Articles 31 and 48 and in Part 4 of Annex I for a period of five years.	Hydrogen network operators, hydrogen storage operators and hydrogen terminal operators shall keep at the disposal of the national authorities, including the regulatory authority, the national competition authority and the Commission, all information referred to in Articles 31 and 48 and in Part 4 of Annex I for a period of five years.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 51, first paragraph				
508	The Commission is empowered to adopt implementing acts laying down common specifications for the requirements set out in Article 46 of [the recast Gas Directive as proposed in COM(2021) xxx] or may set those specifications in a network code pursuant to Article 54 (2), point (b), of this Regulation, where:	The Commission is empowered to adopt implementing acts laying down common specifications for the requirements set out in Article 46 of [the recast Gas Directive as proposed in COM(2021) xxx] or may set those specifications in a network code pursuant to Article 54 (2), point (b), of this Regulation, where:	1. The Commission is empowered to adopt implementing acts laying down common specifications for the requirements set out in Article 46 of [the recast Gas Directive as proposed in COM(2021) xxx] or may set those specifications in a network code pursuant to Article 54 (2), point (b), of this Regulation, where:	The Commission is empowered to adopt implementing acts laying down common specifications for the requirements set out in Article 46 of [the recast Gas Directive as proposed in COM(2021) xxx] or may set those specifications in a network code pursuant to Article 54 (2), point (b), of this Regulation, where: Text Origin: Commission Proposal
Article 51, first paragraph, point (a)				
509	(a) those requirements are not covered by harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union; or	(a) those requirements are not covered by harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union; or	(a) those requirements are not covered by harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union; or	(a) those requirements are not covered by harmonised standards or parts thereof, the references of which have been published in the Official Journal of the European Union; or Text Origin: Commission Proposal
Article 51, first paragraph, point (c)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
511	(c) the Commission has decided in accordance with the procedure referred to in Article 11(5) of Regulation (EU) No 1025/2012 to maintain with restriction or to withdraw the references to the harmonised standards or parts thereof by which those requirements are covered.	(c) the Commission has decided in accordance with the procedure referred to in Article 11(5) of Regulation (EU) No 1025/2012 to maintain with restriction or to withdraw the references to the harmonised standards or parts thereof by which those requirements are covered.	(c) the Commission has decided in accordance with the procedure referred to in Article 11(5) of Regulation (EU) No 1025/2012 to maintain with restriction or to withdraw the references to the harmonised standards or parts thereof by which those requirements are covered.	(c) the Commission has decided in accordance with the procedure referred to in Article 11(5) of Regulation (EU) No 1025/2012 to maintain with restriction or to withdraw the references to the harmonised standards or parts thereof by which those requirements are covered. Text Origin: Commission Proposal
Article 51, second paragraph				
512	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 61(3).	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 61(3).	2. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 61(3).	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 61(3). Text Origin: Commission Proposal
Chapter IV				
513	Chapter IV NETWORK CODES AND GUIDELINES	Chapter IV NETWORK CODES AND GUIDELINES	Chapter IV NETWORK CODES AND GUIDELINES	Chapter IV NETWORK CODES AND GUIDELINES Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 52				
514	Article 52 Adoption of network codes and guidelines	Article 52 Adoption of network codes and guidelines	Article 52 Adoption of network codes and guidelines	Article 52 Adoption of network codes and guidelines Text Origin: Commission Proposal
Article 52(2)				
516	2. The network codes and guidelines shall:	2. The network codes and guidelines shall:	2. The network codes and guidelines shall:	2. The network codes and guidelines shall: Text Origin: Commission Proposal
Article 52(2), point (a)				
517	(a) ensure that they provide the minimum degree of harmonisation required to achieve the aims of this Regulation;	(a) ensure that they provide the minimum degree of harmonisation required to achieve the aims of this Regulation;	(a) ~~ensure that they~~ provide the minimum degree of harmonisation required to achieve the aims of this Regulation;	(a) ~~ensure that they~~ provide the minimum degree of harmonisation required to achieve the aims of this Regulation; Provisionally agreed at 23/10 ITM
Article 53				
521	Article 53 Establishment of network codes	Article 53 Establishment of network codes	Article 53 Establishment of network codes for natural gas	Article 53 Establishment of network codes <u>for natural gas</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Provisionally agreed at 23/10 ITM
Article 53(1), first subparagraph				
522	1. The Commission is empowered to adopt implementing acts establishing network codes in the following areas:	1. The Commission is empowered to adopt implementing acts establishing network codes in the following areas:	1. The Commission is empowered to adopt implementing acts establishing network codes in the following areas:	1. The Commission is empowered to adopt implementing acts establishing network codes in the following areas: Text Origin: Commission Proposal
Article 53(1), first subparagraph, point (a)				
523	(a) data exchange and settlement rules implementing Articles 21 and 22 of [recast Gas Directive as proposed in COM(2021) xxx] regarding interoperability and data exchange as well as harmonised rules for the operation of gas transmission systems, capacity booking platforms, and IT processes relevant for the functioning of the internal market	(a) data exchange and settlement rules implementing Articles 21 and 22 of [recast Gas Directive as proposed in COM(2021) xxx] regarding interoperability and data exchange as well as harmonised rules for the operation of gas transmission systems, capacity booking platforms, and IT processes relevant for the functioning of the internal market;	(a) data exchange and settlement rules implementing Articles 21 and 22 of [recast Gas Directive as proposed in COM(2021) xxx] regarding interoperability and data exchange as well as harmonised rules for the operation of gas transmission systems, capacity booking platforms, and IT processes relevant for the functioning of the internal market	(a) data exchange and settlement rules implementing Articles 21 and 22 of [recast Gas Directive as proposed in COM(2021) xxx] regarding interoperability and data exchange as well as harmonised rules for the operation of gas transmission systems, capacity booking platforms, and IT processes relevant for the functioning of the internal market; Text Origin: Commission Proposal
Article 53(1), first subparagraph, point (b)				
524	(b) interoperability rules for the	(b) interoperability rules for the	(b) interoperability rules for the	(b) interoperability rules for the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	natural gas system, implementing Articles 9 and 35 and 40 of [recast Gas Directive as proposed in COM(2021) xxx] including addressing interconnection agreements, rules on flow control and measurement principles for gas quantity and quality, allocation and matching rules, common sets of units, data exchange, gas quality, including rules on managing cross-border restrictions due to gas quality differences or due to differences in odorisation practices or due to differences in the volume of hydrogen blended in the natural gas system, cost-benefit analyses for removing cross-border flow restrictions, Wobbe Index classification, mitigating measures, minimum acceptance levels for gas quality parameters relevant for ensuring the unhindered cross-border flow of biomethane (e.g. oxygen content), short- and long-term gas quality monitoring, information provision and cooperation among relevant market participants, reporting on gas quality, transparency, communication procedures including in case of exceptional events;	natural gas system, implementing <u>Article 19 of this Regulation and</u> Articles 9 and 35 and 40 of [recast Gas Directive as proposed in COM(2021) xxx] including addressing interconnection agreements, rules on flow control and measurement principles for gas quantity and quality, allocation and matching rules, common sets of units, data exchange, gas quality, including rules on managing cross-border restrictions due to gas quality differences or due to differences in odorisation practices or due to differences in the volume of hydrogen blended in the natural gas system, cost-benefit analyses for removing cross-border flow restrictions, <u>and on a common binding natural gas quality specification for cross-border natural gas interconnectors</u>, Wobbe Index classification, mitigating measures, minimum acceptance levels for gas quality parameters relevant for ensuring the unhindered cross-border flow of biomethane (e.g. oxygen content), short- and long-term gas quality monitoring, information provision and cooperation among relevant market participants,	natural gas system, implementing Articles 9 ~~and~~, 35 and 40 of [recast Gas Directive as proposed in COM(2021) xxx] including addressing interconnection agreements, rules on flow control and measurement principles for gas quantity and quality, allocation and matching rules, common sets of units, data exchange, gas quality, including rules on managing cross-border restrictions due to gas quality differences or due to differences in odorisation practices or due to differences in the volume of hydrogen blended in the natural gas system, cost-benefit analyses for removing cross-border flow restrictions, Wobbe Index classification, mitigating measures, minimum acceptance levels for gas quality parameters relevant for ensuring the unhindered cross-border flow of biomethane (e.g. oxygen content), short- and long-term gas quality monitoring, information provision and cooperation among relevant market participants, reporting on gas quality, transparency, communication procedures including in case of exceptional events;	natural gas system, implementing <u>Article 19 of this Regulation and</u> Articles 9 and 35 and 40 of [recast Gas Directive as proposed in COM(2021) xxx] including addressing interconnection agreements, rules on flow control and measurement principles for gas quantity and quality, allocation and matching rules, common sets of units, data exchange, gas quality, including rules on managing cross-border restrictions due to gas quality differences or due to differences in odorisation practices or due to differences in the volume of hydrogen blended in the natural gas system, cost-benefit analyses for removing cross-border flow restrictions, Wobbe Index classification, mitigating measures, minimum acceptance levels for gas quality parameters relevant for ensuring the unhindered cross-border flow of biomethane (e.g. oxygen content), short- and long-term gas quality monitoring, information provision and cooperation among relevant market participants, reporting on gas quality, transparency, communication procedures including in case of exceptional

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		reporting on gas quality, transparency, communication procedures including in case of exceptional events;		events; Provisionally agreed at 23/10 ITM
Article 53(1), first subparagraph, point (c)				
525	(c) capacity-allocation and congestion-management rules implementing Article 27 of [recast Gas Directive as proposed in COM(2021) xxx] and Article 7 to 10 of this Regulation, including rules on cooperation of maintenance procedures and capacity calculation affecting capacity allocation, the standardization of capacity products and units including bundling, the allocation methodology including auction algorithms, sequence and procedure for existing, incremental, firm and interruptible capacity, capacity booking platforms, oversubscription and buy back schemes, short and long-term use-it-or-lose it schemes or and any other congestion-management scheme that prevents the hoarding of capacity	(c) capacity-allocation and congestion-management rules implementing Article 27 of [recast Gas Directive as proposed in COM(2021) xxx] and Article 7 to 10 of this Regulation, including rules on cooperation of maintenance procedures and capacity calculation affecting capacity allocation, the standardization of capacity products and units including bundling, the allocation methodology including auction algorithms, sequence and procedure for existing, incremental, firm and interruptible capacity, capacity booking platforms, oversubscription and buy back schemes, short and long-term use-it-or-lose it schemes or and any other congestion-management scheme that prevents the hoarding of capacity	(c) capacity-allocation and congestion-management rules implementing Article 27 of [recast Gas Directive as proposed in COM(2021) xxx] and Article 7 to 10 of this Regulation, including rules on cooperation of maintenance procedures and capacity calculation affecting capacity allocation, the standardization of capacity products and units including bundling, the allocation methodology including auction algorithms, sequence and procedure for existing, incremental, firm and interruptible capacity, capacity booking platforms, oversubscription and buy back schemes, short and long-term use-it-or-lose it schemes or and any other congestion-management scheme that prevents the hoarding of capacity	(c) capacity-allocation and congestion-management rules implementing Article 27 of [recast Gas Directive as proposed in COM(2021) xxx] and Article 7 to 10 of this Regulation, including rules on cooperation of maintenance procedures and capacity calculation affecting capacity allocation, the standardization of capacity products and units including bundling, the allocation methodology including auction algorithms, sequence and procedure for existing, incremental, firm and interruptible capacity, capacity booking platforms, oversubscription and buy back schemes, short and long-term use-it-or-lose it schemes or and any other congestion-management scheme that prevents the hoarding of capacity Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 53(1), first subparagraph, point (d)				
526	(d) balancing rules including network-related rules on nominations procedure, rules for imbalance charges and rules for operational balancing between transmission system operators' systems implementing Article 35(5) of [recast Gas Directive as proposed in COM(2021) xxx] and Article 7 to 10 of this Regulation including network-related rules on nomination procedures, imbalance charges, settlement processes associated with the daily imbalance charge and operational balancing between transmission system operators' networks.	(d) balancing rules including network-related rules on nominations procedure, rules for imbalance charges and rules for operational balancing between transmission system operators' systems implementing Article 35(5) of [recast Gas Directive as proposed in COM(2021) xxx] and Article 7 to 10 of this Regulation including network-related rules on nomination procedures, imbalance charges, settlement processes associated with the daily imbalance charge and operational balancing between transmission system operators' networks.	(d) balancing rules including network-related rules on nominations procedure, rules for imbalance charges and rules for operational balancing between transmission system operators' systems implementing Article 35(5) of [recast Gas Directive as proposed in COM(2021) xxx] and Article 7 to 10 of this Regulation including network-related rules on nomination procedures, imbalance charges, settlement processes associated with the daily imbalance charge and operational balancing between transmission system operators' networks.	(d) balancing rules including network-related rules on nominations procedure, rules for imbalance charges and rules for operational balancing between transmission system operators' systems implementing Article 35(5) of [recast Gas Directive as proposed in COM(2021) xxx] and Article 7 to 10 of this Regulation including network-related rules on nomination procedures, imbalance charges, settlement processes associated with the daily imbalance charge and operational balancing between transmission system operators' networks. Text Origin: Commission Proposal
Article 53(1), second subparagraph				
528	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 61(3).	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 61(3).	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 61(3).	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 61(3). Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 53(2)				
529	2. The Commission is empowered to adopt delegated acts in accordance with Article 63 concerning the establishment of network codes in the following areas:	2. The Commission is empowered to adopt delegated acts in accordance with Article 63 concerning the establishment of network codes in the following areas:	2. The Commission is empowered to adopt delegated acts in accordance with Article 63 to supplement this Regulation concerning the establishment of network codes in the following areas:	2. The Commission is empowered to adopt delegated acts in accordance with Article 63 to supplement this Regulation concerning the establishment of network codes in the following areas: Provisionally agreed at 23/10 ITM
Article 53(2), point (a)				
530	(a) network security and reliability rules including rules for operational network security as well as reliability rules ensuring the quality of service of the network	(a) network security and reliability rules including rules for operational network security as well as reliability rules ensuring the quality of service of the network	(a) network security and reliability rules including rules for operational network security as well as reliability rules ensuring the quality of service of the network	(a) network security and reliability rules including rules for operational network security as well as reliability rules ensuring the quality of service of the network Text Origin: Commission Proposal
Article 53(2), point (b)				
531	(b) network connection rules including rules on the connection of renewable and low carbon gas	(b) network connection rules including rules on the connection of renewable <u>gas</u> and low carbon	(b) network connection rules including rules on the connection of renewable and low carbon gas	(b) network connection rules including rules on the connection of renewable <u>gas</u> and low carbon

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	production facilities, procedures for connection requests;	gas production facilities, procedures for connection requests;	production facilities, procedures for connection requests;	gas production facilities, procedures for connection requests; Provisionally agreed at 23/10 ITM
Article 53(2), point (c)				
532	(c) operational procedures in an emergency including system defence plans, restoration plans, market interactions, information exchange and communication and tools and facilities;	(c) operational procedures in an emergency including system defence plans, restoration plans, market interactions, information exchange and communication and tools and facilities;	(c) operational procedures in an emergency including system defence plans, restoration plans, market interactions, information exchange and communication and tools and facilities;	(c) operational procedures in an emergency including system defence plans, restoration plans, market interactions, information exchange and communication ~~and~~ tools and facilities; Provisionally agreed at 23/10 ITM
Article 53(2), point (d)				
533	(d) rules for trading related to technical and operational provision of network access services and system balancing;	(d) rules for trading related to technical and operational provision of network access services and system balancing;	(d) rules for trading related to technical and operational provision of network access services and system balancing;	(d) rules for trading related to technical and operational provision of network access services and system balancing; Text Origin: Commission Proposal
Article 53(2), point (e)				
534	(e) energy efficiency of gas networks and components as well as energy efficiency with regard to	(e) energy efficiency of gas networks and components as well as energy efficiency with regard to	(e) energy efficiency of gas networks and components as well as energy efficiency with regard to	(e) energy efficiency of gas networks and components as well as energy efficiency with regard to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	network planning and investments enabling the most energy efficient solution from a system perspective;	network planning and investments enabling the most energy efficient solution from a system perspective;	network planning and investments enabling the most energy efficient solution from a system perspective;	network planning and investments enabling the most energy efficient solution from a system perspective; Text Origin: Commission Proposal
Article 53(4)				
537	4. The Commission shall request ACER to submit to it within a reasonable period not exceeding six months of receipt of the Commission's request non-binding framework guidelines setting out clear and objective principles for the development of network codes relating to the areas identified in the priority list. The request of the Commission may include conditions which the framework guidelines shall address. Each framework guideline shall contribute to market integration, non-discrimination, effective competition, and the efficient functioning of the market. Upon a reasoned request from ACER, the Commission may extend the period for submitting the guidelines.	4. The Commission shall request ACER to submit to it within a reasonable period not exceeding six months of receipt of the Commission's request non-binding framework guidelines setting out clear and objective principles for the development of network codes relating to the areas identified in the priority list. The request of the Commission may include conditions which the framework guidelines shall address. Each framework guideline shall contribute to market integration, non-discrimination, effective competition, and the efficient functioning of the market. Upon a reasoned request from ACER, the Commission may extend the period for submitting the guidelines.	4. The Commission shall request ACER to submit to it within a reasonable period not exceeding six months of receipt of the Commission's request non-binding framework guidelines setting out clear and objective principles for the development of network codes relating to the areas identified in the priority list. The request of the Commission may include conditions which the framework guidelines shall address. Each framework guideline shall contribute to market integration, non-discrimination, effective competition, and the efficient functioning of the market. Upon a reasoned request from ACER, the Commission may extend the period for submitting the guidelines.	4. The Commission shall request ACER to submit to it within a reasonable period not exceeding six months of receipt of the Commission's request non-binding framework guidelines setting out clear and objective principles for the development of network codes relating to the areas identified in the priority list. The request of the Commission may include conditions which the framework guidelines shall address. Each framework guideline shall contribute to market integration, non-discrimination, effective competition, and the efficient functioning of the market. Upon a reasoned request from ACER, the Commission may extend the period for submitting the guidelines. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 53(6)				
539	6. ACER shall submit a non-binding framework guideline to the Commission where requested to do so under paragraph 4.	6. ACER shall submit a non-binding framework guideline to the Commission where requested to do so under paragraph 4.	6. ACER shall submit a non-binding framework guideline to the Commission where requested to do so under paragraph 4.	6. ACER shall submit a non-binding framework guideline to the Commission where requested to do so under paragraph 4. Text Origin: Commission Proposal
Article 53(7)				
540	7. If the Commission considers that the framework guideline does not contribute to market integration, non-discrimination, effective competition and the efficient functioning of the market, it may request ACER to review the framework guideline within a reasonable period and resubmit it to the Commission.	7. If the Commission considers that the framework guideline does not contribute to market integration, non-discrimination, effective competition and the efficient functioning of the market, it may request ACER to review the framework guideline within a reasonable period and resubmit it to the Commission.	7. If the Commission considers that the framework guideline does not contribute to market integration, non-discrimination, effective competition and the efficient functioning of the market, it may request ACER to review the framework guideline within a reasonable period and resubmit it to the Commission.	7. If the Commission considers that the framework guideline does not contribute to market integration, non-discrimination, effective competition and the efficient functioning of the market, it may request ACER to review the framework guideline within a reasonable period and resubmit it to the Commission. Text Origin: Commission Proposal
Article 53(8)				
541	8. If ACER fails to submit or resubmit a framework guideline within the period set by the Commission under paragraph 4 or 7, the Commission shall develop	8. If ACER fails to submit or resubmit a framework guideline within the period set by the Commission under paragraph 4 or 7, the Commission shall develop	8. If ACER fails to submit or resubmit a framework guideline within the period set by the Commission under paragraph 4 or 7, the Commission shall develop	8. If ACER fails to submit or resubmit a framework guideline within the period set by the Commission under paragraph 4 or 7, the Commission shall develop

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the framework guideline in question.	the framework guideline in question.	the framework guideline in question.	the framework guideline in question. Text Origin: Commission Proposal
Article 53(10a)				
543a		<u>10a. Within three months of the date of receipt of the draft network code, ACER shall provide a reasoned opinion to the ENTSOG&H or the EU DSO entity, as appropriate.</u>		<u>deletion</u>
Article 53(10b)				
543b		<u>10b. The ENTSOG&H or the EU DSO entity in cooperation with the ENTSOG&H, as appropriate, shall amend the network code in light of the opinion of ACER and re-submit it to ACER.</u>		<u>deletion</u>
Article 54				
549	Article 54 Establishment of network codes for hydrogen	Article 54 Establishment of network codes for hydrogen	Article 54 Establishment of network codes for hydrogen	Article 54 Establishment of network codes for hydrogen Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 54(1), first subparagraph			
550	1. The Commission is empowered to adopt implementing acts in order to ensure uniform conditions for the implementation of this Regulation by establishing network codes in the area of transparency rules implementing Article 48 of this Regulation, including further details on the content, frequency and form of information provision by hydrogen network operators and implementing Annex I, point 4 of this Regulation, including details on the format and content of the information necessary for network users for effective access to the network, information to be published at relevant points, details on time schedules.	1. The Commission is empowered to adopt implementing acts in order to ensure uniform conditions for the implementation of this Regulation by establishing network codes in the area of transparency rules implementing Article 48 of this Regulation, including further details on the content, frequency and form of information provision by hydrogen network operators and implementing Annex I, point 4 of this Regulation, including details on the format and content of the information necessary for network users for effective access to the network, information to be published at relevant points, details on time schedules.	1. The Commission is empowered to adopt implementing acts in order to ensure uniform conditions for the implementation of this Regulation by establishing network codes in the area of transparency rules implementing Article 48 of this Regulation, including further details on the content, frequency and form of information provision by hydrogen network operators and implementing Annex I, point 4 of this Regulation, including details on the format and content of the information necessary for network users for effective access to the network, information to be published at relevant points, details on time schedules.	1. The Commission is empowered to adopt implementing acts in order to ensure uniform conditions for the implementation of this Regulation by establishing network codes in the area of transparency rules implementing Article 48 of this Regulation, including further details on the content, frequency and form of information provision by hydrogen network operators and implementing Annex I, point 4 of this Regulation, including details on the format and content of the information necessary for network users for effective access to the network, information to be published at relevant points, details on time schedules. Text Origin: Commission Proposal
	Article 54(1), second subparagraph			
551	Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 61(2).	Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 61(2).	Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 61(2).	Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 61(2).

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 54(2)				
552	2. The Commission is empowered to adopt delegated acts in accordance with Article 63 supplementing this Regulation with regard to the establishment of network codes in the following areas	2. The Commission is empowered to adopt delegated acts in accordance with Article 63 supplementing this Regulation with regard to the establishment of network codes in the following areas	2. The Commission is empowered to adopt delegated acts in accordance with Article 63 supplementing to supplement this Regulation with regard to the establishment of network codes in the following areas	2. The Commission is empowered to adopt delegated acts in accordance with Article 63 ~~supplementing~~ to supplement this Regulation with regard to the establishment of network codes in the following areas Provisionally agreed at 23/10 ITM
Article 54(2), point (a)				
553	(a) energy efficiency regarding hydrogen networks and components as well as energy efficiency with regard to network planning and investments enabling the most energy efficient solution from a system perspective;	(a) energy efficiency regarding hydrogen networks and components as well as energy efficiency with regard to network planning and investments enabling the most energy efficient solution from a system perspective;	(a) energy efficiency regarding hydrogen networks and components as well as energy efficiency with regard to network planning and investments enabling the most energy efficient solution from a system perspective;	(a) energy efficiency regarding hydrogen networks and components as well as energy efficiency with regard to network planning and investments enabling the most energy efficient solution from a system perspective; Text Origin: Commission Proposal
Article 54(2), point (b)				
554	(b) interoperability rules for the	(b) interoperability rules for the	(b) interoperability rules for the	(b) interoperability rules for the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	hydrogen network, including addressing interconnection agreements, units, data exchange, transparency, communication, information provisions and cooperation among relevant market participants as well as hydrogen quality, including common specifications and standardisation, odourisation, cost benefit analyses for removing cross-border flow restrictions due to hydrogen quality differences and reporting on hydrogen quality;	hydrogen network, including addressing interconnection agreements, units, data exchange, transparency, communication, information provisions and cooperation among relevant market participants as well as hydrogen quality, including common specifications and standardisation, odourisation, cost benefit analyses for removing cross-border flow restrictions due to hydrogen quality differences and reporting on hydrogen quality;	hydrogen network, including addressing interconnection agreements, units, data exchange, transparency, communication, information provisions and cooperation among relevant market participants as well as hydrogen quality, including common specifications at interconnection points and standardisation, odourisation, cost benefit analyses for removing cross-border flow restrictions due to hydrogen quality differences and reporting on hydrogen quality;	hydrogen network, including addressing interconnection agreements, units, data exchange, transparency, communication, information provisions and cooperation among relevant market participants as well as hydrogen quality, including common specifications <u>at interconnection points</u> and standardisation, odourisation, cost benefit analyses for removing cross-border flow restrictions due to hydrogen quality differences and reporting on hydrogen quality; Provisionally agreed at 23/10 ITM
Article 54(2), point (c)				
555	(c) rules for the system of financial compensation for cross-border hydrogen infrastructure;	(c) rules for the system of financial compensation for cross-border hydrogen infrastructure;	(c) rules for the system of financial compensation for cross-border hydrogen infrastructure;	(c) rules for the system of financial compensation for cross-border hydrogen infrastructure; Text Origin: Commission Proposal
Article 54(2), point (d)				
556	(d) capacity-allocation and congestion-management rules, including rules on cooperation of	(d) capacity-allocation and congestion-management rules, including rules on cooperation of	(d) capacity-allocation and congestion-management rules, including rules on cooperation of	(d) capacity-allocation and congestion-management rules, including rules on cooperation of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	maintenance procedures and capacity calculation affecting capacity allocation, the standardisation of capacity products and units including bundling, the allocation methodology including auction algorithms, sequence and procedure for existing, incremental, firm and interruptible capacity, capacity booking platforms, oversubscription and buy back schemes, short and long-term use-it-or-lose it schemes or and any other congestion-management scheme that prevents the hoarding of capacity;	maintenance procedures and capacity calculation affecting capacity allocation, the standardisation of capacity products and units including bundling, the allocation methodology including auction algorithms, sequence and procedure for existing, incremental, firm and interruptible capacity, capacity booking platforms, oversubscription and buy back schemes, short and long-term use-it-or-lose it schemes or and any other congestion-management scheme that prevents the hoarding of capacity;	maintenance procedures and capacity calculation affecting capacity allocation, the standardisation of capacity products and units including bundling, the allocation methodology including auction algorithms, sequence and procedure for existing, incremental, firm and interruptible capacity, capacity booking platforms, oversubscription and buy back schemes, short and long-term use-it-or-lose it schemes or and any other congestion-management scheme that prevents the hoarding of capacity;	maintenance procedures and capacity calculation affecting capacity allocation, the standardisation of capacity products and units including bundling, the allocation methodology including auction algorithms, sequence and procedure for existing, incremental, firm and interruptible capacity, capacity booking platforms, oversubscription and buy back schemes, short and long-term use-it-or-lose it schemes or and any other congestion-management scheme that prevents the hoarding of capacity; Text Origin: Commission Proposal
	Article 54(2), point (f)			
558	(f) rules for determining the value of transferred assets and the dedicated charge;	(f) rules for determining the value of transferred assets and the dedicated charge;	(f) rules for determining the value of transferred assets and the dedicated charge;	(f) rules for determining the <u>inter-temporal cost allocation, the</u> value of transferred assets and the dedicated charge; Provisionally agreed at 23/10 ITM
	Article 54(2), point (g)			
559				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(g) balancing rules including network-related rules on nominations procedure, rules for imbalance charges and rules for operational balancing between hydrogen network operators' networks, including network-related rules on nomination procedures, imbalance charges, settlement processes associated with the daily imbalance charge and operational balancing between transmission system operators' networks.	(g) balancing rules including network-related rules on nominations procedure, rules for imbalance charges and rules for operational balancing between hydrogen network operators' networks, including network-related rules on nomination procedures, imbalance charges, settlement processes associated with the daily imbalance charge and operational balancing between transmission system operators' networks.	(g) balancing rules including network-related rules on nominations procedure, rules for imbalance charges and rules for operational balancing between hydrogen network operators' networks, including network-related rules on nomination procedures, imbalance charges, settlement processes associated with the daily imbalance charge and operational balancing between transmission system operators' networks.	(g) balancing rules including network-related rules on nominations procedure, rules for imbalance charges and rules for operational balancing between hydrogen network operators' networks, including network-related rules on nomination procedures, imbalance charges, settlement processes associated with the daily imbalance charge and operational balancing between transmission system operators' networks. Text Origin: Commission Proposal
	Article 54(2), point (h)			
560	(h) cyber security aspects of cross-border hydrogen flows, including rules on common minimum requirements, planning, monitoring, reporting and crisis management.	(h) cyber security aspects of cross-border hydrogen flows, including rules on common minimum requirements, planning, monitoring, reporting and crisis management.	(h) cyber security aspects of cross-border hydrogen flows, including rules on common minimum requirements, planning, monitoring, reporting and crisis management.	(h) cyber security aspects of cross-border hydrogen flows, including rules on common minimum requirements, planning, monitoring, reporting and crisis management. Text Origin: Commission Proposal
	Article 54(4)			
562	4. The Commission shall request	4. The Commission shall request	4. The Commission shall request	4. The Commission shall request

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	ACER to submit to it within a reasonable period not exceeding six months of receipt of the Commission's request non-binding framework guidelines setting out clear and objective principles for the development of network codes relating to the areas identified in the priority list. The request of the Commission may include conditions which the framework guideline shall address. Each framework guideline shall contribute to market integration, non-discrimination, effective competition, and the efficient functioning of the market. Upon a reasoned request from ACER, the Commission may extend the period for submitting the guidelines.	ACER to submit to it within a reasonable period not exceeding six months of receipt of the Commission's request non-binding framework guidelines setting out clear and objective principles for the development of network codes relating to the areas identified in the priority list. The request of the Commission may include conditions which the framework guideline shall address. Each framework guideline shall contribute to market integration, non-discrimination, effective competition, and the efficient functioning of the market. Upon a reasoned request from ACER, the Commission may extend the period for submitting the guidelines.	ACER to submit to it within a reasonable period not exceeding six months of receipt of the Commission's request non-binding framework guidelines setting out clear and objective principles for the development of network codes relating to the areas identified in the priority list. The request of the Commission may include conditions which the framework guideline shall address. Each framework guideline shall contribute to market integration, non-discrimination, effective competition, and the efficient functioning of the market. Upon a reasoned request from ACER, the Commission may extend the period for submitting the guidelines.	ACER to submit to it within a reasonable period not exceeding six months of receipt of the Commission's request non-binding framework guidelines setting out clear and objective principles for the development of network codes relating to the areas identified in the priority list. The request of the Commission may include conditions which the framework guideline shall address. Each framework guideline shall contribute to market integration, non-discrimination, effective competition, and the efficient functioning of the market. Upon a reasoned request from ACER, the Commission may extend the period for submitting the guidelines. Text Origin: Commission Proposal
Article 54(6)				
564	6. ACER shall submit a non-binding framework guideline to the Commission where requested to do so under paragraph 4.	6. ACER shall submit a non-binding framework guideline to the Commission where requested to do so under paragraph 4.	6. ACER shall submit a non-binding framework guideline to the Commission where requested to do so under paragraph 4.	6. ACER shall submit a non-binding framework guideline to the Commission where requested to do so under paragraph 4. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 54(7)			
565	7. If the Commission considers that the framework guideline does not contribute to market integration, non-discrimination, effective competition and the efficient functioning of the market, it may request ACER to review the framework guideline within a reasonable period and resubmit it to the Commission.	7. If the Commission considers that the framework guideline does not contribute to market integration, non-discrimination, effective competition and the efficient functioning of the market, it may request ACER to review the framework guideline within a reasonable period and resubmit it to the Commission.	7. If the Commission considers that the framework guideline does not contribute to market integration, non-discrimination, effective competition and the efficient functioning of the market, it may request ACER to review the framework guideline within a reasonable period and resubmit it to the Commission.	7. If the Commission considers that the framework guideline does not contribute to market integration, non-discrimination, effective competition and the efficient functioning of the market, it may request ACER to review the framework guideline within a reasonable period and resubmit it to the Commission. Text Origin: Commission Proposal
	Article 54(8)			
566	8. If ACER fails to submit or resubmit a framework guideline within the period set by the Commission under paragraph 4 or 6, the Commission shall develop the framework guideline in question.	8. If ACER fails to submit or resubmit a framework guideline within the period set by the Commission under paragraph 4 or 6, the Commission shall develop the framework guideline in question.	8. If ACER fails to submit or resubmit a framework guideline within the period set by the Commission under paragraph 4 or 6, the Commission shall develop the framework guideline in question.	8. If ACER fails to submit or resubmit a framework guideline within the period set by the Commission under paragraph 4 or 6, the Commission shall develop the framework guideline in question. Text Origin: Commission Proposal
	Article 54(10a)			
568a		<u>10a. Within three months of the date of receipt of a network code,</u>		<u>deletion</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>ACER shall provide a reasoned opinion to the ENTSOG&H or the EU DSO, as appropriate.</u>		
Article 54(10b)				
568b		<u>10b. The ENTSOG&H shall amend the network code in light of the opinion of ACER and re-submit it to ACER.</u>		<u>deletion</u>
Article 55				
574	Article 55 Amendments to network codes	Article 55 Amendments to network codes	Article 55 Amendments to network codes	Article 55 Amendments to network codes Text Origin: Commission Proposal
Article 55(1)				
575	1. The Commission is empowered to amend the network codes within the areas listed in Article 53 (1) and (2) and in Article 54(1) and (2) in accordance with the relevant procedure set out in those Articles.	1. The Commission is empowered to amend the network codes within the areas listed in Article 53 (1) and (2) and in Article 54(1) and (2) in accordance with the relevant procedure set out in those Articles.	1. The Commission is empowered to amend the network codes within the areas listed in Article 53 (1) and (2) and in Article 54(1) and (2) in accordance with the relevant procedure set out in those Articles.	1. The Commission is empowered to amend the network codes within the areas listed in Article 53 (1) and (2) and in Article 54(1) and (2) in accordance with the relevant procedure set out in those Articles. Text Origin: Commission Proposal
Article 55(3)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
577	3. ACER may make reasoned proposals to the Commission for amendments, explaining how such proposals are consistent with the objectives of the network codes set out in Article 52 of this Regulation. Where it considers an amendment proposal to be admissible and where it proposes amendments on its own initiative, ACER shall consult all stakeholders in accordance with Article 14 of Regulation (EU) 2019/942.	3. ACER may make reasoned proposals to the Commission for amendments, explaining how such proposals are consistent with the objectives of the network codes set out in Article 52 of this Regulation. Where it considers an amendment proposal to be admissible and where it proposes amendments on its own initiative, ACER shall consult all stakeholders in accordance with Article 14 of Regulation (EU) 2019/942.	3. ACER may make reasoned proposals to the Commission for amendments, explaining how such proposals are consistent with the objectives of the network codes set out in Article 52 of this Regulation. Where it considers an amendment proposal to be admissible and where it proposes amendments on its own initiative, ACER shall consult all stakeholders in accordance with Article 14 of Regulation (EU) 2019/942.	3. ACER may make reasoned proposals to the Commission for amendments, explaining how such proposals are consistent with the objectives of the network codes set out in Article 52 of this Regulation. Where it considers an amendment proposal to be admissible and where it proposes amendments on its own initiative, ACER shall consult all stakeholders in accordance with Article 14 of Regulation (EU) 2019/942. Text Origin: Commission Proposal
Article 56				
578	Article 56 Guidelines	Article 56 Guidelines	Article 56 Guidelines	Article 56 Guidelines Text Origin: Commission Proposal
Article 56(1)				
579	1. The Commission is empowered to adopt binding guidelines in the areas listed in this Article.	1. The Commission is empowered to adopt binding guidelines in the areas listed in this Article.	1. The Commission is empowered to adopt binding guidelines in the areas listed in this Article.	1. The Commission is empowered to adopt binding guidelines in the areas listed in this Article. Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 56(2)				
580	2. The Commission is empowered to adopt guidelines in the areas where such acts could also be developed under the network code procedure pursuant to Article 53 and 54. Those guidelines shall be adopted in the form of delegated or implementing acts, depending on the relevant empowerment provided for in this Regulation.	2. The Commission is empowered to adopt guidelines in the areas where such acts could also be developed under the network code procedure pursuant to Article 53 and 54. Those guidelines shall be adopted in the form of delegated or implementing acts, depending on the relevant empowerment provided for in this Regulation.	2. The Commission is empowered to adopt guidelines in the areas where such acts could also be developed under the network code procedure pursuant to ~~Article~~ Articles 53 and 54. Those guidelines shall be adopted in the form of delegated or implementing acts, depending on the relevant empowerment provided for in this Regulation.	2. The Commission is empowered to adopt guidelines in the areas where such acts could also be developed under the network code procedure pursuant to ~~Article~~ Articles 53 and 54. Those guidelines shall be adopted in the form of delegated or implementing acts, depending on the relevant empowerment provided for in this Regulation. Provisionally agreed at 23/10 ITM
Article 56(3)				
581	3. The Commission is empowered to adopt delegated acts in accordance with Article 63 supplementing this Regulation with regard to the establishment of guidelines in the following areas:	3. The Commission is empowered to adopt delegated acts in accordance with Article 63 supplementing this Regulation with regard to the establishment of guidelines in the following areas:	3. The Commission is empowered to adopt delegated acts in accordance with Article 63 ~~supplementing~~ to supplement this Regulation with regard to the establishment of guidelines in the following areas:	3. The Commission is empowered to adopt delegated acts in accordance with Article 63 ~~supplementing~~ to supplement this Regulation with regard to the establishment of guidelines in the following areas: Provisionally agreed at 23/10 ITM
Article 56(3), point (a)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
582	(a) details of third-party access services, including the character, duration and other requirements of those services, in accordance with Articles 5 to 7;	(a) details of third-party access services, including the character, duration and other requirements of those services, in accordance with Articles 5 to 7;	(a) details of third-party access services, including the character, duration and other requirements of those services, in accordance with Articles 5 to 7;	(a) details of third-party access services, including the character, duration and other requirements of those services, in accordance with Articles 5 to 7; Text Origin: Commission Proposal
Article 56(3), point (b)				
583	(b) details of the principles underlying capacity-allocation mechanisms and on the application of congestion-management procedures in the event of contractual congestion, in accordance with Articles 9 and 10;	(b) details of the principles underlying capacity-allocation mechanisms and on the application of congestion-management procedures in the event of contractual congestion, in accordance with Articles 9 and 10;	(b) details of the principles underlying capacity-allocation mechanisms and on the application of congestion-management procedures in the event of contractual congestion, in accordance with Articles 9 and 10;	(b) details of the principles underlying capacity-allocation mechanisms and on the application of congestion-management procedures in the event of contractual congestion, in accordance with Articles 9 and 10; Text Origin: Commission Proposal
Article 56(3), point (c)				
584	(c) details of the provision of information, definition of the technical information necessary for network users to gain effective access to the system and the definition of all relevant points for transparency requirements, including the information to be	(c) details of the provision of information, definition of the technical information necessary for network users to gain effective access to the system and the definition of all relevant points for transparency requirements, including the information to be	(c) details of the provision of information, definition of the technical information necessary for network users to gain effective access to the system and the definition of all relevant points for transparency requirements, including the information to be	(c) details of the provision of information, definition of the technical information necessary for network users to gain effective access to the system and the definition of all relevant points for transparency requirements, including the information to be

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	published at all relevant points and the time schedule for the publication of that information, in accordance with Articles 30 and 31;	published at all relevant points and the time schedule for the publication of that information, in accordance with Articles 30 and 31;	published at all relevant points and the time schedule for the publication of that information, in accordance with Articles 30 and 31;	published at all relevant points and the time schedule for the publication of that information, in accordance with Articles 30 and 31; Text Origin: Commission Proposal
Article 56(3), point (d)				
585	(d) details of tariff methodology related to cross-border trade of natural gas, in accordance with Articles 15 and 16 of this Regulation;	(d) details of tariff methodology related to cross-border trade of natural gas, in accordance with Articles 15 and 16 of this Regulation;	(d) details of tariff methodology related to cross-border trade of natural gas, in accordance with Articles 15 and 16 of this Regulation;	(d) details of tariff methodology related to cross-border trade of natural gas, in accordance with Articles 15 and 16 of this Regulation; Text Origin: Commission Proposal
Article 56(3), point (e)				
586	(e) details relating to the areas listed in Article 23(6).	(e) details relating to the areas listed in Article 23(6).	(e) details relating to the areas listed in Article 23(6).	(e) details relating to the areas listed in Article 23(6). Text Origin: Commission Proposal
Article 56(4)				
587	4. The Commission is empowered to adopt delegated acts in	4. The Commission is empowered to adopt delegated acts in	4. The Commission is empowered to adopt delegated acts in	4. The Commission is empowered to adopt delegated acts in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	accordance with Article 63 in order to amend the guidelines laid down in Annex I to this Regulation.	accordance with Article 63 in order to amend the guidelines laid down in Annex I to this Regulation.	accordance with Article 63 in order to amend the guidelines laid down in Annex I to this Regulation- with a view to specifying:	accordance with Article 63 in order to amend the guidelines laid down in Annex I to this Regulation- <u>with a view to specifying:</u> Provisionally agreed at 23/10 ITM
	Article 56(4), point (a)			
587a			(a) details of information to be published on the methodology used to set the regulated revenue of the transmission system operator, in accordance with Articles 30 and 31.	<u>(a) details of information to be published on the methodology used to set the regulated revenue of the transmission system operator, in accordance with Articles 30 and 31.</u> Provisionally agreed at 23/10 ITM
	Article 56(4), point (b)			
587b			(b) details of principles of capacity-allocation mechanisms and congestion-management procedures implementing Article 9 and 10.	<u>(b) details of principles of capacity-allocation mechanisms and congestion-management procedures implementing Article 9 and 10.</u> Provisionally agreed at 23/10 ITM
	Article 56(4), point (c)			
587c			(c) details of technical	<u>(c) details of technical</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			information necessary for network users to gain effective access to the natural gas system implementing Article 30(1).	<u>information necessary for network users to gain effective access to the natural gas system implementing Article 30(1).</u> Provisionally agreed at 23/10 ITM
Article 56(4), point (d)				
587d			(d) details of definition of all relevant points, information to be published and time schedule for transparency requirements implementing Article 30.	<u>(d) details of definition of all relevant points, information to be published and time schedule for transparency requirements implementing Article 30.</u> Provisionally agreed at 23/10 ITM
Article 56(4), point (e)				
587e			(e) details on the format and content of technical information on network access to be published by hydrogen network operators implementing Article 48.	<u>(e) details on the format and content of technical information on network access to be published by hydrogen network operators implementing Article 48.</u> Provisionally agreed at 23/10 ITM
newArticle 57				
589	newArticle 57 Right of Member States to provide	~~newArticle~~ Article 57 Right of Member States to provide	~~newArticle~~ Article 57 Right of Member States to provide	~~newArticle~~ Article 57 Right of Member States to provide

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	for more detailed measures	for more detailed measures	for more detailed measures	for more detailed measures Text Origin: EP Mandate
newArticle 57, first paragraph				
590	This Regulation shall be without prejudice to the rights of Member States to maintain or introduce measures that contain more detailed provisions than those set out in this Regulation, in the guidelines referred to in Article 56 or in the network codes referred to in Article 52 to 55, provided that those measures are compatible with Union law.	This Regulation shall be without prejudice to the rights of Member States to maintain or introduce measures that contain more detailed provisions than those set out in this Regulation, in the guidelines referred to in Article 56 or in the network codes referred to in Article 52 to 55, provided that those measures are compatible with Union law.	This Regulation shall be without prejudice to the rights of Member States to maintain or introduce measures that contain more detailed provisions than those set out in this Regulation, in the guidelines referred to in Article 56 or in the network codes referred to in Article 52 to 55, provided that those measures are compatible with Union law.	This Regulation shall be without prejudice to the rights of Member States to maintain or introduce measures that contain more detailed provisions than those set out in this Regulation, in the guidelines referred to in Article 56 or in the network codes referred to in Article 52 to 55, provided that those measures are compatible with Union law. Text Origin: Commission Proposal
Article 58				
591	Article 58 Provision of information and confidentiality	Article 58 Provision of information and confidentiality	Article 58 Provision of information and confidentiality	Article 58 Provision of information and confidentiality Text Origin: Commission Proposal
Article 58(1)				
592				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	1. Member States and the regulatory authorities shall, on request, provide the Commission with the information necessary for the purposes of enforcing this Regulation, including the guidelines and the network codes adopted under this Regulation.	1. Member States and the regulatory authorities shall, on request, provide the Commission with the information necessary for the purposes of enforcing this Regulation, including the guidelines and the network codes adopted under this Regulation.	1. Member States and the regulatory authorities shall, on request, provide the Commission with the information necessary for the purposes of enforcing this Regulation, including the guidelines and the network codes adopted under this Regulation.	1. Member States and the regulatory authorities shall, on request, provide the Commission with the information necessary for the purposes of enforcing this Regulation, including the guidelines and the network codes adopted under this Regulation. Text Origin: Commission Proposal
Article 58(2)				
593	2. The Commission shall set a reasonable time limit within which the information is to be provided, taking into account the complexity and urgency of the information required.	2. The Commission shall set a reasonable time limit within which the information is to be provided, taking into account the complexity and urgency of the information required.	2. The Commission shall set a reasonable time limit within which the information is to be provided, taking into account the complexity and urgency of the information required.	2. The Commission shall set a reasonable time limit within which the information is to be provided, taking into account the complexity and urgency of the information required. Text Origin: Commission Proposal
Article 58(3), first subparagraph				
594	3. If the Member State or the regulatory authority concerned does not provide the information within the time limit set by the Commission, the Commission may request all the information necessary for the purpose of	3. If the Member State or the regulatory authority concerned does not provide the information within the time limit set by the Commission, the Commission may request all the information necessary for the purpose of	3. If the Member State or the regulatory authority concerned does not provide the information within the time limit set by the Commission, the Commission may request all the information necessary for the purpose of	3. If the Member State or the regulatory authority concerned does not provide the information within the time limit set by the Commission, the Commission may request all the information necessary for the purpose of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	enforcing this Regulation directly from the undertakings concerned.	enforcing this Regulation directly from the undertakings concerned.	enforcing this Regulation directly from the undertakings concerned.	enforcing this Regulation directly from the undertakings concerned. Text Origin: Commission Proposal
Article 58(3), second subparagraph				
595	When sending a request for information to an undertaking, the Commission shall, at the same time, forward a copy of the request to the regulatory authorities of the Member State in whose territory the seat of the undertaking is situated.	When sending a request for information to an undertaking, the Commission shall, at the same time, forward a copy of the request to the regulatory authorities of the Member State in whose territory the seat of the undertaking is situated.	When sending a request for information to an undertaking, the Commission shall, at the same time, forward a copy of the request to the ~~regulatory authorities~~ Member State and the regulatory authority of the Member State in whose territory the seat of the undertaking is situated.	When sending a request for information to an undertaking, the Commission shall, at the same time, forward a copy of the request to the Member State or the regulatory authority concerned ~~authorities~~ of the Member State in whose territory the seat of the undertaking is situated. 6.11.2023 provisionally agreed to Council text, with the change suggested by Commission from 'and' to 'or', and adding 'concerned' Text Origin: Council Mandate
Article 58(4)				
596	4. In its request for information, the Commission shall state the legal basis of the request, the time limit within which the information is to be provided, the purpose of the request, and the penalties	4. In its request for information, the Commission shall state the legal basis of the request, the time limit within which the information is to be provided, the purpose of the request, and the penalties	4. In its request for information, the Commission shall state the legal basis of the request, the time limit within which the information is to be provided, the purpose of the request, including justified	4. In its request for information, the Commission shall state the legal basis of the request, the time limit within which the information is to be provided, the purpose of the request, and the penalties

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	provided for in Article 59(2) for supplying incorrect, incomplete or misleading information.	provided for in Article 59(2) for supplying incorrect, incomplete or misleading information.	reasons demonstrating how the information requested is necessary for the purposes set out in paragraph 1 , and the penalties provided for in Article 59(2) for supplying incorrect, incomplete or misleading information.	provided for in Article 59(2) for supplying incorrect, incomplete or misleading information. Linked to Rec 40
Article 58(5)				
597	5. The owners of the undertakings or their representatives and, in the case of legal persons, the natural persons authorised to represent the undertaking by law or by their instrument of incorporation, shall supply the information requested. Where lawyers are authorised to supply the information on behalf of their client, the client shall remain fully responsible in the event that the information supplied is incomplete, incorrect or misleading.	5. The owners of the undertakings or their representatives and, in the case of legal persons, the natural persons authorised to represent the undertaking by law or by their instrument of incorporation, shall supply the information requested. Where lawyers are authorised to supply the information on behalf of their client, the client shall remain fully responsible in the event that the information supplied is incomplete, incorrect or misleading.	5. The owners of the undertakings or their representatives and, in the case of legal persons, the natural persons authorised to represent the undertaking by law or by their instrument of incorporation, shall supply the information requested. Where lawyers are authorised to supply the information on behalf of their client, the client shall remain fully responsible in the event that the information supplied is incomplete, incorrect or misleading.	5. The owners of the undertakings or their representatives and, in the case of legal persons, the natural persons authorised to represent the undertaking by law or by their instrument of incorporation, shall supply the information requested. Where lawyers are authorised to supply the information on behalf of their client, the client shall remain fully responsible in the event that the information supplied is incomplete, incorrect or misleading. Text Origin: Commission Proposal
Article 58(6), first subparagraph				
598	6. Where an undertaking does not	6. Where an undertaking does not	6. Where an undertaking does not	6. Where an undertaking does not

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	provide the information requested within the time limit set by the Commission or supplies incomplete information, the Commission may by decision require the information to be provided. That decision shall specify what information is required and set an appropriate time limit within which it is to be supplied. It shall indicate the penalties provided for in Article 59(2). It shall also indicate the right to have the decision reviewed by the Court of Justice of the European Union.	provide the information requested within the time limit set by the Commission or supplies incomplete information, the Commission may by decision require the information to be provided. That decision shall specify what information is required and set an appropriate time limit within which it is to be supplied. It shall indicate the penalties provided for in Article 59(2). It shall also indicate the right to have the decision reviewed by the Court of Justice of the European Union.	provide the information requested within the time limit set by the Commission or supplies incomplete information, the Commission may by decision require the information to be provided. That decision shall specify what information is required and set an appropriate time limit within which it is to be supplied. It shall indicate the penalties provided for in Article 59(2). It shall also indicate the right to have the decision reviewed by the Court of Justice of the European Union.	provide the information requested within the time limit set by the Commission or supplies incomplete information, the Commission may by decision require the information to be provided. That decision shall specify what information is required and set an appropriate time limit within which it is to be supplied. It shall indicate the penalties provided for in Article 59(2). It shall also indicate the right to have the decision reviewed by the Court of Justice of the European Union. Text Origin: Commission Proposal
Article 58(6), second subparagraph				
599	The Commission shall, at the same time, send a copy of its decision to the regulatory authorities of the Member State within the territory of which the person is resident or the seat of the undertaking is situated.	The Commission shall, at the same time, send a copy of its decision to the regulatory authorities of the Member State within the territory of which the person is resident or the seat of the undertaking is situated.	The Commission shall, at the same time, send a copy of its decision to the ~~regulatory authorities~~ Member State and the regulatory authority of the Member State within the territory of which the person is resident or the seat of the undertaking is situated.	The Commission shall, at the same time, send a copy of its decision to the Member State or the regulatory authority concerned ~~authorities~~ of the Member State within the territory of which the person is resident or the seat of the undertaking is situated. 6.11.2023 provisionally agreed. same as in line 595

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Council Mandate
Article 58(7), first subparagraph				
600	7. The information referred to in paragraphs 1 and 2 shall be used only for the purposes of enforcing this Regulation.	7. The information referred to in paragraphs 1 and 2 shall be used only for the purposes of enforcing this Regulation.	7. The information referred to in paragraphs 1 and 2 shall be used only for the purposes of enforcing this Regulation.	7. The information referred to in paragraphs 1 and 2 shall be used only for the purposes of enforcing this Regulation. Text Origin: Commission Proposal
Article 58(7), second subparagraph				
601	The Commission shall not disclose information acquired pursuant to this Regulation where that information is covered by the obligation of professional secrecy.	The Commission shall not disclose information acquired pursuant to this Regulation where that information is covered by the obligation of professional secrecy.	The Commission shall not disclose information acquired pursuant to this Regulation where that information is covered by the obligation of professional secrecy-	The Commission shall not disclose information acquired pursuant to this Regulation where that information is covered by the obligation of professional secrecy. Text Origin: Commission Proposal
Article 59				
602	Article 59 Penalties	Article 59 Penalties	Article 59 Penalties	Article 59 Penalties Text Origin: Commission Proposal
Article 59(1)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
603	1. Member States shall lay down the rules on penalties applicable to infringements of this Regulation, the network codes and guidelines adopted pursuant to Articles 52 to 56 and the guidelines laid down in Annex I of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for shall be effective, proportionate and dissuasive. Member States shall, without delay, notify the Commission of those rules and of those measures and shall notify it without delay of any subsequent amendment affecting them.	1. Member States shall lay down the rules on penalties applicable to infringements of this Regulation, the network codes and guidelines adopted pursuant to Articles 52 to 56 and the guidelines laid down in Annex I of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for shall be effective, proportionate and dissuasive. Member States shall, without delay, notify the Commission of those rules and of those measures and shall notify it without delay of any subsequent amendment affecting them.	1. Member States shall lay down the rules on penalties applicable to infringements of this Regulation, the network codes and guidelines adopted pursuant to Articles 52 to 56 and the guidelines laid down in Annex I of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for shall be effective, proportionate and dissuasive. Member States shall, without delay, notify the Commission of those rules and of those measures and shall notify it without delay of any subsequent amendment affecting them.	1. Member States shall lay down the rules on penalties applicable to infringements of this Regulation, the network codes and guidelines adopted pursuant to Articles 52 to 56 and the guidelines laid down in Annex I of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for shall be effective, proportionate and dissuasive. Member States shall, without delay, notify the Commission of those rules and of those measures and shall notify it without delay of any subsequent amendment affecting them. Text Origin: Commission Proposal
Article 59(2)				
604	2. The Commission may, by decision, impose on undertakings fines not exceeding 1 % of the total turnover in the preceding business year where, intentionally or negligently, those undertakings supply incorrect, incomplete or misleading information in response to a request made pursuant to	2. The Commission may, by decision, impose on undertakings fines not exceeding 1 % of the total turnover in the preceding business year where, intentionally or negligently, those undertakings supply incorrect, incomplete or misleading information in response to a request made pursuant to	2. The Commission may, by decision, impose on undertakings fines not exceeding 1 % of the total turnover in the preceding business year where, intentionally or negligently, those undertakings supply incorrect, incomplete or misleading information in response to a request made pursuant to	2. The Commission may, by decision, impose on undertakings fines not exceeding 1 % of the total turnover in the preceding business year where, intentionally or negligently, those undertakings supply incorrect, incomplete or misleading information in response to a request made pursuant to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 58(4) or fail to supply information within the time-limit set in a decision adopted pursuant to Article 58(6), first subparagraph. In setting the amount of a fine, the Commission shall have regard to the gravity of the failure to comply with the requirements referred to in paragraph 1 of this Article.	Article 58(4) or fail to supply information within the time-limit set in a decision adopted pursuant to Article 58(6), first subparagraph. In setting the amount of a fine, the Commission shall have regard to the gravity of the failure to comply with the requirements referred to in paragraph 1 of this Article.	Article 58(4) or fail to supply information within the time-limit set in a decision adopted pursuant to Article 58(6), first subparagraph. In setting the amount of a fine, the Commission shall have regard to the gravity of the failure to comply with the requirements referred to in paragraph 1 of this Article.	Article 58(4) or fail to supply information within the time-limit set in a decision adopted pursuant to Article 58(6), first subparagraph. In setting the amount of a fine, the Commission shall have regard to the gravity of the failure to comply with the requirements referred to in paragraph 1 of this Article. Text Origin: Commission Proposal
Article 59(3)				
605	3. The penalties provided for pursuant to paragraph 1 and any decisions taken pursuant to paragraph 2 shall not be of a criminal law nature.	3. The penalties provided for pursuant to paragraph 1 and any decisions taken pursuant to paragraph 2 shall not be of a criminal law nature.	3. The penalties provided for pursuant to paragraph 1 and any decisions taken pursuant to paragraph 2 shall not be of a criminal law nature.	3. The penalties provided for pursuant to paragraph 1 and any decisions taken pursuant to paragraph 2 shall not be of a criminal law nature. Text Origin: Commission Proposal
Chapter V				
606	Chapter V Final provisions	Chapter V Final provisions	Chapter V Final provisions	Chapter V Final provisions Text Origin: Commission Proposal
Article 60				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
607	Article 60 New natural gas and hydrogen infrastructure	Article 60 New natural gas and hydrogen infrastructure	Article 60 New natural gas and hydrogen infrastructure	Article 60 New natural gas and hydrogen infrastructure Text Origin: Commission Proposal
Article 60(1), first subparagraph, point (a)				
609	(a) the investment enhances competition in gas supply or hydrogen supply and enhance security of supply;	(a) the investment enhances competition in gas supply or hydrogen supply and enhance security of supply;	(a) the investment enhances competition in gas supply or hydrogen supply and enhance security of supply;	(a) the investment enhances competition in gas supply or hydrogen supply and enhance security of supply; Text Origin: Commission Proposal
Article 60(1), first subparagraph, point (c)				
611	(c) the level of risk attached to the investment is such that the investment would not take place unless an exemption was granted;	(c) the level of risk attached to the investment is such that the investment would not take place unless an exemption was granted;	(c) the level of risk attached to the investment is such that the investment would not take place unless an exemption was granted;	(c) the level of risk attached to the investment is such that the investment would not take place unless an exemption was granted; Text Origin: Commission Proposal
Article 60(1), first subparagraph, point (ca)				
611a		<u>(ca) demand-side solutions that do not require new infrastructure</u>		<u>deletion</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>investments have been taken into account as possible alternative solutions to the new infrastructure;</u>		
Article 60(1), first subparagraph, point (d)				
612	(d) the infrastructure is owned by a natural or legal person which is separate at least in terms of its legal form from the system operators in whose systems that infrastructure will be built;	(d) the infrastructure is owned by a natural or legal person which is separate at least in terms of its legal form from the system operators in whose systems that infrastructure will be built;	(d) the infrastructure is owned by a natural or legal person which is separate at least in terms of its legal form from the system operators in whose systems that infrastructure will be built;	(d) the infrastructure is owned by a natural or legal person which is separate at least in terms of its legal form from the system operators in whose systems that infrastructure will be built; Text Origin: Commission Proposal
Article 60(1), first subparagraph, point (e)				
613	(e) charges are levied on users of that infrastructure; and	(e) charges are levied on users of that infrastructure; ~~and~~	(e) charges are levied on users of that infrastructure; and	(e) charges are levied on users of that infrastructure; ~~and~~ 6.11.2023 provisionally agreed Text Origin: EP Mandate
Article 60(1), first subparagraph, point (f)				
614	(f) the exemption is not detrimental to competition in the relevant markets which are likely to be affected by the investment, to	(f) the exemption is not detrimental to competition in the relevant markets which are likely to be affected by the investment, to	(f) the exemption is not detrimental to competition in the relevant markets which are likely to be affected by the investment, to	(f) the exemption is not detrimental to competition in the relevant markets which are likely to be affected by the investment, to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the effective functioning of the internal market in gas, to the efficient functioning of the regulated systems concerned, to decarbonisation or to security of supply in the Union.	the effective functioning of the internal <u>and integrated</u> market in <u>energy, including gas, electricity, hydrogen and demand-side solutions</u> , ~~gas~~ , to the efficient functioning of the regulated systems concerned, to decarbonisation or to security of supply in the Union- ~~i~~	the effective functioning of the internal market in gas, to the efficient functioning of the regulated systems concerned, to decarbonisation or to security of supply in the Union.	the effective functioning of the internal <u>integrated energy</u> market in gas <u>or hydrogen</u> , to the efficient functioning of the regulated systems concerned, to decarbonisation or to security of supply in the Union- ~~i~~
Article 60(1), first subparagraph, point (fb)				
614b		<u>(fb) the exemption promotes the energy efficiency first principle and energy system integration and does not lead to the stranding of assets.</u>		<u>deletion</u> To be incorporated in 610
Article 60(1), second subparagraph				
615	These conditions should be assessed taking into account the principle of energy solidarity. National authorities should take into account the situation in other affected Member State and balance possible negative effects with the beneficial effects on its territory.	These conditions should be assessed taking into account the principle of energy solidarity. National authorities should take into account the situation in other affected Member State and balance possible negative effects with the beneficial effects on its territory.	These conditions ~~should~~ shall be assessed taking into account the principle of energy solidarity. Competent national authorities ~~should~~ shall take into account the situation in other affected Member State and balance possible negative effects with the beneficial effects on its territory.	These conditions ~~should~~ shall be assessed taking into account the principle of energy solidarity. <u>Competent</u> national authorities ~~should~~ shall take into account the situation in other affected Member State and balance possible negative effects with the beneficial effects on its territory. 6.11.2023 provisionally agreed. Only to check for consistency if it shold be

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				'Competent national authorities', or 'National competent authorities'. Text Origin: Council Mandate
Article 60(2)				
616	2. The exemption in paragraph 1 shall also apply to significant increases of capacity in existing infrastructure and to modifications of such infrastructure which enable the development of new sources of renewable and low carbon gases supply.	2. The exemption in paragraph 1 shall also apply to significant increases of capacity in existing infrastructure and to modifications of such infrastructure which enable the development of new sources of renewable <u>gas and low-carbon</u> ~~gas and low carbon gases~~ supply.	2. The exemption in paragraph 1 shall also apply to significant increases of capacity in existing infrastructure and to modifications of such infrastructure which enable the development of new sources of renewable and low carbon gases supply.	2. The exemption in paragraph 1 shall also apply to significant increases of capacity in existing infrastructure and to modifications of such infrastructure which enable the development of new sources of renewable <u>gas and low-carbon</u> ~~gas and low carbon gases~~ supply. 6.11.2023 provisionally agreed to EP text. during LL process check the wording. Text Origin: EP Mandate
Article 60(3), first subparagraph				
617	3. The regulatory authority may, on a case-by-case basis, decide on the exemption referred to in paragraphs 1 and 2.	3. The regulatory authority may, on a case-by-case basis, decide on the exemption referred to in paragraphs 1 and 2.	3. The regulatory authority may, on a case-by-case basis, decide on the exemption referred to in paragraphs 1 and 2.	3. The regulatory authority may, on a case-by-case basis, decide on the exemption referred to in paragraphs 1 and 2. Text Origin: Commission Proposal
Article 60(3), second subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
618	Before the adoption of the decision on the exemption, the regulatory authority, or where appropriate another competent authority of that Member State, shall consult:	Before the adoption of the decision on the exemption, the regulatory authority, or where appropriate another competent authority of that Member State, shall consult:	Before the adoption of the decision on the exemption, the regulatory authority, or where appropriate another competent authority of that Member State, shall consult:	Before the adoption of the decision on the exemption, the regulatory authority, or where appropriate another competent authority of that Member State, shall consult: Text Origin: Commission Proposal
Article 60(3), second subparagraph, point (a)				
619	(a) the regulatory authorities of the Member States the markets of which are likely to be affected by the new infrastructure; and	(a) the regulatory authorities of the Member States the markets of which are likely to be affected by the new infrastructure; and	(a) the regulatory authorities of the Member States the markets of which are likely to be affected by the new infrastructure; and	(a) the regulatory authorities of the Member States the markets of which are likely to be affected by the new infrastructure; and Text Origin: Commission Proposal
Article 60(3), second subparagraph, point (b)				
620	(b) the relevant authorities of the third countries, where the infrastructure in question is connected with the Union network under the jurisdiction of a Member State, and originates from or ends in one or more third countries.	(b) the relevant authorities of the third countries, where the infrastructure in question is connected with the Union network under the jurisdiction of a Member State, and originates from or ends in one or more third countries.	(b) the relevant authorities of the third countries, where the infrastructure in question is connected with the Union network under the jurisdiction of a Member State, and originates from or ends in one or more third countries.	(b) the relevant authorities of the third countries, where the infrastructure in question is connected with the Union network under the jurisdiction of a Member State, and originates from or ends in one or more third countries. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 60(3), third subparagraph				
621	Where the third-country authorities consulted do not respond to the consultation within a reasonable time frame or within a set deadline not exceeding three months, the regulatory authority concerned may adopt the necessary decision.	Where the third-country authorities consulted do not respond to the consultation <u>or do not provide grounds for the exemption in their response</u> within a reasonable time frame or within a set deadline not exceeding three months, the regulatory authority concerned may adopt the necessary decision.	Where the third-country authorities consulted do not respond to the consultation within a reasonable time frame or within a set deadline not exceeding three months, the regulatory authority concerned may adopt the necessary decision.	Where the third-country authorities consulted do not respond to the consultation within a reasonable time frame or within a set deadline not exceeding three months, the regulatory authority concerned may adopt the necessary decision.
Article 60(4), first subparagraph				
622	4. Where the infrastructure in question is located in the territory of more than one Member State, ACER may submit an advisory opinion to the regulatory authorities of the Member States concerned within two months from the date on which the request for exemption was received by the last of those regulatory authorities. That opinion may be used as a basis for their decision.	4. Where the infrastructure in question is located in the territory of more than one Member State, ACER may submit an advisory opinion to the regulatory authorities of the Member States concerned within two months from the date on which the request for exemption was received by the last of those regulatory authorities. That opinion may be used as a basis for their decision.	4. Where the infrastructure in question is located in the territory of more than one Member State, ACER may submit an advisory opinion to the regulatory authorities of the Member States concerned within two months from the date on which the request for exemption was received by the last of those regulatory authorities. That opinion may be used as a basis for their decision.	4. Where the infrastructure in question is located in the territory of more than one Member State, ACER may submit an advisory opinion to the regulatory authorities of the Member States concerned within two months from the date on which the request for exemption was received by the last of those regulatory authorities. That opinion may be used as a basis for their decision. Text Origin: Commission Proposal
Article 60(4), second subparagraph				
623				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Where all the regulatory authorities concerned agree on the request for exemption within six months of the date on which it was received by the last of the regulatory authorities, they shall inform the ACER of their decision. Where the infrastructure concerned is a transmission line between a Member State and a third country, the regulatory authority, or where appropriate another competent authority of the Member State where the first interconnection point with the Member States' network is located, may consult before the adoption of the decision on the exemption the relevant authority of that third country with a view to ensuring, as regards the infrastructure concerned, that this Regulation is applied consistently in the territory and, where applicable, in the territorial sea of that Member State. Where the third country authority consulted does not respond to the consultation within a reasonable time or within a set deadline not exceeding three months, the regulatory authority concerned may adopt the necessary decision.	Where all the regulatory authorities concerned agree on the request for exemption within six months of the date on which it was received by the last of the regulatory authorities, they shall inform the ACER of their decision. Where the infrastructure concerned is a transmission line between a Member State and a third country, the regulatory authority, or where appropriate another competent authority of the Member State where the first interconnection point with the Member States' network is located, may consult before the adoption of the decision on the exemption the relevant authority of that third country with a view to ensuring, as regards the infrastructure concerned, that this Regulation is applied consistently in the territory and, where applicable, in the territorial sea of that Member State. Where the third country authority consulted does not respond to the consultation within a reasonable time or within a set deadline not exceeding three months, the regulatory authority concerned may adopt the necessary decision.	Where all the regulatory authorities concerned agree on the request for exemption within six months of the date on which it was received by the last of the regulatory authorities, they shall inform the ACER of their decision. Where the infrastructure concerned is a transmission line between a Member State and a third country, the regulatory authority, or where appropriate another competent authority of the Member State where the first interconnection point with the Member States' network is located, may consult before the adoption of the decision on the exemption the relevant authority of that third country with a view to ensuring, as regards the infrastructure concerned, that this Regulation is applied consistently in the territory and, where applicable, in the territorial sea of that Member State. Where the third country authority consulted does not respond to the consultation within a reasonable time or within a set deadline not exceeding three months, the regulatory authority concerned may adopt the necessary decision.	Where all the regulatory authorities concerned agree on the request for exemption within six months of the date on which it was received by the last of the regulatory authorities, they shall inform the ACER of their decision. Where the infrastructure concerned is a transmission line between a Member State and a third country, the regulatory authority, or where appropriate another competent authority of the Member State where the first interconnection point with the Member States' network is located, may consult before the adoption of the decision on the exemption the relevant authority of that third country with a view to ensuring, as regards the infrastructure concerned, that this Regulation is applied consistently in the territory and, where applicable, in the territorial sea of that Member State. Where the third country authority consulted does not respond to the consultation within a reasonable time or within a set deadline not exceeding three months, the regulatory authority concerned may adopt the necessary decision. Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 60(4), third subparagraph				
624	ACER shall exercise the tasks conferred on the regulatory authorities of the Member States concerned by this Article:	ACER shall exercise the tasks conferred on the regulatory authorities of the Member States concerned by this Article:	ACER shall exercise the tasks conferred on the regulatory authorities of the Member States concerned by this Article:	ACER shall exercise the tasks conferred on the regulatory authorities of the Member States concerned by this Article: Text Origin: Commission Proposal
Article 60(4), third subparagraph, point (a)				
625	(a) where all regulatory authorities concerned have not been able to reach an agreement within a period of six months from the date on which the request for exemption was received by the last of those regulatory authorities; or	(a) where all regulatory authorities concerned have not been able to reach an agreement within a period of six months from the date on which the request for exemption was received by the last of those regulatory authorities; or	(a) where all regulatory authorities concerned have not been able to reach an agreement within a period of six months from the date on which the request for exemption was received by the last of those regulatory authorities; or	(a) where all regulatory authorities concerned have not been able to reach an agreement within a period of six months from the date on which the request for exemption was received by the last of those regulatory authorities; or Text Origin: Commission Proposal
Article 60(4), third subparagraph, point (b)				
626	(b) upon a joint request from the regulatory authorities concerned.	(b) upon a joint request from the regulatory authorities concerned.	(b) upon a joint request from the regulatory authorities concerned.	(b) upon a joint request from the regulatory authorities concerned. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 60(4), fourth subparagraph				
627	All regulatory authorities concerned may, jointly, request that the period referred to in the third subparagraph, point (a), is extended by up to three months.	All regulatory authorities concerned may, jointly, request that the period referred to in the third subparagraph, point (a), is extended by up to three months.	All regulatory authorities concerned may, jointly, request that the period referred to in the third subparagraph, point (a), is extended by up to three months.	All regulatory authorities concerned may, jointly, request that the period referred to in the third subparagraph, point (a), is extended by up to three months. Text Origin: Commission Proposal
Article 60(5)				
628	5. Before taking a decision, the ACER shall consult the relevant regulatory authorities and the applicants.	5. Before taking a decision, the ACER shall consult the relevant regulatory authorities and the applicants.	5. Before taking a decision, the ACER shall consult the relevant regulatory authorities and the applicants.	5. Before taking a decision, the ACER shall consult the relevant regulatory authorities and the applicants. Text Origin: Commission Proposal
Article 60(6), first subparagraph				
629	6. An exemption may cover all or part of the capacity of the new infrastructure, or of the existing infrastructure with significantly increased capacity.	6. An exemption may cover all or part of the capacity of the new infrastructure, or of the existing infrastructure with significantly increased capacity.	6. An exemption may cover all or part of the capacity of the new infrastructure, or of the existing infrastructure with significantly increased capacity.	6. An exemption may cover all or part of the capacity of the new infrastructure, or of the existing infrastructure with significantly increased capacity. Text Origin: Commission Proposal
Article 60(6), second subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
630	In deciding to grant an exemption, consideration shall be given, on a case-by-case basis, to the need to impose conditions regarding the duration of the exemption and non-discriminatory access to the infrastructure. When deciding on those conditions, account shall, in particular, be taken of the additional capacity to be built or the modification of existing capacity, the time horizon of the project and national circumstances.	In deciding to grant an exemption, consideration shall be given, on a case-by-case basis, to the need to impose conditions regarding the duration of the exemption and non-discriminatory access to the infrastructure. When deciding on those conditions, account shall, in particular, be taken of the additional capacity to be built or the modification of existing capacity, the time horizon of the project and national circumstances.	In deciding to grant an exemption, consideration shall be given, on a case-by-case basis, to the need to impose conditions regarding the duration of the exemption and non-discriminatory access to the infrastructure. When deciding on those conditions, account shall, in particular, be taken of the additional capacity to be built or the modification of existing capacity, the time horizon of the project and national circumstances.	In deciding to grant an exemption, consideration shall be given, on a case-by-case basis, to the need to impose conditions regarding the duration of the exemption and non-discriminatory access to the infrastructure. When deciding on those conditions, account shall, in particular, be taken of the additional capacity to be built or the modification of existing capacity, the time horizon of the project and national circumstances. Text Origin: Commission Proposal
Article 60(6), third subparagraph				
631	Before granting an exemption, the regulatory authority shall decide upon the rules and mechanisms for management and allocation of capacity. The rules shall require that all potential users of the infrastructure are invited to indicate their interest in contracting capacity before capacity allocation in the new infrastructure, including for own use, takes place. The regulatory authority shall require congestion management rules to	Before granting an exemption, the regulatory authority shall decide upon the rules and mechanisms for management and allocation of capacity. The rules shall require that all potential users of the infrastructure are invited to indicate their interest in contracting capacity before capacity allocation in the new infrastructure, including for own use, takes place. The regulatory authority shall require congestion management rules to	Before granting an exemption, the regulatory authority shall decide upon the rules and mechanisms for management and allocation of capacity. The rules shall require that all potential users of the infrastructure are invited to indicate their interest in contracting capacity before capacity allocation in the new infrastructure, including for own use, takes place. The regulatory authority shall require congestion management rules to	Before granting an exemption, the regulatory authority shall decide upon the rules and mechanisms for management and allocation of capacity. The rules shall require that all potential users of the infrastructure are invited to indicate their interest in contracting capacity before capacity allocation in the new infrastructure, including for own use, takes place. The regulatory authority shall require congestion management rules to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	include the obligation to offer unused capacity on the market, and shall require users of the infrastructure to be entitled to trade their contracted capacities on the secondary market. In its assessment of the criteria referred to in paragraph 1, points (a), (b) and (e), the regulatory authority shall take into account the results of that capacity allocation procedure.	include the obligation to offer unused capacity on the market, and shall require users of the infrastructure to be entitled to trade their contracted capacities on the secondary market. In its assessment of the criteria referred to in paragraph 1, points (a), (b) and (e), the regulatory authority shall take into account the results of that capacity allocation procedure.	include the obligation to offer unused capacity on the market, and shall require users of the infrastructure to be entitled to trade their contracted capacities on the secondary market. In its assessment of the criteria referred to in paragraph 1, points (a), ~~(b)~~ and ~~(e)~~ (c) and (f) , the regulatory authority shall take into account the results of that capacity allocation procedure.	include the obligation to offer unused capacity on the market, and shall require users of the infrastructure to be entitled to trade their contracted capacities on the secondary market. In its assessment of the criteria referred to in paragraph 1, points (a), ~~(b)~~ and ~~(e)~~ (c) and (f) , the regulatory authority shall take into account the results of that capacity allocation procedure. 6.11.2023 provisionally agreed Text Origin: Council Mandate
	Article 60(6), fourth subparagraph			
632	The exemption decision, including any conditions referred to in the second subparagraph of this paragraph, shall be duly reasoned and published.	The exemption decision, including any conditions referred to in the second subparagraph of this paragraph, shall be duly reasoned and published.	The exemption decision, including any conditions referred to in the second subparagraph of this paragraph, shall be duly reasoned and published.	The exemption decision, including any conditions referred to in the second subparagraph of this paragraph, shall be duly reasoned and published. Text Origin: Commission Proposal
	Article 60(7)			
633	7. When analysing whether a major new infrastructure is expected to enhance the security of	7. When analysing whether a major new infrastructure is expected to enhance the security of	7. When analysing whether a major new infrastructure is expected to enhance the security of	7. When analysing whether a major new infrastructure is expected to enhance the security of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	supply pursuant to paragraph 1, point (a), the relevant authority shall consider to what extent the new infrastructure is expected to improve Member States' compliance with their obligations under Regulation (EU) 2017/1938 of the European Parliament and of the Council¹, both at regional and national level. 1. Regulation (EU) 2017/1938 of the European Parliament and of the Council of 25 October 2017 concerning measures to safeguard the security of gas supply and repealing Regulation (EU) No 994/2010 (OJ L 280, 28.10.2017, p. 1).	supply pursuant to paragraph 1, point (a), the relevant authority shall consider to what extent the new infrastructure is expected to improve Member States' compliance with their obligations under Regulation (EU) 2017/1938 of the European Parliament and of the Council¹, both at regional and national level. 1. Regulation (EU) 2017/1938 of the European Parliament and of the Council of 25 October 2017 concerning measures to safeguard the security of gas supply and repealing Regulation (EU) No 994/2010 (OJ L 280, 28.10.2017, p. 1).	supply pursuant to paragraph 1, point (a), the relevant authority shall consider to what extent the new infrastructure is expected to improve Member States' compliance with their obligations under Regulation (EU) 2017/1938 of the European Parliament and of the Council¹, both at regional and national level. 1. Regulation (EU) 2017/1938 of the European Parliament and of the Council of 25 October 2017 concerning measures to safeguard the security of gas supply and repealing Regulation (EU) No 994/2010 (OJ L 280, 28.10.2017, p. 1).	supply pursuant to paragraph 1, point (a), the relevant authority shall consider to what extent the new infrastructure is expected to improve Member States' compliance with their obligations under Regulation (EU) 2017/1938 of the European Parliament and of the Council¹, both at regional and national level. 1. Regulation (EU) 2017/1938 of the European Parliament and of the Council of 25 October 2017 concerning measures to safeguard the security of gas supply and repealing Regulation (EU) No 994/2010 (OJ L 280, 28.10.2017, p. 1). Text Origin: Commission Proposal
Article 60(8)				
634	8. Member States may provide that their regulatory authority or ACER, as the case may be, shall submit, for the purposes of the formal decision, to the relevant body in the Member State its opinion on the request for an exemption. That opinion shall be published together with the decision.	8. Member States ~~may~~<u>shall</u> provide that their regulatory authority or ACER, as the case may be, shall submit, for the purposes of the formal decision, to the relevant body in the Member State its opinion on the request for an exemption. That opinion shall be published together with the decision.	8. Member States may provide that their regulatory authority or ACER, as the case may be, shall submit, for the purposes of the formal decision, to the relevant body in the Member State its opinion on the request for an exemption. That opinion shall be published together with the decision.	8. <u>Where a body other than the regulatory authority is tasked to adopt exemption decisions,</u> Member States may provide that their regulatory authority or ACER, as the case may be, shall submit, ~~for the purposes of the formal decision,~~ <u>an opinion on the request for an exemption</u> to the relevant body in the Member State ~~its opinion on the request for an,~~

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<u>before the adoption of the formal exemption decision</u> . That opinion shall be published together with the decision.
Article 60(9)				
635	9. The regulatory authority shall transmit to the Commission, without delay, a copy of every request for exemption as of its receipt. The exemption decision shall be notified, without delay, by the competent authority to the Commission, together with all the relevant information. That information may be submitted to the Commission in aggregate form, enabling the Commission to assess the exemption decision. In particular, the information shall contain:	9. The regulatory authority shall transmit to the Commission, without delay, a copy of every request for exemption as of its receipt. The exemption decision shall be notified, without delay, by the competent authority to the Commission, together with all the relevant information. That information may be submitted to the Commission in aggregate form, enabling the Commission to assess the exemption decision. In particular, the information shall contain:	9. The regulatory authority shall transmit to the Commission, without delay, a copy of every request for exemption as of its receipt. The exemption decision shall be notified, without delay, by the competent authority to the Commission, together with all the relevant information. That information may be submitted to the Commission in aggregate form, enabling the Commission to assess the exemption decision. In particular, the information shall contain:	9. The regulatory authority shall transmit to the Commission, without delay, a copy of every request for exemption as of its receipt. The exemption decision shall be notified, without delay, by the competent authority to the Commission, together with all the relevant information. That information may be submitted to the Commission in aggregate form, enabling the Commission to assess the exemption decision. In particular, the information shall contain: Text Origin: Commission Proposal
Article 60(9), point (a)				
636	(a) the detailed reasons on the basis of which the regulatory authority, or Member State, granted or refused the exemption	(a) the detailed reasons on the basis of which the regulatory authority, or Member State, granted or refused the exemption	(a) the detailed reasons on the basis of which the regulatory authority, or Member State, granted or refused the exemption	(a) the detailed reasons on the basis of which the regulatory authority, or Member State, granted or refused the exemption

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	together with a reference to the relevant point or points of paragraph 1 on which that decision is based, including the financial information justifying the need for the exemption;	together with a reference to the relevant point or points of paragraph 1 on which that decision is based, including the financial information justifying the need for the exemption;	together with a reference to the relevant point or points of paragraph 1 on which that decision is based, including the financial information justifying the need for the exemption;	together with a reference to the relevant point or points of paragraph 1 on which that decision is based, including the financial information justifying the need for the exemption; Text Origin: Commission Proposal
Article 60(9), point (b)				
637	(b) the analysis undertaken of the effect on competition and the effective functioning of the internal market resulting from the grant of the exemption;	(b) the analysis undertaken of the effect on competition and the effective functioning of the internal market resulting from the grant of the exemption;	(b) the analysis undertaken of the effect on competition and the effective functioning of the internal market resulting from the grant of the exemption;	(b) the analysis undertaken of the effect on competition and the effective functioning of the internal market resulting from the grant of the exemption; Text Origin: Commission Proposal
Article 60(9), point (c)				
638	(c) the reasons for the duration of the exemption and the share of the total capacity of the infrastructure for which the exemption is granted;	(c) the reasons for the duration of the exemption and the share of the total capacity of the infrastructure for which the exemption is granted;	(c) the reasons for the duration of the exemption and the share of the total capacity of the infrastructure for which the exemption is granted;	(c) the reasons for the duration of the exemption and the share of the total capacity of the infrastructure for which the exemption is granted; Text Origin: Commission Proposal
Article 60(9), point (d)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
639	(d) where the exemption relates to an interconnector, the result of the consultation with the regulatory authorities concerned;	(d) where the exemption relates to an interconnector, the result of the consultation with the regulatory authorities concerned;	(d) where the exemption relates to an interconnector, the result of the consultation with the regulatory authorities concerned;	(d) where the exemption relates to an interconnector, the result of the consultation with the regulatory authorities concerned; Text Origin: Commission Proposal
Article 60(9), point (e)				
640	(e) the contribution of the infrastructure to the diversification of supply.	(e) the contribution of the infrastructure to the diversification of supply.	(e) the contribution of the infrastructure to the diversification of supply.	(e) the contribution of the infrastructure to the diversification of supply. Text Origin: Commission Proposal
Article 60(10), first subparagraph				
641	10. Within 50 working days of the day following that of receipt of the notification under paragraph 7, the Commission may take a decision requesting the notifying bodies to amend or withdraw the decision to grant an exemption. That period may be extended by an additional 50 working days where further information is requested by the Commission. The additional period shall begin on the day following receipt of the complete	10. Within 50 working days of the day following that of receipt of the notification under paragraph 7, the Commission may ~~take~~ <u>adopt</u> a decision requesting the notifying bodies to amend or withdraw the decision to grant an exemption. <u>Before adopting the decision on the exemption, the Commission may seek an opinion of the European Scientific Advisory Board on Climate Change established under Article 10a of</u>	10. Within 50 working days of the day following that of receipt of the notification under paragraph 7 ⁹ , the Commission may take a decision requesting the notifying bodies to amend or withdraw the decision to grant an exemption. That period may be extended by an additional 50 working days where further information is requested by the Commission. The additional period shall begin on the day following receipt of the complete	10. Within 50 working days of the day following that of receipt of the notification under paragraph 7, the Commission may ~~take~~ <u>adopt</u> a decision requesting the notifying bodies to amend or withdraw the decision to grant an exemption. <u>Before adopting the decision on the exemption, the Commission may seek an opinion of the European Scientific Advisory Board on Climate Change established under Article 10a of</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	information. The initial period may also be extended by consent of both the Commission and the notifying bodies.	<u>Regulation (EC) No 401/2009¹</u> as to whether the exemption contributes to achieving the Union's climate and energy targets. That period may be extended by an additional 50 working days where further information is requested by the Commission. The additional period shall begin on the day following receipt of the complete information. The initial period may also be extended by consent of both the Commission and the notifying bodies. <u>1. Regulation (EC) No 401/2009 of the European Parliament and of the Council of 23 April 2009 on the European Environment Agency and the European Environment Information and Observation Network (OJ L 126 21.5.2009, p. 13).</u>	information. The initial period may also be extended by consent of both the Commission and the notifying bodies.	<u>Regulation (EC) No 401/2009¹</u> as to whether the exemption contributes to achieving the Union's climate and energy targets. That period may be extended by an additional 50 working days where further information is requested by the Commission. The additional period shall begin on the day following receipt of the complete information. The initial period may also be extended by consent of both the Commission and the notifying bodies. <u>1. Regulation (EC) No 401/2009 of the European Parliament and of the Council of 23 April 2009 on the European Environment Agency and the European Environment Information and Observation Network (OJ L 126 21.5.2009, p. 13).</u>
	Article 60(10), second subparagraph			
642	Where the requested information is not provided within the period set out in the request, the notification shall be deemed to be withdrawn unless, before the expiry of that period, either the period has been extended with the consent of both the Commission and the regulatory authority, or the regulatory	Where the requested information is not provided within the period set out in the request, the notification shall be deemed to be withdrawn unless, before the expiry of that period, either the period has been extended with the consent of both the Commission and the regulatory authority, or the regulatory	Where the requested information is not provided within the period set out in the request, the notification shall be deemed to be withdrawn unless, before the expiry of that period, either the period has been extended with the consent of both the Commission and the regulatory authority, or the regulatory	Where the requested information is not provided within the period set out in the request, the notification shall be deemed to be withdrawn unless, before the expiry of that period, either the period has been extended with the consent of both the Commission and the regulatory authority, or the regulatory

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	authority, in a duly reasoned statement, has informed the Commission that it considers the notification to be complete.	authority, in a duly reasoned statement, has informed the Commission that it considers the notification to be complete.	authority, in a duly reasoned statement, has informed the Commission that it considers the notification to be complete.	authority, in a duly reasoned statement, has informed the Commission that it considers the notification to be complete. Text Origin: Commission Proposal
Article 60(10), third subparagraph				
643	The regulatory authority shall comply with the Commission decision to amend or withdraw the exemption decision within a period of one month and shall inform the Commission accordingly.	The regulatory authority shall comply with the Commission decision to amend or withdraw the exemption decision within a period of one month and shall inform the Commission accordingly.	The regulatory authority shall comply with the Commission decision to amend or withdraw the exemption decision within a period of one month and shall inform the Commission accordingly.	The regulatory authority shall comply with the Commission decision to amend or withdraw the exemption decision within a period of one month and shall inform the Commission accordingly. Text Origin: Commission Proposal
Article 60(10), fourth subparagraph				
644	The Commission shall preserve the confidentiality of commercially sensitive information.	The Commission shall preserve the confidentiality of commercially sensitive information.	The Commission shall preserve the confidentiality of commercially sensitive information.	The Commission shall preserve the confidentiality of commercially sensitive information. Text Origin: Commission Proposal
Article 60(10), fifth subparagraph				
645	When the Commission approves an	When the Commission approves an	When the Commission approves an	When the Commission approves an

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	exemption decision, that approval shall lose its effect:	exemption decision, that approval shall lose its effect:	exemption decision, that approval shall lose its effect:	exemption decision, that approval shall lose its effect: Text Origin: Commission Proposal
Article 60(10), fifth subparagraph, point (a)				
646	(a) after two years from its adoption where the construction of the infrastructure has not yet started,	(a) after two years from its adoption where the construction of the infrastructure has not yet started,	(a) after two years from its adoption where the construction of the infrastructure has not yet started,	(a) after two years from its adoption where the construction of the infrastructure has not yet started, Text Origin: Commission Proposal
Article 60(10), fifth subparagraph, point (b)				
647	(b) after five years from its adoption where the infrastructure has not become operational within that period, unless the Commission decides that any delay is due to major obstacles beyond control of the person to whom the exemption has been granted.	(b) after five years from its adoption where the infrastructure has not become operational within that period, unless the Commission decides that any delay is due to major obstacles beyond control of the <u>natural or legal</u> person to whom the exemption has been granted.	(b) after five years from its adoption where the infrastructure has not become operational within that period, unless the Commission decides that any delay is due to major obstacles beyond control of the person to whom the exemption has been granted.	(b) after five years from its adoption where the infrastructure has not become operational within that period, unless the Commission decides that any delay is due to major obstacles beyond control of the person to whom the exemption has been granted. 6.11.2023 Provisionally agreed Text Origin: Commission Proposal
Article 60(11)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
648	11. The Commission is empowered to adopt delegated acts in accordance with Article 63 in order to set guidelines for the application of the conditions laid down in paragraph 1 of this Article and for the procedure to be followed for the application of paragraphs 3, 6, 8 and 9 of this Article.	11. The Commission is empowered to adopt delegated acts in accordance with Article 63 in order to set guidelines for the application of the conditions laid down in paragraph 1 of this Article and for the procedure to be followed for the application of paragraphs 3, 6, 8 and 9 of this Article.	11. The Commission is empowered to adopt delegated acts in accordance with Article 63 in order to ~~set~~ supplement this Regulation by setting guidelines for the application of the conditions laid down in paragraph 1 of this Article and for the procedure to be followed for the application of paragraphs 3, 6, 8 and 9 of this Article.	11. The Commission is empowered to adopt delegated acts in accordance with Article 63 in order to ~~set~~ supplement this Regulation by setting guidelines for the application of the conditions laid down in paragraph 1 of this Article and for the procedure to be followed for the application of paragraphs 3, 6, 8 and 9 of this Article. 6.11.2023 Provisionally agreed Text Origin: Council Mandate
Article 61				
649	Article 61 Committee procedure	Article 61 Committee procedure	Article 61 Committee procedure	Article 61 Committee procedure Text Origin: Commission Proposal
Article 61(1)				
650	1. The Commission shall be assisted by the [name of the committee] established by Article 84 of [the recast Gas Directive as proposed in COM(2021) xxx]. That committee shall be a	1. The Commission shall be assisted by the [name of the committee] established by Article 84 of [the recast Gas Directive as proposed in COM(2021) xxx]. That committee shall be a	1. The Commission shall be assisted by the [name of the committee] established by Article 84 of [the recast Gas Directive as proposed in COM(2021) ~~xxx~~ 803 final]. That committee shall be a	1. The Commission shall be assisted by the [name of the committee] established by Article 84 of [the recast Gas Directive as proposed in COM(2021) ~~xxx~~ 803 final]. That committee shall be a

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	committee within the meaning of Regulation (EU) No 182/2011.	committee within the meaning of Regulation (EU) No 182/2011.	committee within the meaning of Regulation (EU) No 182/2011.	committee within the meaning of Regulation (EU) No 182/2011. Text Origin: Council Mandate
Article 61(2)				
651	2. Where reference is made to this paragraph, Article 4 of regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 4 of regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 4 of regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 4 of regulation (EU) No 182/2011 shall apply. Text Origin: Commission Proposal
Article 61(3)				
652	3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.	3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. Text Origin: Commission Proposal
Article 62				
653	Article 62 Derogations	Article 62 Derogations	Article 62 Derogations	Article 62 Derogations Text Origin: Commission Proposal
Article 62, first paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
654	This Regulation shall not apply to	This Regulation shall not apply to	This Regulation shall not apply to The division between lines 654 and 655 is not needed. We should fix this. Will talk with IT	This Regulation shall not apply to Text Origin: Commission Proposal
Article 62, second paragraph				
655	natural gas transmission systems situated in Member States for the duration of derogations granted under Article 80 of [new Gas Directive];	natural gas transmission systems situated in Member States for the duration of derogations granted under Article 80 of [new Gas Directive];	natural gas transmission systems situated in Member States for the duration of derogations granted under Article 80 of [new Gas Directive] ;	natural gas transmission systems situated in Member States for the duration of derogations granted under Article 80 of [new Gas Directive]; Text Origin: Commission Proposal
Article 62, second paragraph a				
655a		<u>As regards the derogations granted under Article 81 (of recast Gas Directive XXXX) the Commission shall, by ... [three months after the date of entry into force of this Regulation] submit a report to the European Parliament and to the Council on derogations granted under that Article of [recast Gas Directive]. Thereafter, the Commission shall submit such a report upon the request of at</u>		<u>deletion</u> Moved to Directive (NB. [two years after the date of entry into force...])

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>least one Member State. The report shall, in particular, assess the impact of derogations on the effective functioning of and competition in the internal market in natural gas as well as on security of energy supply and the essential security interests of the Union and the Member States, taking into account the principle of energy solidarity and the REPowerEU Plan objectives. If the report finds that a derogation granted presents a threat to the effective functioning of or competition in the internal market in natural gas, to security of energy supply or the essential security interests of the Union or the Member States, the Commission shall, within one month of the submission of the report, adopt a decision requiring the relevant competent authority to revoke the derogation. Following any such revocation, the relevant Member State shall ensure that the enforcement of rules set out in this Regulation and [recast Gas Directive] takes into account their effective application on Union territory and the integrated nature of the</u>		

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>transmission line.</u>		
Article 63				
656	Article 63 Exercise of the delegation	Article 63 Exercise of the delegation	Article 63 Exercise of the delegation	Article 63 Exercise of the delegation Text Origin: Commission Proposal
Article 63(1)				
657	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article. Text Origin: Commission Proposal
Article 63(4)				
660	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making. Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 63(5)				
661	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council. Text Origin: Commission Proposal
Article 63a				
662a			Article 63a Review and reporting	<u>Article 63a</u> <u>Review and reporting</u> Text Origin: Council Mandate
Article 63a, first paragraph				
662b			By 31 December 2030 the Commission shall review this Regulation and shall submit a report to the European Parliament and to the Council, accompanied, if necessary by appropriate legislative proposals.	<u>1. By 31 December 2030 the Commission shall review this Regulation and shall submit a report to the European Parliament and to the Council, accompanied, if necessary by appropriate legislative proposals.</u> 13.11.2023 provisionally agreed Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 64				
663	Article 64 Amendment to Decision (EU) 2017/684	Article 64 Amendment to Decision (EU) 2017/684	Article 64 Amendment to Decision (EU) 2017/684	Article 64 Amendment to Decision (EU) 2017/684 Text Origin: Commission Proposal
Article 64, first paragraph				
664	The notification obligations for intergovernmental agreements in the field of energy relating to gas as laid down in Decision (EU) 2017/684 shall be construed as including intergovernmental agreements relating to hydrogen, including hydrogen compounds such as ammonia and liquid organic hydrogen carriers.	The notification obligations for intergovernmental agreements in the field of energy relating to gas as laid down in Decision (EU) 2017/684 shall be construed as including intergovernmental agreements relating to hydrogen, including hydrogen compounds such as ammonia and liquid organic hydrogen carriers.	The notification obligations for intergovernmental agreements in the field of energy relating to gas as laid down in Decision (EU) 2017/684 shall be construed as including intergovernmental agreements relating to hydrogen, including hydrogen compounds such as ammonia and liquid organic hydrogen carriers.	The notification obligations for intergovernmental agreements in the field of energy relating to gas as laid down in Decision (EU) 2017/684 shall be construed as including intergovernmental agreements relating to hydrogen, including hydrogen compounds such as ammonia and liquid organic hydrogen carriers. Text Origin: Commission Proposal
Article 65				
665	Article 65 Amendments to Regulation (EU) 2019/942	Article 65 Amendments to Regulation (EU) 2019/942	Article 65 Amendments to Regulation (EU) 2019/942	Article 65 Amendments to Regulation (EU) 2019/942

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Article 65, first paragraph			
666	Regulation (EU) 2019/942 is amended as follows:	Regulation (EU) 2019/942 is amended as follows:	Regulation (EU) 2019/942 is amended as follows:	Regulation (EU) 2019/942 is amended as follows: Text Origin: Commission Proposal
	Article 65, first paragraph, point (1)			
667	(1) Article 2, point (a) is replaced by the following:	(1) Article 2, point (a) is replaced by the following:	(1) Article 2, point (a) is replaced by the following:	(1) Article 2, point (a) is replaced by the following: Text Origin: Commission Proposal
	Article 65, first paragraph, point (2)			
669	(2) Article 3(2), 1 st subparagraph is replaced by the following:	(2) Article 3(2), ~~1st~~ <i>the first</i> subparagraph is replaced by the following:	(2) Article 3(2), 1 st subparagraph is replaced by the following:	(2) Article 3(2), ~~1st~~ <i>the first</i> subparagraph is replaced by the following: Text Origin: EP Mandate
	Article 65, first paragraph, point (3)			
671	(3) Articles 4(1), 4(2), 4(3)(a) and (b) are replaced by the following:	(3) Articles 4(1), 4(2), 4(3)(a) and (b) are replaced by the following:	(3) Articles 4(1), 4(2), 4(3)(a) and (b) are replaced by the following:	(3) Articles 4(1), 4(2), 4(3)(a) and (b) are replaced by the following:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Article 65, first paragraph, point (3), amending provision, numbered paragraph (3)			
674	3. ACER may provide an opinion:	3. ACER may provide an opinion:	3. ACER may provide an opinion:	‘ 3. ACER may provide an opinion:’, Text Origin: Commission Proposal
	Article 65, first paragraph, point (4)			
677	(4) Articles 4(6), 4(7) and 4(8) are replaced by the following:	(4) Articles 4(6), 4(7) and 4(8) are replaced by the following:	(4) Articles 4(6), 4(7) and 4(8) are replaced by the following:	(4) Articles 4(6), 4(7) and 4(8) are replaced by the following: Text Origin: Commission Proposal
	Article 65, first paragraph, point (5)			
682	(5) Article 5(1) is replaced by the following:	(5) Article 5(1) is replaced by the following:	(5) Article 5(1) is replaced by the following:	(5) Article 5(1) is replaced by the following: Text Origin: Commission Proposal
	Article 65, first paragraph, point (5), amending provision, numbered paragraph (1)			
683	" 1. ACER shall participate in the	" 1. ACER shall participate in the	" 1. ACER shall participate in the	" 1. ACER shall participate in the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	development of network codes in accordance with Article 59 of Regulation (EU) 2019/943 and Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) 804] and of guidelines in accordance with Article 61(6) of Regulation (EU) 2019/943 and Article 56(5) of [the recast Gas Regulation as proposed in COM(2021) 804]. It shall in particular:	development of network codes in accordance with Article 59 of Regulation (EU) 2019/943 and Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) 804] and of guidelines in accordance with Article 61(6) of Regulation (EU) 2019/943 and Article 56(5) of [the recast Gas Regulation as proposed in COM(2021) 804]. It shall in particular:	development of network codes in accordance with Article 59 of Regulation (EU) 2019/943 and Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) 804] and of guidelines in accordance with Article 61(6) of Regulation (EU) 2019/943 and Article 56(5) of [the recast Gas Regulation as proposed in COM(2021) 804]. It shall in particular:	development of network codes in accordance with Article 59 of Regulation (EU) 2019/943 and Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) 804] and of guidelines in accordance with Article 61(6) of Regulation (EU) 2019/943 and Article 56(5) of [the recast Gas Regulation as proposed in COM(2021) 804]. It shall in particular: Text Origin: Commission Proposal
Article 65, first paragraph, point (5), amending provision, numbered paragraph (1), point (a)				
684	(a) submit non-binding framework guidelines to the Commission where it is requested to do so under Article 59(4) of Regulation (EU) 2019/943 or Articles 53(4) or 54(4) of [the recast Gas Regulation as proposed in COM(2021) 804]. ACER shall review the framework guidelines and re-submit them to the Commission where requested to do so under Article 59(7) of Regulation (EU) 2019/943 or Articles 53(7) or 54(7) of [the recast Gas Regulation as proposed in COM(2021) 804]	(a) submit non-binding framework guidelines to the Commission where it is requested to do so under Article 59(4) of Regulation (EU) 2019/943 or Articles 53(4) or 54(4) of [the recast Gas Regulation as proposed in COM(2021) 804]. ACER shall review the framework guidelines and re-submit them to the Commission where requested to do so under Article 59(7) of Regulation (EU) 2019/943 or Articles 53(7) or 54(7) of [the recast Gas Regulation as proposed in COM(2021) 804]	(a) submit non-binding framework guidelines to the Commission where it is requested to do so under Article 59(4) of Regulation (EU) 2019/943 or Articles 53(4) or 54(4) of [the recast Gas Regulation as proposed in COM(2021) 804]. ACER shall review the framework guidelines and re-submit them to the Commission where requested to do so under Article 59(7) of Regulation (EU) 2019/943 or Articles 53(7) or 54(7) of [the recast Gas Regulation as proposed in COM(2021) 804]	(a) submit non-binding framework guidelines to the Commission where it is requested to do so under Article 59(4) of Regulation (EU) 2019/943 or Articles 53(4) or 54(4) of [the recast Gas Regulation as proposed in COM(2021) 804]. ACER shall review the framework guidelines and re-submit them to the Commission where requested to do so under Article 59(7) of Regulation (EU) 2019/943 or Articles 53(7) or 54(7) of [the recast Gas Regulation as proposed in COM(2021) 804]

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Article 65, first paragraph, point (5), amending provision, numbered paragraph (1), point (d)			
687	(d) monitor and analyse the implementation of the network codes adopted by the Commission in accordance with Article 59 of Regulation (EU) 2019/943 and Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) 804] and the guidelines adopted in accordance with Article 61 of Regulation (EU) 2019/943 and Article 56 of [the recast Gas Regulation as proposed in COM(2021) 804], and their effect on the harmonisation of applicable rules aimed at facilitating market integration as well as on non-discrimination, effective competition and the efficient functioning of the market, and report to the Commission "	(d) monitor and analyse the implementation of the network codes adopted by the Commission in accordance with Article 59 of Regulation (EU) 2019/943 and Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) 804] and the guidelines adopted in accordance with Article 61 of Regulation (EU) 2019/943 and Article 56 of [the recast Gas Regulation as proposed in COM(2021) 804], and their effect on the harmonisation of applicable rules aimed at facilitating market integration as well as on non-discrimination, effective competition and the efficient functioning of the market, and report to the Commission.⚡ "	(d) monitor and analyse the implementation of the network codes adopted by the Commission in accordance with Article 59 of Regulation (EU) 2019/943 and Articles 53 and 54- of [the recast Gas Regulation as proposed in ~~COM(2021) 804~~ COM(2021)804] and the guidelines adopted in accordance with Article 61 of Regulation (EU) 2019/943 and Article 56 of [the recast Gas Regulation as proposed in ~~COM(2021) 804~~ COM(2021)804], and their effect on the harmonisation of applicable rules aimed at facilitating market integration as well as on non-discrimination, effective competition and the efficient functioning of the market, and report to the Commission "	(d) monitor and analyse the implementation of the network codes adopted by the Commission in accordance with Article 59 of Regulation (EU) 2019/943 and Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) 804] and the guidelines adopted in accordance with Article 61 of Regulation (EU) 2019/943 and Article 56 of [the recast Gas Regulation as proposed in COM(2021) 804], and their effect on the harmonisation of applicable rules aimed at facilitating market integration as well as on non-discrimination, effective competition and the efficient functioning of the market, and report to the Commission "
	Article 65, first paragraph, point (6)			
688				Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(6) Article 6(3), first subparagraph is replaced by the following:	(6) Article 6(3), first subparagraph is replaced by the following:	(6) Article 6(3), first subparagraph is replaced by the following:	(6) Article 6(3), first subparagraph is replaced by the following: Text Origin: Commission Proposal
Article 65, first paragraph, point (6), amending provision, numbered paragraph (3)				
689	3. By 5 July 2022, and every four years thereafter the Commission shall submit a report to the European Parliament and the Council on the independence of regulatory authorities pursuant to Article 57(7) of Directive (EU) 2019/944 and Article 70(6) of [the recast Gas Directive as proposed in COM(2021) 803].	3. By 5 July 2022, and every four years thereafter the Commission shall submit a report to the European Parliament and the Council on the independence of regulatory authorities pursuant to Article 57(7) of Directive (EU) 2019/944 and Article 70(6) of [the recast Gas Directive as proposed in COM(2021) 803].	3. By 5 July 2022, and every four years thereafter the Commission shall submit a report to the European Parliament and the Council on the independence of regulatory authorities pursuant to Article 57(7) of Directive (EU) 2019/944 and Article 70(6) of [the recast Gas Directive as proposed in COM(2021) 803].	3. By 5 July 2022, and every four years thereafter the Commission shall submit a report to the European Parliament and the Council on the independence of regulatory authorities pursuant to Article 57(7) of Directive (EU) 2019/944 and Article 70(6) of [the recast Gas Directive as proposed in COM(2021) 803]. Text Origin: Commission Proposal
Article 65, first paragraph, point (7)				
690	(7) In Article 6 the following paragraphs (9a), (9b), (9c) and (9d) are inserted:	(7) In Article 6 the following paragraphs (9a), (9b), (9c) and (9d) are inserted:	(7) In Article 6 the following paragraphs (9a), (9b), (9c) and (9d) are inserted:	(7) In Article 6 the following paragraphs (9a), (9b), (9c) and (9d) are inserted: Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Article 65, first paragraph, point (7), amending provision, first paragraph				
691	" (9a) ACER shall issue recommendations to regulatory authorities and network operators related to regulated asset bases pursuant to Article 4(4) of [Gas Regulation].	" (9a) ACER shall issue recommendations to regulatory authorities and network operators related to regulated asset bases pursuant to Article 4(4) of [Gas Regulation].	" (9a) ACER shall issue recommendations to regulatory authorities and network operators related to regulated regulatory asset bases pursuant to Article 4(4) of [the recast Gas Regulation as proposed in COM(2021) 804].	" (9a) ACER shall issue recommendations to regulatory authorities and network operators related to ~~regulated~~ <u>regulatory</u> asset bases pursuant to Article 4(4) of [<u>the recast</u> Gas Regulation <u>as proposed in COM(2021) 804</u>]. 13/11 ITM provisionally agreed Text Origin: Council Mandate
Article 65, first paragraph, point (7), amending provision, second paragraph				
692	(9b) ACER may issue recommendations to regulatory authorities on the allocation of costs of solutions for restrictions to cross-border flows due to gas quality differences pursuant to Article 19(8) of [the recast Gas Regulation as proposed in COM(2021) 804].	(9b) ACER may issue recommendations to regulatory authorities on the allocation of costs of solutions for restrictions to cross-border flows due to gas quality differences pursuant to Article 19(8) of [the recast Gas Regulation as proposed in ~~COM(2021) 804~~ <u>COM (2021)804</u> and due to the disruption of the gas supply.	(9b) ACER may issue recommendations to regulatory authorities on the allocation of costs of solutions for restrictions to cross-border flows due to gas quality differences pursuant to Article 19(8) of [the recast Gas Regulation as proposed in COM(2021) 804].	(9b) ACER may issue recommendations to regulatory authorities on the allocation of costs of solutions for restrictions to cross-border flows due to gas quality differences pursuant to Article 19(8) of [the recast Gas Regulation as proposed in COM(2021) 804].
Article 65, first paragraph, point (7), amending provision, third paragraph				
693	(9c) ACER may issue	(9c) ACER may issue	(9c) ACER may issue	(9c) ACER may issue

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	recommendations to regulatory authorities on the allocation of costs of solutions for restrictions to cross-border flows due to hydrogen quality differences pursuant to Article 39(8) of [the recast Gas Regulation as proposed in COM(2021) 804].	recommendations to regulatory authorities on the allocation of costs of solutions for restrictions to cross-border flows due to hydrogen quality differences pursuant to Article 39(8) of [the recast Gas Regulation as proposed in COM(2021) 804].	recommendations to regulatory authorities on the allocation of costs of solutions for restrictions to cross-border flows due to hydrogen quality differences pursuant to Article 39(8) of [the recast Gas Regulation as proposed in COM(2021) 804].	recommendations to regulatory authorities on the allocation of costs of solutions for restrictions to cross-border flows due to hydrogen quality differences pursuant to Article 39(8) of [the recast Gas Regulation as proposed in COM(2021) 804]. Text Origin: Commission Proposal
Article 65, first paragraph, point (7), amending provision, fourth paragraph				
694	(9d) ACER shall publish monitoring reports on congestion at interconnection points pursuant to Annex I, section 2.2.1, point 2 of [the recast Gas Regulation as proposed in COM(2021) 804]. "	(9d) ACER shall publish monitoring reports on congestion at interconnection points pursuant to Annex I, section 2.2.1, point 2 of [the recast Gas Regulation as proposed in COM(2021) 804]. "	(9d) ACER shall publish monitoring reports on congestion at interconnection points pursuant to Annex I, section 2.2.1, point 2 of [the recast Gas Regulation as proposed in COM(2021) 804]. "	(9d) ACER shall publish monitoring reports on congestion at interconnection points pursuant to Annex I, section 2.2.1, point 2 of [the recast Gas Regulation as proposed in COM(2021) 804]. " Text Origin: Commission Proposal
Article 65, first paragraph, point (8)				
695	(8) Article 6(10), first subparagraph, points (b) and (c) are replaced by the following:	(8) Article 6(10), first subparagraph, points (b) and (c) are replaced by the following:	(8) Article 6(10), first subparagraph, points (b) and (c) are replaced by the following:	(8) Article 6(10), first subparagraph, points (b) and (c) are replaced by the following: Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 65, first paragraph, point (8), amending provision, first paragraph			
696	(b) network codes and guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted before 4 July 2019 and subsequent revisions of those network codes and guidelines;	(b) network codes and guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted before 4 July 2019 and subsequent revisions of those network codes and guidelines;	(b) network codes and guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted before 4 July 2019 and subsequent revisions of those network codes and guidelines;	(b) network codes and guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted before 4 July 2019 and subsequent revisions of those network codes and guidelines; Text Origin: Commission Proposal
	Article 65, first paragraph, point (8), amending provision, second paragraph			
697	(c) network codes and guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted as implementing acts pursuant to Article 5 of Regulation (EU) No 182/2011; or	(c) network codes and guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted as implementing acts pursuant to Article 5 of Regulation (EU) No 182/2011; or	(c) network codes and guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted as implementing acts pursuant to Article 5 of Regulation (EU) No 182/2011; or	(c) network codes and guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted as implementing acts pursuant to Article 5 of Regulation (EU) No 182/2011; or Text Origin: Commission Proposal
	Article 65, first paragraph, point (9)			
698	(9) In Article 6(10), first subparagraph, the following points are added:	(9) In Article 6(10), first subparagraph, the following points are added:	(9) In Article 6(10), first subparagraph, the following points are added:	(9) In Article 6(10), first subparagraph, the following points are added:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Article 65, first paragraph, point (9), amending provision, first paragraph			
699	" (d) guidelines pursuant to Annex I to [Gas Regulation]; or	" (d) guidelines pursuant to Annex I to [Gas Regulation]; or	" (d) guidelines pursuant to Annex I to [Gas Regulation]; or	" (d) guidelines pursuant to Annex I to [Gas Regulation]; or Text Origin: Commission Proposal
	Article 65, first paragraph, point (9), amending provision, second paragraph			
700	(e) network codes and guidelines referred to in Article 53 to 56 of [Gas Regulation]. "	(e) network codes and guidelines referred to in Article 53 to 56 of [Gas Regulation]. "	(e) network codes and guidelines referred to in Article 53 to 56 of [Gas Regulation]. "	(e) network codes and guidelines referred to in Article 53 to 56 of [Gas Regulation]. " Text Origin: Commission Proposal
	Article 65, first paragraph, point (10)			
701	(10) In Article 6(10), second subparagraph, point (a) is replaced by the following:	(10) In Article 6(10), second subparagraph, point (a) is replaced by the following:	(10) In Article 6(10), second subparagraph, point (a) is replaced by the following:	(10) In Article 6(10), second subparagraph, point (a) is replaced by the following: Text Origin: Commission Proposal
	Article 65, first paragraph, point (10), amending provision, first paragraph			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
702	" (a) where the competent regulatory authorities have not been able to reach an agreement within six months of referral of the case to the last of those regulatory authorities, or within four months in cases under Article 4(7) of this Regulation or under point (c) of Article 59(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803]; "	" (a) where the competent regulatory authorities have not been able to reach an agreement within six months of referral of the case to the last of those regulatory authorities, or within four months in cases under Article 4(7) of this Regulation or under point (c) of Article 59(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803]; "	" (a) where the competent regulatory authorities have not been able to reach an agreement within six months of referral of the case to the last of those regulatory authorities, or within four months in cases under Article 4(7) of this Regulation or under point (c) of Article 59(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803]; "	" (a) where the competent regulatory authorities have not been able to reach an agreement within six months of referral of the case to the last of those regulatory authorities, or within four months in cases under Article 4(7) of this Regulation or under point (c) of Article 59(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803]; " Text Origin: Commission Proposal
Article 65, first paragraph, point (11)				
703	(11) Article 6(10), third subparagraph is replaced by the following:	(11) Article 6(10), third subparagraph is replaced by the following:	(11) Article 6(10), third subparagraph is replaced by the following:	(11) Article 6(10), third subparagraph is replaced by the following: Text Origin: Commission Proposal
Article 65, first paragraph, point (11), amending provision, first paragraph				
704	‘ The competent regulatory	‘ The competent regulatory	‘ The competent regulatory	‘ The competent regulatory

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	authorities may jointly request that the period referred to in point (a) of the second subparagraph of this paragraph be extended by a period of up to six months, except in cases under Article 4(7) of this Regulation or under point (c) of Article 59(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803];	authorities may jointly request that the period referred to in point (a) of the second subparagraph of this paragraph be extended by a period of up to six months, except in cases under Article 4(7) of this Regulation or under point (c) of Article 59(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803];	authorities may jointly request that the period referred to in point (a) of the second subparagraph of this paragraph be extended by a period of up to six months, except in cases under Article 4(7) of this Regulation or under point (c) of Article 59(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803]’;	authorities may jointly request that the period referred to in point (a) of the second subparagraph of this paragraph be extended by a period of up to six months, except in cases under Article 4(7) of this Regulation or under point (c) of Article 59(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803]; Text Origin: Commission Proposal
Article 65, first paragraph, point (12)				
705	(12) Article 6(10), fourth subparagraph, is replaced by the following:	(12) Article 6(10), fourth subparagraph, is replaced by the following:	(12) Article 6(10), fourth subparagraph, is replaced by the following:	(12) Article 6(10), fourth subparagraph, is replaced by the following: Text Origin: Commission Proposal
Article 65, first paragraph, point (12), amending provision, first paragraph				
706	Where the competences to decide on cross-border issues referred to in the first subparagraph have been conferred on the regulatory	Where the competences to decide on cross-border issues referred to in the first subparagraph have been conferred on the regulatory	Where the competences to decide on cross-border issues referred to in the first subparagraph have been conferred on the regulatory	Where the competences to decide on cross-border issues referred to in the first subparagraph have been conferred on the regulatory

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	authorities in new network codes or guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted as delegated acts after 4 July 2019, ACER shall only be competent on a voluntary basis pursuant to point (b) of the second subparagraph of this paragraph, upon a request from at least 60 % of the competent regulatory authorities. Where only two regulatory authorities are involved, either one may refer the case to ACER.;	authorities in new network codes or guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted as delegated acts after 4 July 2019, ACER shall only be competent on a voluntary basis pursuant to point (b) of the second subparagraph of this paragraph, upon a request from at least 60 % of the competent regulatory authorities. Where only two regulatory authorities are involved, either one may refer the case to ACER.;	authorities in new network codes or guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943- adopted as delegated acts after 4 July 2019, ACER shall only be competent on a voluntary basis pursuant to point (b) of the second subparagraph of this paragraph, upon a request from at least 60 % of the competent regulatory authorities. Where only two regulatory authorities are involved, either one may refer the case to ACER.’;	authorities in new network codes or guidelines referred to in Articles 59 to 61 of Regulation (EU) 2019/943 adopted as delegated acts after 4 July 2019, ACER shall only be competent on a voluntary basis pursuant to point (b) of the second subparagraph of this paragraph, upon a request from at least 60 % of the competent regulatory authorities. Where only two regulatory authorities are involved, either one may refer the case to ACER.;
Text Origin: Commission Proposal				
Article 65, first paragraph, point (13)				
707	(13) Article 6(12), point (a) is replaced by the following:	(13) Article 6(12), point (a) is replaced by the following:	(13) Article 6(12), point (a) is replaced by the following:	(13) Article 6(12), point (a) is replaced by the following:
Text Origin: Commission Proposal				
Article 65, first paragraph, point (13), amending provision, first paragraph				
708	" (a) shall issue a decision within six months of the date of referral, or within four months thereof in cases	" (a) shall issue a decision within six months of the date of referral, or within four months thereof in cases	" (a) shall issue a decision within six months of the date of referral, or within four months thereof in cases	" (a) shall issue a decision within six months of the date of referral, or within four months thereof in cases

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	pursuant to Article 4(7) of this Regulation or point (c) of Article (59)(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803]; and "	pursuant to Article 4(7) of this Regulation or point (c) of Article (59)(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803]; and "	pursuant to Article 4(7) of this Regulation or point (c) of Article (59)(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803]; and "	pursuant to Article 4(7) of this Regulation or point (c) of Article (59)(1) or point (f) of Article 62(1) of Directive (EU) 2019/944 or Article 72(1) point (e) of [the recast Gas Directive as proposed in COM(2021) 803]; and "
				Text Origin: Commission Proposal
Article 65, first paragraph, point (14)				
709	(14) Article 14(1) is replaced by the following:	(14) Article 14(1) is replaced by the following:	(14) Article 14(1) is replaced by the following:	(14) Article 14(1) is replaced by the following:
				Text Origin: Commission Proposal
Article 65, first paragraph, point (14), amending provision, first paragraph				
710	In carrying out its tasks, in particular in the process of developing framework guidelines in accordance with Article 59 of Regulation (EU) 2019/943 or Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) xxx], and in the process of proposing amendments of network codes under Article 60	In carrying out its tasks, in particular in the process of developing framework guidelines in accordance with Article 59 of Regulation (EU) 2019/943 or Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) xxx], and in the process of proposing amendments of network codes under Article 60	In carrying out its tasks, in particular in the process of developing framework guidelines in accordance with Article 59 of Regulation (EU) 2019/943 or Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) xxx], and in the process of proposing amendments of network codes under Article 60	In carrying out its tasks, in particular in the process of developing framework guidelines in accordance with Article 59 of Regulation (EU) 2019/943 or Articles 53 and 54 of [the recast Gas Regulation as proposed in COM(2021) xxx], and in the process of proposing amendments of network codes under Article 60

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	of Regulation (EU) 2019/943 or Article 55 of [the recast Gas Regulation as proposed in COM(2021) xxx] ACER shall, extensively consult at an early stage market participants, transmission system operators, hydrogen network operators, consumers, end-users and, where relevant, competition authorities, without prejudice to their respective competence, in an open and transparent manner, in particular when its tasks concern transmission system operators and hydrogen network operators	of Regulation (EU) 2019/943 or Article 55 of [the recast Gas Regulation as proposed in COM(2021) xxx] ACER shall, extensively consult at an early stage market participants, transmission system operators, hydrogen network operators, consumers, end-users and, where relevant, competition authorities, without prejudice to their respective competence, in an open and transparent manner, in particular when its tasks concern transmission system operators and hydrogen network operators	of Regulation (EU) 2019/943 or Article 55 of [the recast Gas Regulation as proposed in COM(2021) xxx] ACER shall, extensively consult at an early stage market participants, transmission system operators, hydrogen network operators, consumers, end-users and, where relevant, competition authorities, without prejudice to their respective competence, in an open and transparent manner, in particular when its tasks concern transmission system operators and hydrogen network operators	of Regulation (EU) 2019/943 or Article 55 of [the recast Gas Regulation as proposed in COM(2021) xxx] ACER shall, extensively consult at an early stage market participants, transmission system operators, hydrogen network operators, consumers, end-users and, where relevant, competition authorities, without prejudice to their respective competence, in an open and transparent manner, in particular when its tasks concern transmission system operators and hydrogen network operators Text Origin: Commission Proposal
	Article 65, first paragraph, point (15)			
711	(15) In Article 15 the following paragraphs (6) and (7) are added:	(15) In Article 15 the following paragraphs (6) and (7) are added:	(15) In Article 15 the following paragraphs (6) and (7) are added:	(15) In Article 15 the following paragraphs (6) and (7) are added: Text Origin: Commission Proposal
	Article 65, first paragraph, point (15), amending provision, numbered paragraph (6)			
712	(6) ACER shall issue studies	(6) ACER shall issue studies	(6) ACER shall issue studies	(6) ACER shall issue studies

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	comparing the efficiency of EU transmission system operators' costs pursuant to Article 17(2) of [the recast Gas Regulation as proposed in COM(2021) 804].	comparing the efficiency of EU transmission system operators' costs pursuant to Article 17(2) of [the recast Gas Regulation as proposed in COM(2021) 804].	comparing the efficiency of EU transmission system operators' costs pursuant to Article 17(2) of [the recast Gas Regulation as proposed in COM(2021) 804].'	comparing the efficiency of EU transmission system operators' costs pursuant to Article 17(2) of [the recast Gas Regulation as proposed in COM(2021) 804]. Text Origin: Commission Proposal
Article 65, first paragraph, point (15), amending provision, numbered paragraph (7)				
713	(7) ACER shall submit opinions providing a harmonised format for the publication of technical information on access to hydrogen networks pursuant to Annex I to this Regulation.	(7) ACER shall submit opinions providing a harmonised format for the publication of technical information on access to hydrogen networks pursuant to Annex I to this Regulation.	(7) ACER shall submit opinions providing a harmonised format for the publication of technical information on access to hydrogen networks pursuant to Annex I to this Regulation.'	(7) ACER shall submit opinions providing a harmonised format for the publication of technical information on access to hydrogen networks pursuant to Annex I to this Regulation. Text Origin: Commission Proposal
Article 65, first paragraph, point (16)				
714	(16) Article 15(1) is replaced by the following:	(16) Article 15(1) is replaced by the following:	(16) Article 15(1) is replaced by the following:	(16) Article 15(1) is replaced by the following: Text Origin: Commission Proposal
Article 65, first paragraph, point (17)				
716				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(17) In Article 15(1) the following subparagraph 2 is added:	(17) In Article 15(1) the following subparagraph 2 is added:	(17) In Article ~~15(1)~~ 15 (1) the following subparagraph 2 is added:	(17) In Article 15(1) the following subparagraph 2 is added: Text Origin: Commission Proposal
Article 65, first paragraph, point (17), amending provision, first paragraph				
717	" ACER, in close cooperation with the Commission, the Member States and the relevant national authorities, including the regulatory authorities, and without prejudice to the competences of competition authorities, shall monitor the hydrogen markets, in particular the impact of market developments on hydrogen customers, access to the hydrogen network, including access to the network of hydrogen produced from renewable energy sources, the progress made with regard to interconnectors, potential barriers to cross-border trade." "	" ACER, in close cooperation with the Commission, the Member States and the relevant national authorities, including the regulatory authorities, and without prejudice to the competences of competition authorities, shall monitor the hydrogen markets, in particular the impact of market developments on hydrogen customers, access to the hydrogen network, including access to the network of hydrogen produced from renewable energy sources, the progress made with regard to interconnectors, potential barriers to cross-border trade." "	" ACER, in close cooperation with the Commission, the Member States and the relevant national authorities, including the regulatory authorities, and without prejudice to the competences of competition authorities, shall monitor the hydrogen markets, in particular the impact of market developments on hydrogen customers, access to the hydrogen network, including access to the network of hydrogen produced from renewable energy sources, the progress made with regard to interconnectors, potential barriers to cross-border trade." "	" ACER, in close cooperation with the Commission, the Member States and the relevant national authorities, including the regulatory authorities, and without prejudice to the competences of competition authorities, shall monitor the hydrogen markets, in particular the impact of market developments on hydrogen customers, access to the hydrogen network, including access to the network of hydrogen produced from renewable energy sources, the progress made with regard to interconnectors, potential barriers to cross-border trade." " Text Origin: Commission Proposal
Article 65, first paragraph, point (18)				
718				

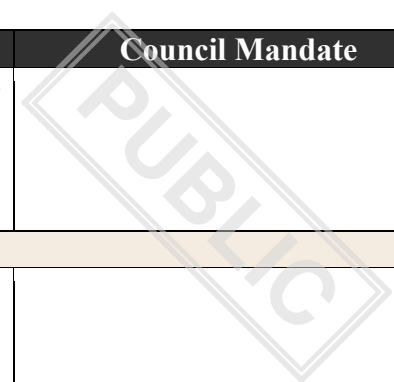
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(18) Article 15(2) is replaced by the following:	(18) Article 15(2) is replaced by the following:	(18) Article 15(2) is replaced by the following:	(18) Article 15(2) is replaced by the following: Text Origin: Commission Proposal
Article 66				
720	Article 66 Amendment to Regulation (EU) No 1227/2011	Article 66 Amendment to Regulation (EU) No 1227/2011	Article 66 Amendment to Regulation (EU) No 1227/2011	Article 66 Amendment to Regulation (EU) No 1227/2011 Lines 722a-723am to be deleted, as will be discussed in REMIT Text Origin: Commission Proposal
Article 66, first paragraph				
721	Regulation No 1227/2011 is amended as follows:	Regulation No 1227/2011 is amended as follows:	Regulation No 1227/2011 is amended as follows:	Regulation No 1227/2011 is amended as follows: Text Origin: Commission Proposal
Article 66, first paragraph, point (a)				
722	(a) In Article 2, Article 3(3) and (4), Article 4(1), Article 8(5) the term ‘electricity or natural gas’ is replaced by the term “electricity,	(a) In Article 2, Article 3(3) and (4), Article 4(1), Article 8(5) the term ‘electricity or natural gas’ is replaced by the term “electricity,	(a) In Article 2, Article 3(3) and (4), Article 4(1), Article 8(5) the term ‘electricity or natural gas’ is replaced by the term “electricity,	(a) In Article 2, Article 3(3) and (4), Article 4(1), Article 8(5) the term ‘electricity or natural gas’ is replaced by the term “electricity,

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	hydrogen or natural gas ";	hydrogen or natural gas ";	hydrogen or natural gas ";	hydrogen or natural gas "; Text Origin: Commission Proposal
	Article 66, first paragraph, point (aa), first subparagraph			
G 722a		<u>(aa) In Article 2, the following points are added:</u>		<u>deleted</u>
	Article 66, first paragraph, point (aa), second subparagraph			
G 722b		<u>'(16) 'LNG trading' means bids, offers or transactions for the purchase or sale of LNG:</u>		<u>deleted</u>
	Article 66, first paragraph, point (aa), second subparagraph, point (a)			
G 722c		<u>(a) that specify delivery in the Union;</u>		<u>deleted</u>
	Article 66, first paragraph, point (aa), second subparagraph, point (a)			
G 722d		<u>(b) that result in delivery in the Union; or</u>		<u>deleted</u>
	Article 66, first paragraph, point (aa), second subparagraph, point (a)			
G 722e		<u>(c) in which one counterparty re-</u>		<u>deleted</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>gasifies the LNG at a terminal in the Union;</u>		
	Article 66, first paragraph, point (ab)			
G 722f		<u>(17) ‘LNG market data’ means records of bids, offers or transactions for LNG trading with corresponding information as specified in Article 8d;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ac)			
G 722g		<u>(18) ‘LNG market participant’ means any natural or legal person, irrespective of that person’s place of incorporation or domicile, who engages in LNG trading;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ad)			
G 722h		<u>(19) ‘LNG price assessment’ means the determination of a daily reference price for LNG trading in accordance with a methodology to be established by the Agency;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ae)			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
722i		<u>(20) 'LNG benchmark' means the determination of a spread between the LNG price assessment and the settlement price for the Title Transfer Facility (TTF) Gas Futures front-month contract established by ICE Endex Markets B.V. on a daily basis.';</u>		<u>deleted</u>
Article 66, first paragraph, point (b)				
723	(b) In Article 6(2) the term 'electricity and gas markets' is replaced by the term 'electricity, hydrogen and natural gas markets'.	(b) In Article 6(2) the term 'electricity and gas markets' is replaced by the term 'electricity, hydrogen and natural gas markets'.	(b) In Article 6(2) the term 'electricity and gas markets' is replaced by the term 'electricity, hydrogen and natural gas markets'.	(b) In Article 6(2) the term 'electricity and gas markets' is replaced by the term 'electricity, hydrogen and natural gas markets'. Text Origin: Commission Proposal
Article 66, first paragraph, point (ba), first subparagraph				
723a		<u>(ba) The following articles are inserted:</u>		<u>deleted</u>
Article 66, first paragraph, point (ba), second subparagraph				
723b		<u>'Article 8a Tasks and powers of Agency to carry out LNG price assessments and benchmarks</u>		<u>deleted</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 66, first paragraph, point (bb)			
G 723c		<u>1. The Agency shall produce and publish an LNG price assessment. For the purpose of the LNG price assessment, the Agency shall systematically collect and process LNG market data on transactions.</u>		<u>(bb) deleted</u>
	Article 66, first paragraph, point (bc)			
G 723d		<u>2. The Agency shall produce and publish the LNG benchmark, for the purposes of which the Agency shall systematically collect and process all LNG market data.</u>		<u>(bc) deleted</u>
	Article 66, first paragraph, point (bd)			
G 723e		<u>3. By way of derogation from Article 3(4), point (b), of Regulation 1227/2011, the market participant obligations and prohibitions of this Regulation shall apply to LNG market participants. The powers conferred on the Agency under this Regulation and Implementing Regulation (EU) No 1348/2014</u>		<u>(bd) deleted</u>



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>shall also apply in relation to LNG market participants including the provisions on confidentiality.</u>		
Article 66, first paragraph, point (be)				
G 723f		<u>Article 8b</u> <u>Publication of LNG price assessments and benchmark</u>		<u>deleted</u>
Article 66, first paragraph, point (bf)				
G 723g		<u>1. The LNG price assessment referred to in Article 8a(1) shall be published daily, and by no later than 18.00 CET for the outright transaction price assessment. The Agency shall also, on a daily basis, publish the LNG benchmark referred to in Article 8a(2) by no later than 19.00 CET or as soon as technically possible.</u>		<u>(bf) deleted</u>
Article 66, first paragraph, point (bg)				
G 723h		<u>2. For the purposes of this Article, the Agency may make use of the services of a third party.</u>		<u>deleted</u>
Article 66, first paragraph, point (bh)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
723i		<u>Article 8c</u> <u>Provision of LNG market data to the Agency</u>		<u>deleted</u>
Article 66, first paragraph, point (bi)				
723j		<u>1. LNG market participants shall submit daily to the Agency the LNG market data in accordance with the specifications set out in Article 8d, in a standardised format, through a high-quality transmission protocol, and as close to real-time as technologically possible before the daily publication of the LNG price assessment (18.00 CET).</u>		<u>(bi) deleted</u>
Article 66, first paragraph, point (bj)				
723k		<u>2. The Commission may adopt implementing acts specifying the point in time by which LNG market data is to be submitted before the daily publication of the LNG price assessment as referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 21(2).</u>		<u>(bj) deleted</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 66, first paragraph, point (bk)			
G 723l		<u>3. Where appropriate, the Agency shall, after consulting the Commission, issue guidance on:</u>		<u>(bk) deleted</u>
	Article 66, first paragraph, point (ba), twelfth subparagraph, point (a)			
G 723m		<u>(a) the details of the information to be reported, in addition to the current details of reportable transactions and fundamental data under Implementing Regulation (EU) No 1348/2014, including bids and offers; and</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), twelfth subparagraph, point (a)			
G 723n		<u>(b) the procedure, standard and electronic format and the technical and organisational requirements for submitting data to be used for the provision of the required LNG market data.</u>		<u>deleted</u>
	Article 66, first paragraph, point (bl)			
G 723o		<u>4. LNG market participants shall submit the required LNG</u>		<u>(bl) deleted</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>market data to the Agency free of charge and through the reporting channels established by the Agency, where possible using existing and available procedures.</u>		
	Article 66, first paragraph, point (bm)			
G 723p		<u>Article 8d</u> <u>LNG market data quality</u>		<u>deleted</u>
	Article 66, first paragraph, point (bn)			
G 723q		<u>1. LNG market data shall include details of:</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)			
G 723r		<u>(a) the parties to the contract, including buy/sell indicator;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)			
G 723s		<u>(b) the reporting party;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)			
G 723t		<u>(c) the transaction price;</u>		<u>deleted</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)				
G	723u		<u>(d) the contract quantities;</u>	<u>deleted</u>	G
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)				
G	723v		<u>(e) the value of the contract;</u>	<u>deleted</u>	G
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)				
G	723w		<u>(f) the arrival window for the LNG cargo;</u>	<u>deleted</u>	G
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)				
G	723x		<u>(g) the terms of delivery;</u>	<u>deleted</u>	G
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)				
G	723y		<u>(h) the delivery points;</u>	<u>deleted</u>	G
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)				
G	723z		<u>(i) the timestamp information on all of the following;</u>	<u>deleted</u>	G
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)				
G	723aa				G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>(i) the time of placing the bid or offer;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)			
G	723ab	<u>(ii) the transaction time;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)			
G	723ac	<u>(iii) the time of reporting of the bid, offer or transaction;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), fifteenth subparagraph, point (a)			
G	723ad	<u>(iv) the receipt of LNG market data by the Agency.</u>		<u>deleted</u>
	Article 66, first paragraph, point (bo)			
G	723ae	<u>2. LNG market participants shall provide the Agency with LNG market data in the following manner:</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), sixteenth subparagraph, point (a)			
G	723af	<u>(a) transaction, bid and offer unit prices shall be reported in the currency specified in the contract</u>		<u>deleted</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>and in €/MWh and shall include applied conversion and exchange rates if applicable;</u>		
	Article 66, first paragraph, point (ba), sixteenth subparagraph, point (a)			
G 723ag		<u>(b) contract quantities shall be reported in the units specified in the contracts and in MWh;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), sixteenth subparagraph, point (a)			
G 723ah		<u>(c) arrival windows shall be reported in terms of delivery dates expressed in UTC format;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), sixteenth subparagraph, point (a)			
G 723ai		<u>(d) the delivery point shall indicate a valid identifier listed by the Agency, such as that referred to in the list of LNG facilities subject to reporting and this Regulation and Implementing Regulation (EU) No 1348/2014; the timestamp information shall be indicated in UTC format;</u>		<u>deleted</u>
	Article 66, first paragraph, point (ba), sixteenth subparagraph, point (a)			
G 723aj				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>(e) if relevant, the price formula in the long-term contract from which the price is derived shall be reported in its integrity.</u>		<u>deleted</u>
Article 66, first paragraph, point (bp)				
723ak		<u>3. The Agency shall issue guidance regarding the criteria under which a single submitter accounts for a significant portion of LNG market data submitted within a certain reference period and how this situation is to be addressed in its LNG price assessment and LNG benchmarks.</u>		<u>deleted</u>
Article 66, first paragraph, point (bq)				
723al		<u>Article 8e Business continuity</u>		<u>deleted</u>
Article 66, first paragraph, point (br)				
723am		<u>The Agency shall regularly review, update and publish its LNG reference price assessment and LNG benchmark methodology as well as the methodology used for LNG market data reporting and the</u>		<u>deleted</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>publication of its LNG price assessments and LNG benchmarks, taking into account the views of market data contributors.</u>		
Article 67				
724	Article 67 Amendments to Regulation (EU) 2017/1938	Article 67 Amendments to Regulation (EU) 2017/1938	Article 67 Amendments to Regulation (EU) 2017/1938	Article 67 Amendments to Regulation (EU) 2017/1938 Text Origin: Commission Proposal
Article 67, first paragraph				
725	Regulation (EU) 2017/1938 is amended as follows:	Regulation (EU) 2017/1938 is amended as follows:	Regulation (EU) 2017/1938 is amended as follows:	Regulation (EU) 2017/1938 is amended as follows: Text Origin: Commission Proposal
Article 67, first paragraph, point (1)				
726	(1) In Article 1, the first sentence is replaced by the following:	(1) In Article 1, the first sentence is replaced by the following:	(1) In Article 1, the first sentence is replaced by the following:	(1) In Article 1, the first sentence is replaced by the following: Text Origin: Commission Proposal
Article 67, first paragraph, point (2)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
728	(2) In Article 2, the following definitions are added:	(2) In Article 2, the following definitions are added:	(2) In Article 2, the following definitions are added:	(2) In Article 2, the following definitions are added: Text Origin: Commission Proposal
Article 67, first paragraph, point (2), amending provision, numbered paragraph (28)				
730	(28) ‘strategic stock’ means gas purchased, managed and stored by transmission system operators exclusively for carrying out their functions as transmission system operators and for the purpose of security of supply. Gas stored as part of a strategic stock shall be dispatched only where required to keep the system in operation under secure and reliable conditions in line with Article 35 [recast Gas Directive as proposed in COM(2021) xxx] or in case of a declared emergency under Article 11 of Regulation (EU) 2017/1938 of the European Parliament and of the Council and can otherwise not be sold on wholesale gas markets;	<i>deleted</i>	~~(28) ‘strategic stock’ means gas purchased, managed and stored by transmission system operators exclusively for carrying out their functions as transmission system operators and for the purpose of security of supply. Gas stored as part of a strategic stock shall be dispatched only where required to keep the system in operation under secure and reliable conditions in line with Article 35 [recast Gas Directive as proposed in COM(2021) xxx] or in case of a declared emergency under Article 11 of Regulation (EU) 2017/1938 of the European Parliament and of the Council and can otherwise not be sold on wholesale gas markets;~~	<i>deleted</i>
Article 67, first paragraph, point (3)				
732	(3) In Article 2, the following	(3) In Article 2, the following	(3) In Article 2, the following	(3) In Article 2, the following

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	subparagraph is added:	subparagraph is added:	subparagraph is added:	subparagraph is added: Text Origin: Commission Proposal
	Article 67, first paragraph, point (4)			
734	(4) Article 7 is amended as follows:	(4) Article 7 is amended as follows:	(4) Article 7 is amended as follows:	(4) Article 7 is amended as follows: Text Origin: Commission Proposal
	Article 67, first paragraph, point (4)(a)			
735	(a) paragraph 1 is replaced by the following:	(a) paragraph 1 is replaced by the following:	(a) paragraph 1 is replaced by the following:	(a) paragraph 1 is replaced by the following: Text Origin: Commission Proposal
	Article 67, first paragraph, point (5)			
737	(5) In paragraph 4, point (e) is replaced by the following:	(5) In paragraph 4, point (e) is replaced by the following:	(5) In paragraph 4, point (e) is replaced by the following:	(5) In paragraph 4, point (e) is replaced by the following: Text Origin: Commission Proposal
	Article 67, first paragraph, point (8), amending provision, numbered paragraph (3), point (a)			
750	a) obliging gas storage users to		a) obliging gas storage users to	

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	store a minimum volume of gas in underground storage,	<i>deleted</i>	store a minimum volume of gas in underground storage,	<i>deleted</i>
<i>Article 67, first paragraph, point (8), amending provision, numbered paragraph (3), point (b)</i>				
751	b) tendering, auctioning or equivalent mechanisms which incentivise bookings of storage capacities under which the potential shortfalls in costs are covered,	<i>deleted</i>	b) tendering, auctioning or equivalent mechanisms which incentivise bookings of storage capacities under which the potential shortfalls in costs are covered,	<i>deleted</i>
<i>Article 67, first paragraph, point (8), amending provision, numbered paragraph (3), point (c)</i>				
752	c) obliging a transmission system operator to purchase and manage strategic stocks of gas,	<i>deleted</i>	e) obliging a transmission system operator to purchase and manage strategic stocks of gas,	<i>deleted</i>
<i>Article 67, first paragraph, point (8), amending provision, numbered paragraph (3), point (d)</i>				
753	d) allowing for a possibility to fully integrate storages in the network of the transmission system operator in case the storage would otherwise stop operations, if such stop of operations would put at risk the secure and reliable functioning of the transmission system.	<i>deleted</i>	d) allowing for a possibility to fully integrate storages in the network of the transmission system operator in case the storage would otherwise stop operations, if such stop of operations would put at risk the secure and reliable functioning of the transmission system.	<i>deleted</i>
<i>Article 67, first paragraph, point (8), amending provision, sixth paragraph</i>				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
754	Such measures shall be subject to consultation in the relevant risk group, in particular on how the measures address the risks identified in the common risk assessment.	<i>deleted</i>	~~Such measures shall be subject to consultation in the relevant risk group, in particular on how the measures address the risks identified in the common risk assessment.~~	<i>deleted</i>
<i>Article 67, first paragraph, point (8), amending provision, numbered paragraph (5), first subparagraph</i>				
756	5. If regional risks are identified, Member States in the relevant risk group shall aim at agreeing in the regional risk group on the targeted level of stocks in the region to ensure that the identified security of supply risk is covered in line with the common analysis of risks.	<i>deleted</i>	~~5. If regional risks are identified, Member States in the relevant risk group shall aim at agreeing in the regional risk group on the targeted level of stocks in the region to ensure that the identified security of supply risk is covered in line with the common analysis of risks.~~	<i>deleted</i>
<i>Article 67, first paragraph, point (8), amending provision, numbered paragraph (5), second subparagraph</i>				
757	Member States in the relevant risk group shall seek to agree on joint financing schemes of the measures taken pursuant to paragraph 3 chosen on the basis of the common risk assessment. The allocation of cost across Member States shall be fair and based on the analysis conducted in accordance with paragraph 2. If the measure is financed through a levy, this levy	<i>deleted</i>	~~Member States in the relevant risk group shall seek to agree on joint financing schemes of the measures taken pursuant to paragraph 3 chosen on the basis of the common risk assessment. The allocation of cost across Member States shall be fair and based on the analysis conducted in accordance with paragraph 2. If the measure is financed through a levy, this levy~~	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	shall not be allocated to cross-border interconnection points. If Member States cannot agree on joint financing schemes, the Commission may adopt a legally non-binding guidance on the key elements to be included.		~~shall not be allocated to cross-border interconnection points. If Member States cannot agree on joint financing schemes, the Commission may adopt a legally non-binding guidance on the key elements to be included.~~	
<i>Article 67, first paragraph, point (8), amending provision, numbered paragraph (6)</i>				
758	6. Member States in the relevant risk group shall agree on a common coordinated procedure to withdraw the gas stored in storage referred to in paragraph 3 of this Article in case of emergency, as defined in Article 11(1). The common coordinated procedure shall include the procedure in case of withdrawal of gas as part of the actions coordinated by the Commission in case of regional or Union emergency as referred to in Article 12(3).	<i>deleted</i>	~~6. Member States in the relevant risk group shall agree on a common coordinated procedure to withdraw the gas stored in storage referred to in paragraph 3 of this Article in case of emergency, as defined in Article 11(1). The common coordinated procedure shall include the procedure in case of withdrawal of gas as part of the actions coordinated by the Commission in case of regional or Union emergency as referred to in Article 12(3).~~	<i>deleted</i>
<i>Article 67, first paragraph, point (8), amending provision, numbered paragraph (8)</i>				
760	8. The measures which result from paragraph 3 shall be included in the risk assessments, and where applicable in the preventive action plan and the emergency plan,	<i>deleted</i>	~~8. The measures which result from paragraph 3 shall be included in the risk assessments, and where applicable in the preventive action plan and the emergency plan,~~	<i>deleted</i>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	corresponding to the given period.		corresponding to the given period.	
<i>Article 67, first paragraph, point (9)</i>				
774	(9) Article 8 is amended as follows:	(9) Article 8 is amended as follows:	(9) Article 8 is amended as follows:	(9) Article 8 is amended as follows: Text Origin: Commission Proposal
<i>Article 67, first paragraph, point (9)(a)</i>				
775	(a) paragraph 1 is deleted;	(a) paragraph 1 is deleted;	(a) paragraph 1 is deleted;	(a) paragraph 1 is deleted; Text Origin: Commission Proposal
<i>Article 67, first paragraph, point (9)(b)</i>				
776	(b) paragraph 3 is replaced by the following:	(b) paragraph 3 is replaced by the following:	(b) paragraph 3 is replaced by the following:	(b) paragraph 3 is replaced by the following: Text Origin: Commission Proposal
<i>Article 67, first paragraph, point (9)(b), amending provision, numbered paragraph (3), first subparagraph</i>				
777	3. The preventive action plan and the emergency plan shall contain a regional chapter, or several	3. The preventive action plan and the emergency plan shall contain a regional chapter, or several	3. The preventive action plan and the emergency plan shall contain a regional chapter, or several	3. The preventive action plan and the emergency plan shall contain a regional chapter, or several

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	regional chapters, where a Member State is a member of different risk groups as defined in Annex I.	regional chapters, where a Member State is a member of different risk groups as defined in Annex I.	regional chapters, where a Member State is a member of different risk groups as defined in Annex I.	regional chapters, where a Member State is a member of different risk groups as defined in Annex I. Text Origin: Commission Proposal
Article 67, first paragraph, point (9)(b), amending provision, numbered paragraph (3), second subparagraph				
778	The regional chapters shall be developed jointly by all Member States in the risk group before incorporation in the respective national plans. The Commission shall act as a facilitator so as to enable that the regional chapters collectively enhance the security of gas supply in the Union, and, do not give rise to any contradiction, and to overcome any obstacles to cooperation.	The regional chapters shall be developed jointly by all Member States in the risk group before incorporation in the respective national plans. The Commission shall act as a facilitator so as to enable that the regional chapters collectively enhance the security of gas supply in the Union, and, do not give rise to any contradiction, and to overcome any obstacles to cooperation.	The regional chapters shall be developed jointly by all Member States in the risk group before incorporation in the respective national plans. The Commission shall act as a facilitator so as to enable that the regional chapters collectively enhance the security of gas supply in the Union, and, do not give rise to any contradiction, and to overcome any obstacles to cooperation.	The regional chapters shall be developed jointly by all Member States in the risk group before incorporation in the respective national plans. The Commission shall act as a facilitator so as to enable that the regional chapters collectively enhance the security of gas supply in the Union, and, do not give rise to any contradiction, and to overcome any obstacles to cooperation. Text Origin: Commission Proposal
Article 67, first paragraph, point (11)				
782	(11) The following new Article 8a is inserted:	(11) The following new Article 8a is inserted:	(11) The following new Article 8a is inserted:	(11) The following new Article 8a is inserted: Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 67, first paragraph, point (11), amending provision, first paragraph			
783	Article 8a	Article 8a	Article 8a	Article 8a Text Origin: Commission Proposal
	Article 67, first paragraph, point (11), amending provision, second paragraph			
784	Measures on cybersecurity	Measures on cybersecurity	Measures on cybersecurity	Measures on cybersecurity Text Origin: Commission Proposal
	Article 67, first paragraph, point (11), amending provision, numbered paragraph (1)			
785	1. When establishing the preventive action plans and the emergency plans, the Member States shall consider the appropriate measures related to cybersecurity.	1. When establishing the preventive action plans and the emergency plans, the Member States shall consider the appropriate measures related to cybersecurity.	1. When establishing the preventive action plans and the emergency plans, the Member States shall consider the appropriate measures related to cybersecurity.	1. When establishing the preventive action plans and the emergency plans, the Member States shall consider the appropriate measures related to cybersecurity. Text Origin: Commission Proposal
	Article 67, first paragraph, point (11), amending provision, numbered paragraph (2)			
786	2. The Commission may adopt a	2. The Commission may adopt a	2. The Commission may adopt a	2. The Commission may adopt a

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	delegated act in accordance with Article 19 establishing gas sector-specific rules for the cyber security aspects of cross-border gas flows, including rules on common minimum requirements, planning, monitoring, reporting and crisis management.	delegated act in accordance with Article 19 establishing gas sector-specific rules for the cyber security aspects of cross-border gas flows, including rules on common minimum requirements, planning, monitoring, reporting and crisis management.	delegated act in accordance with Article 19 establishing gas sector-specific rules for the cyber security aspects of cross-border gas flows, including rules on common minimum requirements, planning, monitoring, reporting and crisis management.	delegated act in accordance with Article 19 establishing gas sector-specific rules for the cyber security aspects of cross-border gas flows, including rules on common minimum requirements, planning, monitoring, reporting and crisis management. Text Origin: Commission Proposal
Article 67, first paragraph, point (12)				
788	(12) Article 9 is amended as follows:	(12) Article 9 is amended as follows:	(12) Article 9 is amended as follows:	(12) Article 9 is amended as follows: Text Origin: Commission Proposal
Article 67, first paragraph, point (12)(a)				
789	(a) paragraph 1 is amended as follows:	(a) paragraph 1 is amended as follows:	(a) paragraph 1 is amended as follows:	(a) paragraph 1 is amended as follows: Text Origin: Commission Proposal
Article 67, first paragraph, point (12)(a)(i)				
790	(i) point (e) is replaced by the	(i) point (e) is replaced by the	(i) point (e) is replaced by the	(i) point (e) is replaced by the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	following:	following:	following:	following: Text Origin: Commission Proposal
Article 67, first paragraph, point (12)(a)(ii)				
792	(ii) point (k) is replaced by the following:	(ii) point (k) is replaced by the following:	(ii) point (k) is replaced by the following:	(ii) point (k) is replaced by the following: Text Origin: Commission Proposal
Article 67, first paragraph, point (15)				
812	(15) In Article 14(3), the first subparagraph is replaced by the following:	(15) In Article 14(3), the first subparagraph is replaced by the following:	(15) In Article 14(3), the first subparagraph is replaced by the following:	(15) In Article 14(3), the first subparagraph is replaced by the following: Text Origin: Commission Proposal
Article 67, first paragraph, point (15), amending provision, first paragraph				
813	‘ After an emergency, the competent authority referred to in paragraph 1 shall, as soon as possible and at the latest six weeks after the lifting of the emergency, provide the Commission with a detailed assessment of the emergency and	‘ After an emergency, the competent authority referred to in paragraph 1 shall, as soon as possible and at the latest six weeks after the lifting of the emergency, provide the Commission with a detailed assessment of the emergency and	‘ After an emergency, the competent authority referred to in paragraph 1 shall, as soon as possible and at the latest six weeks after the lifting of the emergency, provide the Commission with a detailed assessment of the emergency and	‘ After an emergency, the competent authority referred to in paragraph 1 shall, as soon as possible and at the latest six weeks after the lifting of the emergency, provide the Commission with a detailed assessment of the emergency and

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the effectiveness of the measures implemented, including an assessment of the economic impact of the emergency, the impact on the electricity sector and the assistance provided to or received from, the Union and its Member States. Where relevant, the assessment shall include a detailed description of the circumstances that led to activating the mechanism in Article 13 and the conditions under which the missing gas supplies were received, including the price and financial compensation paid, and – where relevant – the reasons why the solidarity offers were not accepted and/or gas was not supplied. Such assessment shall be made available to the GCG and shall be reflected in the updates of the preventive action plans and the emergency plans.	the effectiveness of the measures implemented, including an assessment of the economic impact of the emergency, the impact on the electricity sector and the assistance provided to or received from, the Union and its Member States. Where relevant, the assessment shall include a detailed description of the circumstances that led to activating the mechanism in Article 13 and the conditions under which the missing gas supplies were received, including the price and financial compensation paid, and – where relevant – the reasons why the solidarity offers were not accepted and/or gas was not supplied. Such assessment shall be made available to the GCG and shall be reflected in the updates of the preventive action plans and the emergency plans.	the effectiveness of the measures implemented, including an assessment of the economic impact of the emergency, the impact on the electricity sector and the assistance provided to or received from, the Union and its Member States. Where relevant, the assessment shall include a detailed description of the circumstances that led to activating the mechanism in Article 13 and the conditions under which the missing gas supplies were received, including the price and financial compensation paid, and – where relevant – the reasons why the solidarity offers were not accepted and/or gas was not supplied. Such assessment shall be made available to the GCG and shall be reflected in the updates of the preventive action plans and the emergency plans.	the effectiveness of the measures implemented, including an assessment of the economic impact of the emergency, the impact on the electricity sector and the assistance provided to or received from, the Union and its Member States. Where relevant, the assessment shall include a detailed description of the circumstances that led to activating the mechanism in Article 13 and the conditions under which the missing gas supplies were received, including the price and financial compensation paid, and – where relevant – the reasons why the solidarity offers were not accepted and/or gas was not supplied. Such assessment shall be made available to the GCG and shall be reflected in the updates of the preventive action plans and the emergency plans. Text Origin: Commission Proposal
Article 67, first paragraph, point (16)				
814	(16) Article 19 is amended as follows:	(16) Article 19 is amended as follows:	(16) Article 19 is amended as follows:	(16) Article 19 is amended as follows:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 67, first paragraph, point (16)(a)				
815	(a) the first sentence of paragraph 2 is replaced by the following:	(a) the first sentence of paragraph 2 is replaced by the following:	(a) the first sentence of paragraph 2 is replaced by the following:	(a) the first sentence of paragraph 2 is replaced by the following: Text Origin: Commission Proposal
Article 67, first paragraph, point (16)(b)				
817	(b) the first sentence of paragraph 3 is replaced by the following:	(b) the first sentence of paragraph 3 is replaced by the following:	(b) the first sentence of paragraph 3 is replaced by the following:	(b) the first sentence of paragraph 3 is replaced by the following: Text Origin: Commission Proposal
Article 67, first paragraph, point (16)(c)				
819	(c) the first sentence of paragraph 6 is replaced by the following:	(c) the first sentence of paragraph 6 is replaced by the following:	(c) the first sentence of paragraph 6 is replaced by the following:	(c) the first sentence of paragraph 6 is replaced by the following: Text Origin: Commission Proposal
Article 67, first paragraph, point (17)				
821	(17) Annex VI is amended as follows:	(17) Annex VI is amended as follows:	(17) Annex VI is amended as follows:	(17) Annex VI is amended as follows:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 67, first paragraph, point (17)(a)				
822	(a) in section 5(a), second subparagraph, the following indent is inserted after the second indent 'Measures to diversify gas routes and sources of supply,'	(a) in section 5(a), second subparagraph, the following indent is inserted after the second indent 'Measures to diversify gas routes and sources of supply,'	(a) in section 5(a), second subparagraph, the following indent is inserted after the second indent 'Measures to diversify gas routes and sources of supply,'	(a) in section 5(a), second subparagraph, the following indent is inserted after the second indent 'Measures to diversify gas routes and sources of supply,' Text Origin: Commission Proposal
Article 67, first paragraph, point (17)(b)				
824	(b) in section 11.3, point (a), second subparagraph, the following indent is inserted after the second indent 'Measures to diversify gas routes and sources of supply,';	(b) in section 11.3, point (a), second subparagraph, the following indent is inserted after the second indent 'Measures to diversify gas routes and sources of supply,';	(b) in section 11.3, point (a), second subparagraph, the following indent is inserted after the second indent 'Measures to diversify gas routes and sources of supply,';	(b) in section 11.3, point (a), second subparagraph, the following indent is inserted after the second indent 'Measures to diversify gas routes and sources of supply,'; Text Origin: Commission Proposal
Article 67, first paragraph, point (18)				
826	(18) The text set out in Annex II to this Regulation is added as Annex IX to Regulation (EU) 2017/1938.	(18) The text set out in Annex II to this Regulation is added as Annex IX to Regulation (EU) 2017/1938.	(18) The text set out in Annex II to this Regulation is added as Annex IX to Regulation (EU) 2017/1938.	(18) The text set out in Annex II to this Regulation is added as Annex IX to Regulation (EU) 2017/1938. Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Article 68				
827	Article 68 Repeal	Article 68 Repeal	Article 68 Repeal	Article 68 Repeal Text Origin: Commission Proposal
Article 68, first paragraph				
828	Regulation (EC) No 715/2009 is repealed. References made to the repealed Regulation shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex II.	Regulation (EC) No 715/2009 is repealed. References made to the repealed Regulation shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex II.	Regulation (EC) No 715/2009 is repealed. References made to the repealed Regulation shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex II.	Regulation (EC) No 715/2009 is repealed. References made to the repealed Regulation shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex II. Text Origin: Commission Proposal
Article 69				
829	Article 69 Entry into force	Article 69 Entry into force	Article 69 Entry into force	Article 69 Entry into force Text Origin: Commission Proposal
Article 69, first paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
830	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union. Text Origin: Commission Proposal
Article 69, third paragraph				
832	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States. Text Origin: Commission Proposal
Formula				
833	Done at Brussels,	Done at Brussels,	Done at Brussels,	Done at Brussels, Text Origin: Commission Proposal
Formula				
834	For the European Parliament	For the European Parliament	For the European Parliament	For the European Parliament Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Formula				
835	The President	The President	The President	The President Text Origin: Commission Proposal
Formula				
836	For the Council	For the Council	For the Council	For the Council Text Origin: Commission Proposal
Formula				
837	The President	The President	The President	The President Text Origin: Commission Proposal
Annex I				
838	Annex I	Annex I	Annex I	Annex I Text Origin: Commission Proposal
Annex I, first paragraph				
839	GUIDELINES ON	GUIDELINES ON	GUIDELINES ON	GUIDELINES ON

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, Part I				
840	Part I 1. Information to be published on the methodology used to set the regulated revenue of the transmission system operator	Part I 1. Information to be published on the methodology used to set the regulated revenue of the transmission system operator	Part I 1.— Information to be published on the methodology used to set the regulated revenue of the transmission system operator	Part I 1. Information to be published on the methodology used to set the regulated revenue of the transmission system operator Text Origin: Commission Proposal
Annex I, second paragraph				
841	The following information shall be published before the tariff period by the regulatory authority or the transmission system operator as decided by the regulatory authority.	The following information shall be published before the tariff period by the regulatory authority or the transmission system operator as decided by the regulatory authority.	The following information shall be published before the tariff period by the regulatory authority or the transmission system operator as decided by the regulatory authority.	The following information shall be published before the tariff period by the regulatory authority or the transmission system operator as decided by the regulatory authority. Text Origin: Commission Proposal
Annex I, third paragraph				
842	This information shall be provided separately for transmission activities where the transmission system operator is part of a larger commercial entity or holding.	This information shall be provided separately for transmission activities where the transmission system operator is part of a larger commercial entity or holding.	This information shall be provided separately for transmission activities where the transmission system operator is part of a larger commercial entity or holding.	This information shall be provided separately for transmission activities where the transmission system operator is part of a larger commercial entity or holding.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, point 1.				
843	1. The entity responsible calculating, setting and approving the different components of the methodology.	1. The entity responsible calculating, setting and approving the different components of the methodology.	1. The entity responsible calculating, setting and approving the different components of the methodology.	1. The entity responsible calculating, setting and approving the different components of the methodology. Text Origin: Commission Proposal
Annex I, point 2.				
844	2. A description of the methodology, including at least a description of:	2. A description of the methodology, including at least a description of:	2. A description of the methodology, including at least a description of:	2. A description of the methodology, including at least a description of: Text Origin: Commission Proposal
Annex I, point 2.(a)				
845	(a) the overall methodology, such as revenue-cap, hybrid, cost-plus or tariff benchmarking;	(a) the overall methodology, such as revenue-cap, hybrid, cost-plus or tariff benchmarking;	(a) the overall methodology, such as revenue-cap, hybrid, cost-plus or tariff benchmarking;	(a) the overall methodology, such as revenue-cap, hybrid, cost-plus or tariff benchmarking; Text Origin: Commission Proposal
Annex I, point 2.(b)(i)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
847	(i) methodology to determine the initial (opening) value of the assets as applied at the start of the regulation and when incorporating new assets to the regulatory asset base;	(i) methodology to determine the initial (opening) value of the assets as applied at the start of the regulation and when incorporating new assets to the regulatory asset base;	(i) methodology to determine the initial (opening) value of the assets as applied at the start of the regulation and when incorporating new assets to the regulatory asset base;	(i) methodology to determine the initial (opening) value of the assets as applied at the start of the regulation and when incorporating new assets to the regulatory asset base; Text Origin: Commission Proposal
Annex I, point 2.(b)(ii)				
848	(ii) methodology to re-evaluate assets;	(ii) methodology to re-evaluate assets;	(ii) methodology to re-evaluate assets;	(ii) methodology to re-evaluate assets; Text Origin: Commission Proposal
Annex I, point 2.(b)(iii)				
849	(iii) explanations of the evolution of the value of the assets;	(iii) explanations of the evolution of the value of the assets;	(iii) explanations of the evolution of the value of the assets;	(iii) explanations of the evolution of the value of the assets; Text Origin: Commission Proposal
Annex I, point 2.(b)(iv)				
850	(iv) treatment of decommissioned assets;	(iv) treatment of decommissioned assets;	(iv) treatment of decommissioned assets;	(iv) treatment of decommissioned assets; Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex I, point 2.(c)				
852	(c) the methodology to set the cost of capital;	(c) the methodology to set the cost of capital;	(c) the methodology to set the cost of capital;	(c) the methodology to set the cost of capital; Text Origin: Commission Proposal
Annex I, point 2.(d)				
853	(d) the methodology to determine the total expenditure (TOTEX) or, if applicable, operational expenditure (OPEX) and capital expenditure (CAPEX);	(d) the methodology to determine the total expenditure (TOTEX) or, if applicable, operational expenditure (OPEX) and capital expenditure (CAPEX);	(d) the methodology to determine the total expenditure (TOTEX) or, if applicable, operational expenditure (OPEX) and capital expenditure (CAPEX);	(d) the methodology to determine the total expenditure (TOTEX) or, if applicable, operational expenditure (OPEX) and capital expenditure (CAPEX); Text Origin: Commission Proposal
Annex I, point 2.(e)				
854	(e) the methodology to determine the efficiency of the cost, if applicable;	(e) the methodology to determine the efficiency of the cost, if applicable;	(e) the methodology to determine the efficiency of the cost, if applicable;	(e) the methodology to determine the efficiency of the cost, if applicable; Text Origin: Commission Proposal
Annex I, point 2.(f)				
855				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(f) the methodology applied to set the inflation;	(f) the methodology applied to set the inflation;	(f) the methodology applied to set the inflation;	(f) the methodology applied to set the inflation; Text Origin: Commission Proposal
Annex I, point 2.(g)				
856	(g) the methodology to determine premia and incentives, if applicable;	(g) the methodology to determine premia and incentives, if applicable;	(g) the methodology to determine premia and incentives, if applicable;	(g) the methodology to determine premia and incentives, if applicable; Text Origin: Commission Proposal
Annex I, point 2.(h)				
857	(h) non controllable costs;	(h) non controllable costs;	(h) non controllable costs;	(h) non controllable costs; Text Origin: Commission Proposal
Annex I, point 2.(i)				
858	(i) services provided within the company holding, if applicable.	(i) services provided within the company holding, if applicable.	(i) services provided within the company holding, if applicable.	(i) services provided within the company holding, if applicable. Text Origin: Commission Proposal
Annex I, point 3.				
859				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	3. The values of the parameters used in the methodology	3. The values of the parameters used in the methodology	3. The values of the parameters used in the methodology	3. The values of the parameters used in the methodology Text Origin: Commission Proposal
Annex I, point 3.(a)				
860	(a) the detailed values of the parameters that are part of the cost of equity and cost of debt or weighted average cost of capital expressed in percentages;	(a) the detailed values of the parameters that are part of the cost of equity and cost of debt or weighted average cost of capital expressed in percentages;	(a) the detailed values of the parameters that are part of the cost of equity and cost of debt or weighted average cost of capital expressed in percentages;	(a) the detailed values of the parameters that are part of the cost of equity and cost of debt or weighted average cost of capital expressed in percentages; Text Origin: Commission Proposal
Annex I, point 3.(b)				
861	(b) depreciation periods in years applicable separately to pipelines and compressors;	(b) depreciation periods in years applicable separately to pipelines and compressors;	(b) depreciation periods in years applicable separately to pipelines and compressors;	(b) depreciation periods in years applicable separately to pipelines and compressors; Text Origin: Commission Proposal
Annex I, point 3.(c)				
862	(c) changes in the depreciation period or in the acceleration of the depreciation applied to assets;	(c) changes in the depreciation period or in the acceleration of the depreciation applied to assets;	(c) changes in the depreciation period or in the acceleration of the depreciation applied to assets;	(c) changes in the depreciation period or in the acceleration of the depreciation applied to assets; Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex I, point 3.(d)				
863	(d) efficiency targets in percentages;	(d) efficiency targets in percentages;	(d) efficiency targets in percentages;	(d) efficiency targets in percentages; Text Origin: Commission Proposal
Annex I, point 3.(e)				
864	(e) inflation indices;	(e) inflation indices;	(e) inflation indices;	(e) inflation indices; Text Origin: Commission Proposal
Annex I, point 3.(f)				
865	(f) premia and incentives.	(f) premia and incentives.	(f) premia and incentives.	(f) premia and incentives. Text Origin: Commission Proposal
Annex I, point 4.				
866	4. The values of costs and expenditures that are used for setting the allowed or target revenue in the local currency and in euro of:	4. The values of costs and expenditures that are used for setting the allowed or target revenue in the local currency and in euro of:	4. The values of costs and expenditures that are used for setting the allowed or target revenue in the local currency and in euro of:	4. The values of costs and expenditures that are used for setting the allowed or target revenue in the local currency and in euro of:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, point 4.(c)				
869	(c) the depreciation per asset type until the full depreciation of the assets;	(c) the depreciation per asset type until the full depreciation of the assets;	(c) the depreciation per asset type until the full depreciation of the assets;	(c) the depreciation per asset type until the full depreciation of the assets; Text Origin: Commission Proposal
Annex I, point 4.(d)				
870	(d) the cost of capital including the cost of equity and the cost of debt;	(d) the cost of capital including the cost of equity and the cost of debt;	(d) the cost of capital including the cost of equity and the cost of debt;	(d) the cost of capital including the cost of equity and the cost of debt; Text Origin: Commission Proposal
Annex I, point 4.(e)				
871	(e) operational expenditures;	(e) operational expenditures;	(e) operational expenditures;	(e) operational expenditures; Text Origin: Commission Proposal
Annex I, point 4.(f)				
872	(f) premia and incentives detailed separately per item.	(f) premia and incentives detailed separately per item.	(f) premia and incentives detailed separately per item.	(f) premia and incentives detailed separately per item.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, point 5., first subparagraph				
873	5. Financial indicators to be provided for the transmission system operator. In the event of the transmission system operator being part of a larger holding or company, these values shall be provided separately for the transmission system operator, including:	5. Financial indicators to be provided for the transmission system operator. In the event of the transmission system operator being part of a larger holding or company, these values shall be provided separately for the transmission system operator, including:	5. Financial indicators to be provided for the transmission system operator. In the event of the transmission system operator being part of a larger holding or company, these values shall be provided separately for the transmission system operator, including:	5. Financial indicators to be provided for the transmission system operator. In the event of the transmission system operator being part of a larger holding or company, these values shall be provided separately for the transmission system operator, including: Text Origin: Commission Proposal
Annex I, point 5., first subparagraph, point (a)				
874	(a) earnings before interest, taxes, depreciation, and amortisation (EBITDA);	(a) earnings before interest, taxes, depreciation, and amortisation (EBITDA);	(a) earnings before interest, taxes, depreciation, and amortisation (EBITDA);	(a) earnings before interest, taxes, depreciation, and amortisation (EBITDA); Text Origin: Commission Proposal
Annex I, point 5., first subparagraph, point (b)				
875	(b) earnings before interest and taxes (EBIT);	(b) earnings before interest and taxes (EBIT);	(b) earnings before interest and taxes (EBIT);	(b) earnings before interest and taxes (EBIT); Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex I, point 5., first subparagraph, point (c)				
876	(c) return on assets I (ROA) = EBITDA / RAB;	(c) return on assets I (ROA) = EBITDA / RAB;	(c) return on assets I (ROA) = EBITDA / RAB;	(c) return on assets I (ROA) = EBITDA / RAB; Text Origin: Commission Proposal
Annex I, point 5., first subparagraph, point (d)				
877	(d) return on assets II (ROA) = EBIT / RAB;	(d) return on assets II (ROA) = EBIT / RAB;	(d) return on assets II (ROA) = EBIT / RAB;	(d) return on assets II (ROA) = EBIT / RAB; Text Origin: Commission Proposal
Annex I, point 5., first subparagraph, point (e)				
878	(e) return on equity (ROE) = Profit / Equity;	(e) return on equity (ROE) = Profit / Equity;	(e) return on equity (ROE) = Profit / Equity;	(e) return on equity (ROE) = Profit / Equity; Text Origin: Commission Proposal
Annex I, fourth paragraph				
879	(aa) return on capital employed (RoCE);	(aa) return on capital employed (RoCE);	(aa) return on capital employed (RoCE);	(aa) return on capital employed (RoCE); Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex I, fifth paragraph				
880	(bb) leverage ratio;	(bb) leverage ratio;	(bb) leverage ratio;	(bb) leverage ratio; Text Origin: Commission Proposal
Annex I, sixth paragraph				
881	(cc) net debt / (Net debt + Equity);	(cc) net debt / (Net debt + Equity);	(cc) net debt / (Net debt + Equity);	(cc) net debt / (Net debt + Equity); Text Origin: Commission Proposal
Annex I, seventh paragraph				
882	(dd) net debt / EBITDA.	(dd) net debt / EBITDA.	(dd) net debt / EBITDA.	(dd) net debt / EBITDA. Text Origin: Commission Proposal
Annex I, eighth paragraph				
883	The regulatory authority or the transmission system operator shall provide a simplified tariff model including the disaggregated parameters and values of the methodology and allowing to replicate the calculation of the	The regulatory authority or the transmission system operator shall provide a simplified tariff model including the disaggregated parameters and values of the methodology and allowing to replicate the calculation of the	The regulatory authority or the transmission system operator shall provide a simplified tariff model including the disaggregated parameters and values of the methodology and allowing to replicate the calculation of the	The regulatory authority or the transmission system operator shall provide a simplified tariff model including the disaggregated parameters and values of the methodology and allowing to replicate the calculation of the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	allowed or target revenue of the transmission system operator.	allowed or target revenue of the transmission system operator.	allowed or target revenue of the transmission system operator.	allowed or target revenue of the transmission system operator. Text Origin: Commission Proposal
Annex I, point 6.				
884	6. Transmission system operators shall maintain and make available to the competent authority upon request a daily log of the actual maintenance and flow disruptions that have occurred. Information shall also be made available on request to those affected by any disruption.	6. Transmission system operators shall maintain and make available to the competent authority upon request a daily log of the actual maintenance and flow disruptions that have occurred. Information shall also be made available on request to those affected by any disruption.	6. Transmission system operators shall maintain and make available to the competent authority upon request a daily log of the actual maintenance and flow disruptions that have occurred. Information shall also be made available on request to those affected by any disruption.	6. Transmission system operators shall maintain and make available to the competent authority upon request a daily log of the actual maintenance and flow disruptions that have occurred. Information shall also be made available on request to those affected by any disruption. Text Origin: Commission Proposal
Annex I, Part II				
885	Part II 2. Principles of capacity-allocation mechanisms and congestion- management procedures concerning transmission system operators and their application in the event of contractual congestion	Part II 2. Principles of capacity-allocation mechanisms and congestion- management procedures concerning transmission system operators and their application in the event of contractual congestion	Part II 2.— Principles of capacity-allocation mechanisms and congestion- management procedures concerning transmission system operators and their application in the event of contractual congestion	Part II 2. Principles of capacity-allocation mechanisms and congestion- management procedures concerning transmission system operators and their application in the event of contractual congestion Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex I, point 6.1.			
886	6.1. Principles of capacity-allocation mechanisms and congestion-management procedures concerning transmission system operators	6.1. Principles of capacity-allocation mechanisms and congestion-management procedures concerning transmission system operators	6.1. 2.1. Principles of capacity-allocation mechanisms and congestion-management procedures concerning transmission system operators	6.1. Principles of capacity-allocation mechanisms and congestion-management procedures concerning transmission system operators Text Origin: Commission Proposal
	Annex I, ninth paragraph			
887	1. Capacity-allocation mechanisms and congestion-management procedures shall facilitate the development of competition and liquid trading of capacity and shall be compatible with market mechanisms including spot markets and trading hubs. They shall be flexible and capable of adapting to evolving market circumstances.	1. Capacity-allocation mechanisms and congestion-management procedures shall facilitate the development of competition and liquid trading of capacity and shall be compatible with market mechanisms including spot markets and trading hubs. They shall be flexible and capable of adapting to evolving market circumstances.	1. Capacity-allocation mechanisms and congestion-management procedures shall facilitate the development of competition and liquid trading of capacity and shall be compatible with market mechanisms including spot markets and trading hubs. They shall be flexible and capable of adapting to evolving market circumstances.	1. Capacity-allocation mechanisms and congestion-management procedures shall facilitate the development of competition and liquid trading of capacity and shall be compatible with market mechanisms including spot markets and trading hubs. They shall be flexible and capable of adapting to evolving market circumstances. Text Origin: Commission Proposal
	Annex I, tenth paragraph			
888	2. Those mechanisms and	2. Those mechanisms and	2. Those mechanisms and	2. Those mechanisms and

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	procedures shall take into account the integrity of the system concerned as well as security of supply.	procedures shall take into account the integrity of the system concerned as well as security of supply.	procedures shall take into account the integrity of the system concerned as well as security of supply.	procedures shall take into account the integrity of the system concerned as well as security of supply. Text Origin: Commission Proposal
Annex I, eleventh paragraph				
889	3. Those mechanisms and procedures shall neither hamper the entry of new market participants nor create undue barriers to market entry. They shall not prevent market participants, including new market entrants and companies with a small market share, from competing effectively.	3. Those mechanisms and procedures shall neither hamper the entry of new market participants nor create undue barriers to market entry. They shall not prevent market participants, including new market entrants and companies with a small market share, from competing effectively.	3. Those mechanisms and procedures shall neither hamper the entry of new market participants nor create undue barriers to market entry. They shall not prevent market participants, including new market entrants and companies with a small market share, from competing effectively.	3. Those mechanisms and procedures shall neither hamper the entry of new market participants nor create undue barriers to market entry. They shall not prevent market participants, including new market entrants and companies with a small market share, from competing effectively. Text Origin: Commission Proposal
Annex I, twelfth paragraph				
890	4. Those mechanisms and procedures shall provide appropriate economic signals for efficient and maximum use of technical capacity and facilitate investment in new infrastructure.	4. Those mechanisms and procedures shall provide appropriate economic signals for efficient and maximum use of technical capacity and facilitate investment in new infrastructure.	4. Those mechanisms and procedures shall provide appropriate economic signals for efficient and maximum use of technical capacity and facilitate investment in new infrastructure.	4. Those mechanisms and procedures shall provide appropriate economic signals for efficient and maximum use of technical capacity and facilitate investment in new infrastructure. Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex I, fifteenth paragraph				
893	Transmission system operators shall consult network users regarding procedures prior to their implementation and agree them with the regulatory authority.	Transmission system operators shall consult network users regarding procedures prior to their implementation and agree them with the regulatory authority.	Transmission system operators shall consult network users regarding procedures prior to their implementation and agree them with the regulatory authority.	Transmission system operators shall consult network users regarding procedures prior to their implementation and agree them with the regulatory authority. Text Origin: Commission Proposal
Annex I, point 6.2.				
894	6.2. Congestion management procedures in the event of contractual congestion	6.2. Congestion management procedures in the event of contractual congestion	6.2. 2.2. Congestion management procedures in the event of contractual congestion	6.2. Congestion management procedures in the event of contractual congestion Text Origin: Commission Proposal
Annex I, point 6.2.(2.2.1)				
895	2.2.1. General provisions	2.2.1. General provisions	2.2.1. General provisions	2.2.1. General provisions Text Origin: Commission Proposal
Annex I, sixteenth paragraph				
896	1. The provisions of point 2.2 shall	1. The provisions of point 2.2 shall	1. The provisions of point 2.2 shall	1. The provisions of point 2.2 shall

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	apply to interconnection points between adjacent entry-exit systems, irrespective of whether they are physical or virtual, between two or more Member States or within the same Member State in so far as the points are subject to booking procedures by users. They may also apply to entry points from and exit points to third countries, subject to the decision of the relevant national regulatory authority. Exit points to end-consumers and distribution networks, entry points from LNG terminals and production facilities, and entry-exit points from and to storage facilities are not subject to the provisions of point 2.2.	apply to interconnection points between adjacent entry-exit systems, irrespective of whether they are physical or virtual, between two or more Member States or within the same Member State in so far as the points are subject to booking procedures by users. They may also apply to entry points from and exit points to third countries, subject to the decision of the relevant national regulatory authority. Exit points to end-consumers and distribution networks, entry points from LNG terminals and production facilities, and entry-exit points from and to storage facilities are not subject to the provisions of point 2.2.	apply to interconnection points between adjacent entry-exit systems, irrespective of whether they are physical or virtual, between two or more Member States or within the same Member State in so far as the points are subject to booking procedures by users. They may also apply to entry points from and exit points to third countries, subject to the decision of the relevant national regulatory authority. Exit points to end-consumers and distribution networks, entry points from LNG terminals and production facilities, and entry-exit points from and to storage facilities are not subject to the provisions of point 2.2.	apply to interconnection points between adjacent entry-exit systems, irrespective of whether they are physical or virtual, between two or more Member States or within the same Member State in so far as the points are subject to booking procedures by users. They may also apply to entry points from and exit points to third countries, subject to the decision of the relevant national regulatory authority. Exit points to end-consumers and distribution networks, entry points from LNG terminals and production facilities, and entry-exit points from and to storage facilities are not subject to the provisions of point 2.2. Text Origin: Commission Proposal
Annex I, seventeenth paragraph				
897	2. On the basis of the information published by the transmission system operators pursuant to Section 3 of this Annex and, where appropriate, validated by national regulatory authorities, ACER shall publish a monitoring report on congestion at interconnection	2. On the basis of the information published by the transmission system operators pursuant to Section 3 of this Annex and, where appropriate, validated by national regulatory authorities, ACER shall publish a monitoring report on congestion at interconnection	2. On the basis of the information published by the transmission system operators pursuant to Section 3 of this Annex and, where appropriate, validated by national regulatory authorities, ACER shall publish a monitoring report on congestion at interconnection	2. On the basis of the information published by the transmission system operators pursuant to Section 3 of this Annex and, where appropriate, validated by national regulatory authorities, ACER shall publish a monitoring report on congestion at interconnection

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	points with respect to firm capacity products sold in the preceding year, taking into consideration to the extent possible capacity trading on the secondary market and the use of interruptible capacity.	points with respect to firm capacity products sold in the preceding year, taking into consideration to the extent possible capacity trading on the secondary market and the use of interruptible capacity.	points with respect to firm capacity products sold in the preceding year, taking into consideration to the extent possible capacity trading on the secondary market and the use of interruptible capacity.	points with respect to firm capacity products sold in the preceding year, taking into consideration to the extent possible capacity trading on the secondary market and the use of interruptible capacity. Text Origin: Commission Proposal
Annex I, eighteenth paragraph				
898	The monitoring report shall be published every two years. ACER shall publish additional reports based on a substantiated request from the Commission up to once per year.	The monitoring report shall be published every two years. ACER shall publish additional reports based on a substantiated request from the Commission up to once per year.	The monitoring report shall be published every two years. ACER shall publish additional reports based on a substantiated request from the Commission up to once per year.	The monitoring report shall be published every two years. ACER shall publish additional reports based on a substantiated request from the Commission up to once per year. Text Origin: Commission Proposal
Annex I, nineteenth paragraph				
899	3. Any additional capacity made available through the application of one of the congestion-management procedures as provided for in points 2.2.2, 2.2.3, 2.2.4 and 2.2.5 shall be offered by the respective transmission system operator(s) in the regular allocation process.	3. Any additional capacity made available through the application of one of the congestion-management procedures as provided for in points 2.2.2, 2.2.3, 2.2.4 and 2.2.5 shall be offered by the respective transmission system operator(s) in the regular allocation process.	3. Any additional capacity made available through the application of one of the congestion-management procedures as provided for in points 2.2.2, 2.2.3, 2.2.4 and 2.2.5 shall be offered by the respective transmission system operator(s) in the regular allocation process.	3. Any additional capacity made available through the application of one of the congestion-management procedures as provided for in points 2.2.2, 2.2.3, 2.2.4 and 2.2.5 shall be offered by the respective transmission system operator(s) in the regular allocation process.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, twentieth paragraph				
900	2.2.2. Capacity increase through oversubscription and buy-back scheme	2.2.2. Capacity increase through oversubscription and buy-back scheme	2.2.2. Capacity increase through oversubscription and buy-back scheme	2.2.2. Capacity increase through oversubscription and buy-back scheme Text Origin: Commission Proposal
Annex I, twenty-first paragraph				
901	1. Transmission system operators shall propose and, after approval by the national regulatory authority, implement an incentive-based oversubscription and buy-back scheme in order to offer additional capacity on a firm basis. Before implementation, the national regulatory authority shall consult with the national regulatory authorities of adjacent Member States and take account of the adjacent national regulatory authorities' opinions. Additional capacity is defined as the firm capacity offered in addition to the technical capacity of an interconnection point calculated on the basis of Article 5 (1) of this	1. Transmission system operators shall propose and, after approval by the national regulatory authority, implement an incentive-based oversubscription and buy-back scheme in order to offer additional capacity on a firm basis. Before implementation, the national regulatory authority shall consult with the national regulatory authorities of adjacent Member States and take account of the adjacent national regulatory authorities' opinions. Additional capacity is defined as the firm capacity offered in addition to the technical capacity of an interconnection point calculated on the basis of Article 5 (1) of this	1. Transmission system operators shall propose and, after approval by the national regulatory authority, implement an incentive-based oversubscription and buy-back scheme in order to offer additional capacity on a firm basis. Before implementation, the national regulatory authority shall consult with the national regulatory authorities of adjacent Member States and take account of the adjacent national regulatory authorities' opinions. Additional capacity is defined as the firm capacity offered in addition to the technical capacity of an interconnection point calculated on the basis of Article 5 (1) of this	1. Transmission system operators shall propose and, after approval by the national regulatory authority, implement an incentive-based oversubscription and buy-back scheme in order to offer additional capacity on a firm basis. Before implementation, the national regulatory authority shall consult with the national regulatory authorities of adjacent Member States and take account of the adjacent national regulatory authorities' opinions. Additional capacity is defined as the firm capacity offered in addition to the technical capacity of an interconnection point calculated on the basis of Article 5 (1) of this

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Regulation.	Regulation.	Regulation.	Regulation. Text Origin: Commission Proposal
Annex I, 2 paragraph				
902	2. The oversubscription and buy-back scheme shall provide transmission system operators with an incentive to make available additional capacity, taking account of the technical conditions, such as the calorific value, temperature and expected consumption, of the relevant entry-exit system and the capacities in adjacent networks. Transmission system operators shall apply a dynamic approach with regard to the recalculation of the technical or additional capacity of the entry-exit system.	2. The oversubscription and buy-back scheme shall provide transmission system operators with an incentive to make available additional capacity, taking account of the technical conditions, such as the calorific value, temperature and expected consumption, of the relevant entry-exit system and the capacities in adjacent networks. Transmission system operators shall apply a dynamic approach with regard to the recalculation of the technical or additional capacity of the entry-exit system.	2. The oversubscription and buy-back scheme shall provide transmission system operators with an incentive to make available additional capacity, taking account of the technical conditions, such as the calorific value, temperature and expected consumption, of the relevant entry-exit system and the capacities in adjacent networks. Transmission system operators shall apply a dynamic approach with regard to the recalculation of the technical or additional capacity of the entry-exit system.	2. The oversubscription and buy-back scheme shall provide transmission system operators with an incentive to make available additional capacity, taking account of the technical conditions, such as the calorific value, temperature and expected consumption, of the relevant entry-exit system and the capacities in adjacent networks. Transmission system operators shall apply a dynamic approach with regard to the recalculation of the technical or additional capacity of the entry-exit system. Text Origin: Commission Proposal
Annex I, 3 paragraph				
903	3. The oversubscription and buy-back scheme shall be based on an incentive regime reflecting the risks of transmission system operators in offering additional	3. The oversubscription and buy-back scheme shall be based on an incentive regime reflecting the risks of transmission system operators in offering additional	3. The oversubscription and buy-back scheme shall be based on an incentive regime reflecting the risks of transmission system operators in offering additional	3. The oversubscription and buy-back scheme shall be based on an incentive regime reflecting the risks of transmission system operators in offering additional

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	capacity. The scheme shall be structured in such a way that revenues from selling additional capacity and costs arising from the buy-back scheme or measures pursuant to point 6 are shared between the transmission system operators and the network users. National regulatory authorities shall decide on the distribution of revenues and costs between the transmission system operator and the network user.	capacity. The scheme shall be structured in such a way that revenues from selling additional capacity and costs arising from the buy-back scheme or measures pursuant to point 6 are shared between the transmission system operators and the network users. National regulatory authorities shall decide on the distribution of revenues and costs between the transmission system operator and the network user.	capacity. The scheme shall be structured in such a way that revenues from selling additional capacity and costs arising from the buy-back scheme or measures pursuant to point 6 are shared between the transmission system operators and the network users. National regulatory authorities shall decide on the distribution of revenues and costs between the transmission system operator and the network user.	capacity. The scheme shall be structured in such a way that revenues from selling additional capacity and costs arising from the buy-back scheme or measures pursuant to point 6 are shared between the transmission system operators and the network users. National regulatory authorities shall decide on the distribution of revenues and costs between the transmission system operator and the network user. Text Origin: Commission Proposal
Annex I, 4 paragraph				
904	4. For the purpose of determining transmission system operators' revenues, technical capacity, in particular surrendered capacity as well as, where relevant, capacity arising from the application of firm day-ahead use-it-or- lose-it and long term use-it-or-lose-it mechanisms, shall be considered to be allocated prior to any additional capacity.	4. For the purpose of determining transmission system operators' revenues, technical capacity, in particular surrendered capacity as well as, where relevant, capacity arising from the application of firm day-ahead use-it-or- lose-it and long term use-it-or-lose-it mechanisms, shall be considered to be allocated prior to any additional capacity.	4. For the purpose of determining transmission system operators' revenues, technical capacity, in particular surrendered capacity as well as, where relevant, capacity arising from the application of firm day-ahead use-it-or- lose-it and long term use-it-or-lose-it mechanisms, shall be considered to be allocated prior to any additional capacity.	4. For the purpose of determining transmission system operators' revenues, technical capacity, in particular surrendered capacity as well as, where relevant, capacity arising from the application of firm day-ahead use-it-or- lose-it and long term use-it-or-lose-it mechanisms, shall be considered to be allocated prior to any additional capacity. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex I, 5 paragraph				
905	5. In determining the additional capacity, the transmission system operator shall take into account statistical scenarios for the likely amount of physically unused capacity at any given time at interconnection points. It shall also take into account a risk profile for offering additional capacity which does not lead to excessive buy-back obligation. The oversubscription and buy-back scheme shall also estimate the likelihood and the costs of buying back capacity on the market and reflect this in the amount of additional capacity to be made available.	5. In determining the additional capacity, the transmission system operator shall take into account statistical scenarios for the likely amount of physically unused capacity at any given time at interconnection points. It shall also take into account a risk profile for offering additional capacity which does not lead to excessive buy-back obligation. The oversubscription and buy-back scheme shall also estimate the likelihood and the costs of buying back capacity on the market and reflect this in the amount of additional capacity to be made available.	5. In determining the additional capacity, the transmission system operator shall take into account statistical scenarios for the likely amount of physically unused capacity at any given time at interconnection points. It shall also take into account a risk profile for offering additional capacity which does not lead to excessive buy-back obligation. The oversubscription and buy-back scheme shall also estimate the likelihood and the costs of buying back capacity on the market and reflect this in the amount of additional capacity to be made available.	5. In determining the additional capacity, the transmission system operator shall take into account statistical scenarios for the likely amount of physically unused capacity at any given time at interconnection points. It shall also take into account a risk profile for offering additional capacity which does not lead to excessive buy-back obligation. The oversubscription and buy-back scheme shall also estimate the likelihood and the costs of buying back capacity on the market and reflect this in the amount of additional capacity to be made available. Text Origin: Commission Proposal
Annex I, 6 paragraph				
906	6. Where necessary to maintain system integrity, transmission system operators shall apply a market-based buy-back procedure in which network users can offer capacity. Network users shall be informed about the applicable buy-	6. Where necessary to maintain system integrity, transmission system operators shall apply a market-based buy-back procedure in which network users can offer capacity. Network users shall be informed about the applicable buy-	6. Where necessary to maintain system integrity, transmission system operators shall apply a market-based buy-back procedure in which network users can offer capacity. Network users shall be informed about the applicable buy-	6. Where necessary to maintain system integrity, transmission system operators shall apply a market-based buy-back procedure in which network users can offer capacity. Network users shall be informed about the applicable buy-

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	back procedure. The application of a buy-back procedure is without prejudice to the applicable emergency measures.	back procedure. The application of a buy-back procedure is without prejudice to the applicable emergency measures.	back procedure. The application of a buy-back procedure is without prejudice to the applicable emergency measures.	back procedure. The application of a buy-back procedure is without prejudice to the applicable emergency measures. Text Origin: Commission Proposal
Annex I, 7 paragraph				
907	7. Transmission system operators shall, before applying a buy-back procedure, verify whether alternative technical and commercial measures can maintain system integrity in a more cost-efficient manner.	7. Transmission system operators shall, before applying a buy-back procedure, verify whether alternative technical and commercial measures can maintain system integrity in a more cost-efficient manner.	7. Transmission system operators shall, before applying a buy-back procedure, verify whether alternative technical and commercial measures can maintain system integrity in a more cost-efficient manner.	7. Transmission system operators shall, before applying a buy-back procedure, verify whether alternative technical and commercial measures can maintain system integrity in a more cost-efficient manner. Text Origin: Commission Proposal
Annex I, 8 paragraph				
908	8. When proposing the oversubscription and buy-back scheme the transmission system operator shall provide all relevant data, estimates, and models to the national regulatory authority in order for the latter to assess the scheme. The transmission system operator shall regularly report to the national regulatory authority on	8. When proposing the oversubscription and buy-back scheme the transmission system operator shall provide all relevant data, estimates, and models to the national regulatory authority in order for the latter to assess the scheme. The transmission system operator shall regularly report to the national regulatory authority on	8. When proposing the oversubscription and buy-back scheme the transmission system operator shall provide all relevant data, estimates, and models to the national regulatory authority in order for the latter to assess the scheme. The transmission system operator shall regularly report to the national regulatory authority on	8. When proposing the oversubscription and buy-back scheme the transmission system operator shall provide all relevant data, estimates, and models to the national regulatory authority in order for the latter to assess the scheme. The transmission system operator shall regularly report to the national regulatory authority on

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the functioning of the scheme and, upon request of the national regulatory authority, provide all relevant data. The national regulatory authority may request the transmission system operator to revise the scheme.	the functioning of the scheme and, upon request of the national regulatory authority, provide all relevant data. The national regulatory authority may request the transmission system operator to revise the scheme.	the functioning of the scheme and, upon request of the national regulatory authority, provide all relevant data. The national regulatory authority may request the transmission system operator to revise the scheme.	the functioning of the scheme and, upon request of the national regulatory authority, provide all relevant data. The national regulatory authority may request the transmission system operator to revise the scheme. Text Origin: Commission Proposal
Annex I, 9 paragraph				
909	2.2.3. Firm day-ahead use-it-or-lose-it mechanism	2.2.3. Firm day-ahead use-it-or-lose-it mechanism	2.2.3. Firm day-ahead use-it-or-lose-it mechanism	2.2.3. Firm day-ahead use-it-or-lose-it mechanism Text Origin: Commission Proposal
Annex I, 4 paragraph				
910	1. National regulatory authorities shall require transmission system operators to apply at least the rules laid down in point 3 per network user at interconnection points with respect to altering the initial nomination if, on the basis of the yearly monitoring report of ACER in accordance with point 2.2.1(2), it is shown that at interconnection points demand exceeded offer, at the reserve price when auctions are	1. National regulatory authorities shall require transmission system operators to apply at least the rules laid down in point 3 per network user at interconnection points with respect to altering the initial nomination if, on the basis of the yearly monitoring report of ACER in accordance with point 2.2.1(2), it is shown that at interconnection points demand exceeded offer, at the reserve price when auctions are	1. National regulatory authorities shall require transmission system operators to apply at least the rules laid down in point 3 per network user at interconnection points with respect to altering the initial nomination if, on the basis of the yearly monitoring report of ACER in accordance with point 2.2.1(2), it is shown that at interconnection points demand exceeded offer, at the reserve price when auctions are	1. National regulatory authorities shall require transmission system operators to apply at least the rules laid down in point 3 per network user at interconnection points with respect to altering the initial nomination if, on the basis of the yearly monitoring report of ACER in accordance with point 2.2.1(2), it is shown that at interconnection points demand exceeded offer, at the reserve price when auctions are

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	used, in the course of capacity allocation procedures in the year covered by the monitoring report for products for use in either that year or in one of the subsequent two years,	used, in the course of capacity allocation procedures in the year covered by the monitoring report for products for use in either that year or in one of the subsequent two years,	used, in the course of capacity allocation procedures in the year covered by the monitoring report for products for use in either that year or in one of the subsequent two years,	used, in the course of capacity allocation procedures in the year covered by the monitoring report for products for use in either that year or in one of the subsequent two years, Text Origin: Commission Proposal
Annex I, 4 paragraph, point (a)				
911	(a) for at least three firm capacity products with a duration of one month or	(a) for at least three firm capacity products with a duration of one month or	(a) for at least three firm capacity products with a duration of one month or	(a) for at least three firm capacity products with a duration of one month or Text Origin: Commission Proposal
Annex I, 4 paragraph, point (b)				
912	(b) for at least two firm capacity products with a duration of one quarter or	(b) for at least two firm capacity products with a duration of one quarter or	(b) for at least two firm capacity products with a duration of one quarter or	(b) for at least two firm capacity products with a duration of one quarter or Text Origin: Commission Proposal
Annex I, 4 paragraph, point (c)				
913	(c) for at least one firm capacity product with a duration of one year	(c) for at least one firm capacity product with a duration of one year	(c) for at least one firm capacity product with a duration of one year	(c) for at least one firm capacity product with a duration of one year

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	or more or	or more or	or more or	or more or Text Origin: Commission Proposal
Annex I, 4 paragraph, point (d)				
914	(d) where for at least six months no firm capacity product with a duration of one month or more has been offered.	(d) where for at least six months no firm capacity product with a duration of one month or more has been offered.	(d) where for at least six months no firm capacity product with a duration of one month or more has been offered.	(d) where for at least six months no firm capacity product with a duration of one month or more has been offered. Text Origin: Commission Proposal
Annex I, 2 paragraph				
915	2. If, on the basis of the yearly monitoring report, it is shown that a situation as defined in point 1 is unlikely to reoccur in the following three years, for example as a result of capacity becoming available from physical expansion of the network or termination of long-term contracts, the relevant national regulatory authorities may decide to terminate the firm day-ahead use-it-or-lose-it mechanism.	2. If, on the basis of the yearly monitoring report, it is shown that a situation as defined in point 1 is unlikely to reoccur in the following three years, for example as a result of capacity becoming available from physical expansion of the network or termination of long-term contracts, the relevant national regulatory authorities may decide to terminate the firm day-ahead use-it-or-lose-it mechanism.	2. If, on the basis of the yearly monitoring report, it is shown that a situation as defined in point 1 is unlikely to reoccur in the following three years, for example as a result of capacity becoming available from physical expansion of the network or termination of long-term contracts, the relevant national regulatory authorities may decide to terminate the firm day-ahead use-it-or-lose-it mechanism.	2. If, on the basis of the yearly monitoring report, it is shown that a situation as defined in point 1 is unlikely to reoccur in the following three years, for example as a result of capacity becoming available from physical expansion of the network or termination of long-term contracts, the relevant national regulatory authorities may decide to terminate the firm day-ahead use-it-or-lose-it mechanism. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex I, 3 paragraph				
916	3. Firm renomination is permitted up to 90 % and down to 10 % of the contracted capacity by the network user at the interconnection point. However, if the nomination exceeds 80 % of the contracted capacity, half of the non-nominated volume may be renominated upwards. If the nomination does not exceed 20 % of the contracted capacity, half of the nominated volume may be renominated downwards. The application of this point is without prejudice to the applicable emergency measures.	3. Firm renomination is permitted up to 90 % and down to 10 % of the contracted capacity by the network user at the interconnection point. However, if the nomination exceeds 80 % of the contracted capacity, half of the non-nominated volume may be renominated upwards. If the nomination does not exceed 20 % of the contracted capacity, half of the nominated volume may be renominated downwards. The application of this point is without prejudice to the applicable emergency measures.	3. Firm renomination is permitted up to 90 % and down to 10 % of the contracted capacity by the network user at the interconnection point. However, if the nomination exceeds 80 % of the contracted capacity, half of the non-nominated volume may be renominated upwards. If the nomination does not exceed 20 % of the contracted capacity, half of the nominated volume may be renominated downwards. The application of this point is without prejudice to the applicable emergency measures.	3. Firm renomination is permitted up to 90 % and down to 10 % of the contracted capacity by the network user at the interconnection point. However, if the nomination exceeds 80 % of the contracted capacity, half of the non-nominated volume may be renominated upwards. If the nomination does not exceed 20 % of the contracted capacity, half of the nominated volume may be renominated downwards. The application of this point is without prejudice to the applicable emergency measures. Text Origin: Commission Proposal
Annex I, 4 paragraph				
917	4. The original holder of the contracted capacity may renominate the restricted part of its contracted firm capacity on an interruptible basis.	4. The original holder of the contracted capacity may renominate the restricted part of its contracted firm capacity on an interruptible basis.	4. The original holder of the contracted capacity may renominate the restricted part of its contracted firm capacity on an interruptible basis.	4. The original holder of the contracted capacity may renominate the restricted part of its contracted firm capacity on an interruptible basis. Text Origin: Commission Proposal
Annex I, 5 paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
918	5. Point 3 shall not apply to network users — persons or undertakings and the undertakings they control pursuant to Article 3 of Regulation (EC) No 139/2004 – holding less than 10% of the average technical capacity in the preceding year at the interconnection point.	5. Point 3 shall not apply to network users — persons or undertakings and the undertakings they control pursuant to Article 3 of Regulation (EC) No 139/2004 – holding less than 10% of the average technical capacity in the preceding year at the interconnection point.	5. Point 3 shall not apply to network users — persons or undertakings and the undertakings they control pursuant to Article 3 of Regulation (EC) No 139/2004 – holding less than 10% of the average technical capacity in the preceding year at the interconnection point.	5. Point 3 shall not apply to network users — persons or undertakings and the undertakings they control pursuant to Article 3 of Regulation (EC) No 139/2004 – holding less than 10% of the average technical capacity in the preceding year at the interconnection point. Text Origin: Commission Proposal
Annex I, 6 paragraph				
919	6. On interconnection points where a firm day-ahead use-it-or-lose-it mechanism in accordance with point 3 is applied, an evaluation of the relationship with the oversubscription and buy-back scheme pursuant to point 2.2.2 shall be carried out by the national regulatory authority, which may result in a decision by the national regulatory authority not to apply the provisions of point 2.2.2 at those interconnection points. Such a decision shall be notified, without delay, to ACER and the Commission.	6. On interconnection points where a firm day-ahead use-it-or-lose-it mechanism in accordance with point 3 is applied, an evaluation of the relationship with the oversubscription and buy-back scheme pursuant to point 2.2.2 shall be carried out by the national regulatory authority, which may result in a decision by the national regulatory authority not to apply the provisions of point 2.2.2 at those interconnection points. Such a decision shall be notified, without delay, to ACER and the Commission.	6. On interconnection points where a firm day-ahead use-it-or-lose-it mechanism in accordance with point 3 is applied, an evaluation of the relationship with the oversubscription and buy-back scheme pursuant to point 2.2.2 shall be carried out by the national regulatory authority, which may result in a decision by the national regulatory authority not to apply the provisions of point 2.2.2 at those interconnection points. Such a decision shall be notified, without delay, to ACER and the Commission.	6. On interconnection points where a firm day-ahead use-it-or-lose-it mechanism in accordance with point 3 is applied, an evaluation of the relationship with the oversubscription and buy-back scheme pursuant to point 2.2.2 shall be carried out by the national regulatory authority, which may result in a decision by the national regulatory authority not to apply the provisions of point 2.2.2 at those interconnection points. Such a decision shall be notified, without delay, to ACER and the Commission.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, 7 paragraph				
920	7. A national regulatory authority may decide to implement a firm day-ahead use-it-or-lose-it mechanism pursuant to point 3 on an interconnection point. Before adopting its decision, the national regulatory authority shall consult with the national regulatory authorities of adjacent Member States. In adopting its decision, the national regulatory authority shall take account of the adjacent national regulatory authorities' opinions.	7. A national regulatory authority may decide to implement a firm day-ahead use-it-or-lose-it mechanism pursuant to point 3 on an interconnection point. Before adopting its decision, the national regulatory authority shall consult with the national regulatory authorities of adjacent Member States. In adopting its decision, the national regulatory authority shall take account of the adjacent national regulatory authorities' opinions.	7. A national regulatory authority may decide to implement a firm day-ahead use-it-or-lose-it mechanism pursuant to point 3 on an interconnection point. Before adopting its decision, the national regulatory authority shall consult with the national regulatory authorities of adjacent Member States. In adopting its decision, the national regulatory authority shall take account of the adjacent national regulatory authorities' opinions.	7. A national regulatory authority may decide to implement a firm day-ahead use-it-or-lose-it mechanism pursuant to point 3 on an interconnection point. Before adopting its decision, the national regulatory authority shall consult with the national regulatory authorities of adjacent Member States. In adopting its decision, the national regulatory authority shall take account of the adjacent national regulatory authorities' opinions. Text Origin: Commission Proposal
Annex I, 8 paragraph				
921	2.2.4. Surrender of contracted capacity	2.2.4. Surrender of contracted capacity	2.2.4. Surrender of contracted capacity	2.2.4. Surrender of contracted capacity Text Origin: Commission Proposal
Annex I, 5 paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
922	Transmission system operators shall accept any surrender of firm capacity which is contracted by the network user at an interconnection point, with the exception of capacity products with a duration of a day and shorter. The network user shall retain its rights and obligations under the capacity contract until the capacity is reallocated by the transmission system operator and to the extent the capacity is not reallocated by the transmission system operator. Surrendered capacity shall be considered to be reallocated only after all the available capacity has been allocated. The transmission system operator shall notify the network user without delay of any reallocation of its surrendered capacity. Specific terms and conditions for surrendering capacity, in particular for cases where several network users surrender their capacity, shall be approved by the national regulatory authority.	Transmission system operators shall accept any surrender of firm capacity which is contracted by the network user at an interconnection point, with the exception of capacity products with a duration of a day and shorter. The network user shall retain its rights and obligations under the capacity contract until the capacity is reallocated by the transmission system operator and to the extent the capacity is not reallocated by the transmission system operator. Surrendered capacity shall be considered to be reallocated only after all the available capacity has been allocated. The transmission system operator shall notify the network user without delay of any reallocation of its surrendered capacity. Specific terms and conditions for surrendering capacity, in particular for cases where several network users surrender their capacity, shall be approved by the national regulatory authority.	Transmission system operators shall accept any surrender of firm capacity which is contracted by the network user at an interconnection point, with the exception of capacity products with a duration of a day and shorter. The network user shall retain its rights and obligations under the capacity contract until the capacity is reallocated by the transmission system operator and to the extent the capacity is not reallocated by the transmission system operator. Surrendered capacity shall be considered to be reallocated only after all the available capacity has been allocated. The transmission system operator shall notify the network user without delay of any reallocation of its surrendered capacity. Specific terms and conditions for surrendering capacity, in particular for cases where several network users surrender their capacity, shall be approved by the national regulatory authority.	Transmission system operators shall accept any surrender of firm capacity which is contracted by the network user at an interconnection point, with the exception of capacity products with a duration of a day and shorter. The network user shall retain its rights and obligations under the capacity contract until the capacity is reallocated by the transmission system operator and to the extent the capacity is not reallocated by the transmission system operator. Surrendered capacity shall be considered to be reallocated only after all the available capacity has been allocated. The transmission system operator shall notify the network user without delay of any reallocation of its surrendered capacity. Specific terms and conditions for surrendering capacity, in particular for cases where several network users surrender their capacity, shall be approved by the national regulatory authority. Text Origin: Commission Proposal
Annex I, 6 paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
923	2.2.5. Long term use-it-or-lose-it mechanism	2.2.5. Long term use-it-or-lose-it mechanism	2.2.5. Long term use-it-or-lose-it mechanism	2.2.5. Long term use-it-or-lose-it mechanism Text Origin: Commission Proposal
Annex I, 6 paragraph				
924	1. National regulatory authorities shall require transmission system operators to partially or fully withdraw systematically underutilised contracted capacity on an interconnection point by a network user where that user has not sold or offered under reasonable conditions its unused capacity and where other network users request firm capacity. Contracted capacity is considered to be systematically underutilised in particular if:	1. National regulatory authorities shall require transmission system operators to partially or fully withdraw systematically underutilised contracted capacity on an interconnection point by a network user where that user has not sold or offered under reasonable conditions its unused capacity and where other network users request firm capacity. Contracted capacity is considered to be systematically underutilised in particular if:	1. National regulatory authorities shall require transmission system operators to partially or fully withdraw systematically underutilised contracted capacity on an interconnection point by a network user where that user has not sold or offered under reasonable conditions its unused capacity and where other network users request firm capacity. Contracted capacity is considered to be systematically underutilised in particular if:	1. National regulatory authorities shall require transmission system operators to partially or fully withdraw systematically underutilised contracted capacity on an interconnection point by a network user where that user has not sold or offered under reasonable conditions its unused capacity and where other network users request firm capacity. Contracted capacity is considered to be systematically underutilised in particular if: Text Origin: Commission Proposal
Annex I, 6 paragraph, point (a)				
925	(a) the network user uses less than on average 80% of its contracted capacity both from 1 April until 30 September and from 1 October	(a) the network user uses less than on average 80% of its contracted capacity both from 1 April until 30 September and from 1 October	(a) the network user uses less than on average 80% of its contracted capacity both from 1 April until 30 September and from 1 October	(a) the network user uses less than on average 80% of its contracted capacity both from 1 April until 30 September and from 1 October

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	until 31 March with an effective contract duration of more than one year for which no proper justification could be provided; or	until 31 March with an effective contract duration of more than one year for which no proper justification could be provided; or	until 31 March with an effective contract duration of more than one year for which no proper justification could be provided; or	until 31 March with an effective contract duration of more than one year for which no proper justification could be provided; or Text Origin: Commission Proposal
Annex I, 6 paragraph, point (b)				
926	(b) the network user systematically nominates close to 100% of its contracted capacity and renominates downwards with a view to circumventing the rules laid down in point 2.2.3(3).	(b) the network user systematically nominates close to 100% of its contracted capacity and renominates downwards with a view to circumventing the rules laid down in point 2.2.3(3).	(b) the network user systematically nominates close to 100% of its contracted capacity and renominates downwards with a view to circumventing the rules laid down in point 2.2.3(3).	(b) the network user systematically nominates close to 100% of its contracted capacity and renominates downwards with a view to circumventing the rules laid down in point 2.2.3(3). Text Origin: Commission Proposal
Annex I, 2 paragraph				
927	2. The application of a firm day-ahead use-it-or-lose-it mechanism shall not be regarded as justification to prevent the application of point 1.	2. The application of a firm day-ahead use-it-or-lose-it mechanism shall not be regarded as justification to prevent the application of point 1.	2. The application of a firm day-ahead use-it-or-lose-it mechanism shall not be regarded as justification to prevent the application of point 1.	2. The application of a firm day-ahead use-it-or-lose-it mechanism shall not be regarded as justification to prevent the application of point 1. Text Origin: Commission Proposal
Annex I, 3 paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
928	3. Withdrawal shall result in the network user losing its contracted capacity partially or completely for a given period or for the remaining effective contractual term. The network user shall retain its rights and obligations under the capacity contract until the capacity is reallocated by the transmission system operator and to the extent the capacity is not reallocated by the transmission system operator.	3. Withdrawal shall result in the network user losing its contracted capacity partially or completely for a given period or for the remaining effective contractual term. The network user shall retain its rights and obligations under the capacity contract until the capacity is reallocated by the transmission system operator and to the extent the capacity is not reallocated by the transmission system operator.	3. Withdrawal shall result in the network user losing its contracted capacity partially or completely for a given period or for the remaining effective contractual term. The network user shall retain its rights and obligations under the capacity contract until the capacity is reallocated by the transmission system operator and to the extent the capacity is not reallocated by the transmission system operator.	3. Withdrawal shall result in the network user losing its contracted capacity partially or completely for a given period or for the remaining effective contractual term. The network user shall retain its rights and obligations under the capacity contract until the capacity is reallocated by the transmission system operator and to the extent the capacity is not reallocated by the transmission system operator. Text Origin: Commission Proposal
Annex I, 4 paragraph				
929	4. Transmission system operators shall regularly provide national regulatory authorities with all the data necessary to monitor the extent to which contracted capacities with effective contract duration of more than one year or recurring quarters covering at least two years are used.	4. Transmission system operators shall regularly provide national regulatory authorities with all the data necessary to monitor the extent to which contracted capacities with effective contract duration of more than one year or recurring quarters covering at least two years are used.	4. Transmission system operators shall regularly provide national regulatory authorities with all the data necessary to monitor the extent to which contracted capacities with effective contract duration of more than one year or recurring quarters covering at least two years are used.	4. Transmission system operators shall regularly provide national regulatory authorities with all the data necessary to monitor the extent to which contracted capacities with effective contract duration of more than one year or recurring quarters covering at least two years are used. Text Origin: Commission Proposal
Annex I, Part III				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
930	Part III 3. Definition of the technical information necessary for network users to gain effective access to the natural gas system, the definition of all relevant points for transparency requirements and the information to be published at all relevant points and the time schedule according to which this information shall be published	Part III 3. Definition of the technical information necessary for network users to gain effective access to the natural gas system, the definition of all relevant points for transparency requirements and the information to be published at all relevant points and the time schedule according to which this information shall be published	Part III 3.— Definition of the technical information necessary for network users to gain effective access to the natural gas system, the definition of all relevant points for transparency requirements and the information to be published at all relevant points and the time schedule according to which this information shall be published	Part III 3. Definition of the technical information necessary for network users to gain effective access to the natural gas system, the definition of all relevant points for transparency requirements and the information to be published at all relevant points and the time schedule according to which this information shall be published Text Origin: Commission Proposal
Annex I, point 6.3.				
931	6.3. Definition of the technical information necessary for network users to gain effective access to the system	6.3. Definition of the technical information necessary for network users to gain effective access to the system	6.3. 3.1. Definition of the technical information necessary for network users to gain effective access to the system	6.3. Definition of the technical information necessary for network users to gain effective access to the system Text Origin: Commission Proposal
Annex I, point 6.3.(3.1.1)				
932	3.1.1. Form of publication	3.1.1. Form of publication	3.1.1. Form of publication	3.1.1. Form of publication Text Origin: Commission Proposal
Annex I, 5 paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
933	1. Transmission system operators (TSOs) shall provide all information referred to under point 3.1.2 and points 3.3(1) to 3.3(5) in the following manner:	1. Transmission system operators (TSOs) shall provide all information referred to under point 3.1.2 and points 3.3(1) to 3.3(5) in the following manner:	1. Transmission system operators (TSOs) shall provide all information referred to under point 3.1.2 and points 3.3(1) to 3.3(5) in the following manner:	1. Transmission system operators (TSOs) shall provide all information referred to under point 3.1.2 and points 3.3(1) to 3.3(5) in the following manner: Text Origin: Commission Proposal
Annex I, 5 paragraph, point (a)				
934	(a) on a website accessible to the public, free of charge and without any need to register or otherwise sign on with the transmission system operator;	(a) on a website accessible to the public, free of charge and without any need to register or otherwise sign on with the transmission system operator;	(a) on a website accessible to the public, free of charge and without any need to register or otherwise sign on with the transmission system operator;	(a) on a website accessible to the public, free of charge and without any need to register or otherwise sign on with the transmission system operator; Text Origin: Commission Proposal
Annex I, 5 paragraph, point (b)				
935	(b) on a regular/rolling basis; the frequency shall be according to the changes that take place and the duration of the service;	(b) on a regular/rolling basis; the frequency shall be according to the changes that take place and the duration of the service;	(b) on a regular/rolling basis; the frequency shall be according to the changes that take place and the duration of the service;	(b) on a regular/rolling basis; the frequency shall be according to the changes that take place and the duration of the service; Text Origin: Commission Proposal
Annex I, 5 paragraph, point (c)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
936	(c) in a user-friendly manner;	(c) in a user-friendly manner;	(c) in a user-friendly manner;	(c) in a user-friendly manner; Text Origin: Commission Proposal
Annex I, 5 paragraph, point (f)				
939	(f) in consistent units, in particular kWh (with a combustion reference temperature of 298,15 K) shall be the unit for energy content and m ³ (at 273,15 K and 1,01325 bar) shall be the unit for volume. The constant conversion factor to energy content shall be provided. In addition to the format above, publication in other units is also possible;	(f) in consistent units, in particular kWh (with a combustion reference temperature of 298,15 K) shall be the unit for energy content and m ³ (at 273,15 K and 1,01325 bar) shall be the unit for volume. The constant conversion factor to energy content shall be provided. In addition to the format above, publication in other units is also possible;	(f) in consistent units, in particular kWh (with a combustion reference temperature of 298,15 K) shall be the unit for energy content and m ³ (at 273,15 K and 1,01325 bar) shall be the unit for volume. The constant conversion factor to energy content shall be provided. In addition to the format above, publication in other units is also possible;	(f) in consistent units, in particular kWh (with a combustion reference temperature of 298,15 K) shall be the unit for energy content and m ³ (at 273,15 K and 1,01325 bar) shall be the unit for volume. The constant conversion factor to energy content shall be provided. In addition to the format above, publication in other units is also possible; Text Origin: Commission Proposal
Annex I, 5 paragraph, point (g)				
940	(g) in the official language(s) of the Member State and in English;	(g) in the official language(s) of the Member State and in English;	(g) in the official language(s) of the Member State and in English;	(g) in the official language(s) of the Member State and in English; Text Origin: Commission Proposal
Annex I, 5 paragraph, point (h)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 941	(h) all data shall be made available on one Union-wide central platform, established by ENTSOG on a cost-efficient basis.	(h) all data shall be made available on one Union-wide central platform, established by ENTSOG on a cost-efficient basis.	(h) all data shall be made available on one Union-wide central platform, established by ENTSOG on a cost-efficient basis.	(h) all data shall be made available on one Union-wide central platform, established by ENTSOG on a cost-efficient basis. Text Origin: Commission Proposal
Annex I, 2 paragraph				
G 942	2. Transmission system operators shall provide details on actual changes to all information referred to under point 3.1.2 and points 3.3(1) to 3.3(5) in a timely manner as soon as available to them.	2. Transmission system operators shall provide details on actual changes to all information referred to under point 3.1.2 and points 3.3(1) to 3.3(5) in a timely manner as soon as available to them.	2. Transmission system operators shall provide details on actual changes to all information referred to under point 3.1.2 and points 3.3(1) to 3.3(5) in a timely manner as soon as available to them.	2. Transmission system operators shall provide details on actual changes to all information referred to under point 3.1.2 and points 3.3(1) to 3.3(5) in a timely manner as soon as available to them. Text Origin: Commission Proposal
Annex I, 3 paragraph				
G 943	3.1.2. Content of publication	3.1.2. Content of publication	3.1.2. Content of publication	3.1.2. Content of publication Text Origin: Commission Proposal
Annex I, 3 paragraph				
G 944	1. Transmission system operators shall publish at least the following	1. Transmission system operators shall publish at least the following	1. Transmission system operators shall publish at least the following	1. Transmission system operators shall publish at least the following

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	information about their systems and services:	information about their systems and services:	information about their systems and services:	information about their systems and services: Text Origin: Commission Proposal
Annex I, 3 paragraph, point (a)				
945	(a) a detailed and comprehensive description of the different services offered and their charges;	(a) a detailed and comprehensive description of the different services offered and their charges;	(a) a detailed and comprehensive description of the different services offered and their charges;	(a) a detailed and comprehensive description of the different services offered and their charges; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (c)				
947	(c) the network code and/or the standard conditions outlining the rights and responsibilities of all network users including:	(c) the network code and/or the standard conditions outlining the rights and responsibilities of all network users including:	(c) the network code and/or the standard conditions outlining the rights and responsibilities of all network users including:	(c) the network code and/or the standard conditions outlining the rights and responsibilities of all network users including: Text Origin: Commission Proposal
Annex I, 3 paragraph, point (c)(ii)				
949	(ii) if relevant for access to the system, for all relevant points as defined in point 3.2 of this Annex, a specification of relevant gas quality parameters, including at	(ii) if relevant for access to the system, for all relevant points as defined in point 3.2 of this Annex, a specification of relevant gas quality parameters, including at	(ii) if relevant for access to the system, for all relevant points as defined in point 3.2 of this Annex, a specification of relevant gas quality parameters, including at	(ii) if relevant for access to the system, for all relevant points as defined in point 3.2 of this Annex, a specification of relevant gas quality parameters, including at

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	least the gross calorific value, Wobbe index and oxygen content, and the liability or costs of conversion for network users in case gas is outside these specifications;	least the gross calorific value, Wobbe index and oxygen content, and the liability or costs of conversion for network users in case gas is outside these specifications;	least the gross calorific value, Wobbe index and oxygen content, and the liability or costs of conversion for network users in case gas is outside these specifications;	least the gross calorific value, Wobbe index and oxygen content, and the liability or costs of conversion for network users in case gas is outside these specifications; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (c)(iii)				
950	(iii) if relevant for access to the system, for all relevant points information on pressure requirements;	(iii) if relevant for access to the system, for all relevant points information on pressure requirements;	(iii) if relevant for access to the system, for all relevant points information on pressure requirements;	(iii) if relevant for access to the system, for all relevant points information on pressure requirements; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (c)(iv)				
951	(iv) the procedure in the event of an interruption of interruptible capacity, including, where applicable, the timing, extent, and ranking of individual interruptions (for example pro-rata or first-come-last-interrupted);	(iv) the procedure in the event of an interruption of interruptible capacity, including, where applicable, the timing, extent, and ranking of individual interruptions (for example pro-rata or first-come-last-interrupted);	(iv) the procedure in the event of an interruption of interruptible capacity, including, where applicable, the timing, extent, and ranking of individual interruptions (for example pro-rata or first-come-last-interrupted);	(iv) the procedure in the event of an interruption of interruptible capacity, including, where applicable, the timing, extent, and ranking of individual interruptions (for example pro-rata or first-come-last-interrupted); Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex I, 3 paragraph, point (d)			
952	(d) the harmonised procedures applied when using the transmission system, including the definition of key terms;	(d) the harmonised procedures applied when using the transmission system, including the definition of key terms;	(d) the harmonised procedures applied when using the transmission system, including the definition of key terms;	(d) the harmonised procedures applied when using the transmission system, including the definition of key terms; Text Origin: Commission Proposal
	Annex I, 3 paragraph, point (e)			
953	(e) provisions on capacity allocation, congestion management and anti-hoarding and reutilisation procedures;	(e) provisions on capacity allocation, congestion management and anti-hoarding and reutilisation procedures;	(e) provisions on capacity allocation, congestion management and anti-hoarding and reutilisation procedures;	(e) provisions on capacity allocation, congestion management and anti-hoarding and reutilisation procedures; Text Origin: Commission Proposal
	Annex I, 3 paragraph, point (f)			
954	(f) the rules applicable for capacity trade on the secondary market vis-à-vis the transmission system operator;	(f) the rules applicable for capacity trade on the secondary market vis-à-vis the transmission system operator;	(f) the rules applicable for capacity trade on the secondary market vis-à-vis the transmission system operator;	(f) the rules applicable for capacity trade on the secondary market vis-à-vis the transmission system operator; Text Origin: Commission Proposal
	Annex I, 3 paragraph, point (g)			
955				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(g) rules on balancing and methodology for the calculation of imbalance charges;	(g) rules on balancing and methodology for the calculation of imbalance charges;	(g) rules on balancing and methodology for the calculation of imbalance charges;	(g) rules on balancing and methodology for the calculation of imbalance charges; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (i)				
957	(i) a detailed description of the gas system of the transmission system operator and its relevant points of interconnection as defined in point 3.2 of this Annex as well as the names of the operators of the interconnected systems or facilities;	(i) a detailed description of the gas system of the transmission system operator and its relevant points of interconnection as defined in point 3.2 of this Annex as well as the names of the operators of the interconnected systems or facilities;	(i) a detailed description of the gas system of the transmission system operator and its relevant points of interconnection as defined in point 3.2 of this Annex as well as the names of the operators of the interconnected systems or facilities;	(i) a detailed description of the gas system of the transmission system operator and its relevant points of interconnection as defined in point 3.2 of this Annex as well as the names of the operators of the interconnected systems or facilities; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (j)				
958	(j) the rules applicable for connection to the system operated by the transmission system operator;	(j) the rules applicable for connection to the system operated by the transmission system operator;	(j) the rules applicable for connection to the system operated by the transmission system operator;	(j) the rules applicable for connection to the system operated by the transmission system operator; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (k)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
959	(k) information on emergency mechanisms, as far as it is the responsibility of the transmission system operator, such as measures that can lead to the disconnection of customers groups and other general liability rules that apply to the transmission system operator;	(k) information on emergency mechanisms, as far as it is the responsibility of the transmission system operator, such as measures that can lead to the disconnection of customers groups and other general liability rules that apply to the transmission system operator;	(k) information on emergency mechanisms, as far as it is the responsibility of the transmission system operator, such as measures that can lead to the disconnection of customers groups and other general liability rules that apply to the transmission system operator;	(k) information on emergency mechanisms, as far as it is the responsibility of the transmission system operator, such as measures that can lead to the disconnection of customers groups and other general liability rules that apply to the transmission system operator; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (l)				
960	(l) procedures agreed upon by transmission system operators at interconnection points, of relevance for access of network users to the transmission systems concerned, relating to interoperability of the network, agreed procedures on nomination and matching procedures and other agreed procedures that set out provisions in relation to gas flow allocations and balancing, including the methods used;	(l) procedures agreed upon by transmission system operators at interconnection points, of relevance for access of network users to the transmission systems concerned, relating to interoperability of the network, agreed procedures on nomination and matching procedures and other agreed procedures that set out provisions in relation to gas flow allocations and balancing, including the methods used;	(l) procedures agreed upon by transmission system operators at interconnection points, of relevance for access of network users to the transmission systems concerned, relating to interoperability of the network, agreed procedures on nomination and matching procedures and other agreed procedures that set out provisions in relation to gas flow allocations and balancing, including the methods used;	(l) procedures agreed upon by transmission system operators at interconnection points, of relevance for access of network users to the transmission systems concerned, relating to interoperability of the network, agreed procedures on nomination and matching procedures and other agreed procedures that set out provisions in relation to gas flow allocations and balancing, including the methods used; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (m)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
961	(m) transmission system operators shall publish a detailed and comprehensive description of the methodology and process, including information on the parameters employed and the key assumptions, used to calculate the technical capacity.	(m) transmission system operators shall publish a detailed and comprehensive description of the methodology and process, including information on the parameters employed and the key assumptions, used to calculate the technical capacity.	(m) transmission system operators shall publish a detailed and comprehensive description of the methodology and process, including information on the parameters employed and the key assumptions, used to calculate the technical capacity.	(m) transmission system operators shall publish a detailed and comprehensive description of the methodology and process, including information on the parameters employed and the key assumptions, used to calculate the technical capacity. Text Origin: Commission Proposal
Annex I, point 6.4.				
962	6.4. Definition of all relevant points for transparency requirements	6.4. Definition of all relevant points for transparency requirements	6.4. 3.2. Definition of all relevant points for transparency requirements	6.4. Definition of all relevant points for transparency requirements Text Origin: Commission Proposal
Annex I, 2 paragraph				
963	1. Relevant points shall include at least:	1. Relevant points shall include at least:	1. Relevant points shall include at least:	1. Relevant points shall include at least: Text Origin: Commission Proposal
Annex I, 2 paragraph, point (a)				
964				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(a) all entry and exit points to and from a transmission network operated by a transmission system operator, with the exception of exit points connected to a single final customer, and with the exception of entry points linked directly to a production facility of a single producer that is located within the EU;	(a) all entry and exit points to and from a transmission network operated by a transmission system operator, with the exception of exit points connected to a single final customer, and with the exception of entry points linked directly to a production facility of a single producer that is located within the EU;	(a) all entry and exit points to and from a transmission network operated by a transmission system operator, with the exception of exit points connected to a single final customer, and with the exception of entry points linked directly to a production facility of a single producer that is located within the EU;	(a) all entry and exit points to and from a transmission network operated by a transmission system operator, with the exception of exit points connected to a single final customer, and with the exception of entry points linked directly to a production facility of a single producer that is located within the EU; Text Origin: Commission Proposal
Annex I, 2 paragraph, point (b)				
965	(b) all entry and exit points connecting balancing zones of transmission system operators;	(b) all entry and exit points connecting balancing zones of transmission system operators;	(b) all entry and exit points connecting balancing zones of transmission system operators;	(b) all entry and exit points connecting balancing zones of transmission system operators; Text Origin: Commission Proposal
Annex I, 2 paragraph, point (c)				
966	(c) all points connecting the network of a transmission system operator with an LNG terminal, physical gas hubs, storage and production facilities, unless these production facilities are exempted under point (a);	(c) all points connecting the network of a transmission system operator with an LNG terminal, physical gas hubs, storage and production facilities, unless these production facilities are exempted under point (a);	(c) all points connecting the network of a transmission system operator with an LNG terminal, physical gas hubs, storage and production facilities, unless these production facilities are exempted under point (a);	(c) all points connecting the network of a transmission system operator with an LNG terminal, physical gas hubs, storage and production facilities, unless these production facilities are exempted under point (a);

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, 2 paragraph, point (d)				
967	(d) all points connecting the network of a given transmission system operator to infrastructure necessary for providing ancillary services as defined by Article 2(30) of [recast Gas Directive as proposed by COM(2021)xxx].	(d) all points connecting the network of a given transmission system operator to infrastructure necessary for providing ancillary services as defined by Article 2(30) of [recast Gas Directive as proposed by COM(2021)xxx].	(d) all points connecting the network of a given transmission system operator to infrastructure necessary for providing ancillary services as defined by Article 2(30) of [recast Gas Directive as proposed by COM(2021)xxx].	(d) all points connecting the network of a given transmission system operator to infrastructure necessary for providing ancillary services as defined by Article 2(30) of [recast Gas Directive as proposed by COM(2021)xxx]. Text Origin: Commission Proposal
Annex I, 2 paragraph				
968	2. Information for single final customers and for production facilities, that is excluded from the definition of relevant points as described under point 3.2(1)(a), shall be published in aggregate format, at least per balancing zone. The aggregation of single final customers and of production facilities, excluded from the definition of relevant points as described under point 3.2(1)(a), shall for the application of this Annex be considered as one relevant point.	2. Information for single final customers and for production facilities, that is excluded from the definition of relevant points as described under point 3.2(1)(a), shall be published in aggregate format, at least per balancing zone. The aggregation of single final customers and of production facilities, excluded from the definition of relevant points as described under point 3.2(1)(a), shall for the application of this Annex be considered as one relevant point.	2. Information for single final customers and for production facilities, that is excluded from the definition of relevant points as described under point 3.2(1)(a), shall be published in aggregate format, at least per balancing zone. The aggregation of single final customers and of production facilities, excluded from the definition of relevant points as described under point 3.2(1)(a), shall for the application of this Annex be considered as one relevant point.	2. Information for single final customers and for production facilities, that is excluded from the definition of relevant points as described under point 3.2(1)(a), shall be published in aggregate format, at least per balancing zone. The aggregation of single final customers and of production facilities, excluded from the definition of relevant points as described under point 3.2(1)(a), shall for the application of this Annex be considered as one relevant point.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, 3 paragraph				
969	3. Where points between two or more transmission operators are managed solely by the transmission operators concerned, with no contractual or operational involvement of system users whatsoever, or where points connect a transmission system to a distribution system and there is no contractual congestion at these points, transmission system operators shall be exempted for these points from the obligation to publish the requirements under point 3.3 of this Annex. The national regulatory authority may require the transmission system operators to publish the requirements under point 3.3 of this Annex for groups or all of the exempted points. In such case, the information, if available to the TSO, shall be published in an aggregated form at a meaningful level, at least per balancing zone. This aggregation of these points shall for the application of this	3. Where points between two or more transmission operators are managed solely by the transmission operators concerned, with no contractual or operational involvement of system users whatsoever, or where points connect a transmission system to a distribution system and there is no contractual congestion at these points, transmission system operators shall be exempted for these points from the obligation to publish the requirements under point 3.3 of this Annex. The national regulatory authority may require the transmission system operators to publish the requirements under point 3.3 of this Annex for groups or all of the exempted points. In such case, the information, if available to the TSO, shall be published in an aggregated form at a meaningful level, at least per balancing zone. This aggregation of these points shall for the application of this	3. Where points between two or more transmission operators are managed solely by the transmission operators concerned, with no contractual or operational involvement of system users whatsoever, or where points connect a transmission system to a distribution system and there is no contractual congestion at these points, transmission system operators shall be exempted for these points from the obligation to publish the requirements under point 3.3 of this Annex. The national regulatory authority may require the transmission system operators to publish the requirements under point 3.3 of this Annex for groups or all of the exempted points. In such case, the information, if available to the TSO, shall be published in an aggregated form at a meaningful level, at least per balancing zone. This aggregation of these points shall for the application of this	3. Where points between two or more transmission operators are managed solely by the transmission operators concerned, with no contractual or operational involvement of system users whatsoever, or where points connect a transmission system to a distribution system and there is no contractual congestion at these points, transmission system operators shall be exempted for these points from the obligation to publish the requirements under point 3.3 of this Annex. The national regulatory authority may require the transmission system operators to publish the requirements under point 3.3 of this Annex for groups or all of the exempted points. In such case, the information, if available to the TSO, shall be published in an aggregated form at a meaningful level, at least per balancing zone. This aggregation of these points shall for the application of this

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	annex be considered as one relevant point.	annex be considered as one relevant point.	annex be considered as one relevant point.	annex be considered as one relevant point. Text Origin: Commission Proposal
Annex I, 4 paragraph				
971	1. At all relevant points, transmission system operators shall publish the information as listed in points (a) to (g), for all services and ancillary services provided (in particular information on blending, ballasting and conversion). This information shall be published on a numerical basis, in hourly or daily periods, equal to the smallest reference period for capacity booking and (re-)nomination and the smallest settlement period for which imbalance charges are calculated. If the smallest reference period is different from a daily period, information as listed in points (a) to (g) shall be made available also for the daily period. This information and updates shall be published as soon as available to the system operator ('near real time').	1. At all relevant points, transmission system operators shall publish the information as listed in points (a) to (g), for all services and ancillary services provided (in particular information on blending, ballasting and conversion). This information shall be published on a numerical basis, in hourly or daily periods, equal to the smallest reference period for capacity booking and (re-)nomination and the smallest settlement period for which imbalance charges are calculated. If the smallest reference period is different from a daily period, information as listed in points (a) to (g) shall be made available also for the daily period. This information and updates shall be published as soon as available to the system operator ('near real time').	1. At all relevant points, transmission system operators shall publish the information as listed in points (a) to (g), for all services and ancillary services provided (in particular information on blending, ballasting and conversion). This information shall be published on a numerical basis, in hourly or daily periods, equal to the smallest reference period for capacity booking and (re-)nomination and the smallest settlement period for which imbalance charges are calculated. If the smallest reference period is different from a daily period, information as listed in points (a) to (g) shall be made available also for the daily period. This information and updates shall be published as soon as available to the system operator ('near real time').	1. At all relevant points, transmission system operators shall publish the information as listed in points (a) to (g), for all services and ancillary services provided (in particular information on blending, ballasting and conversion). This information shall be published on a numerical basis, in hourly or daily periods, equal to the smallest reference period for capacity booking and (re-)nomination and the smallest settlement period for which imbalance charges are calculated. If the smallest reference period is different from a daily period, information as listed in points (a) to (g) shall be made available also for the daily period. This information and updates shall be published as soon as available to the system operator ('near real time'). Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex I, 4 paragraph, point (a)			
972	(a) the technical capacity for flows in both directions;	(a) the technical capacity for flows in both directions;	(a) the technical capacity for flows in both directions;	(a) the technical capacity for flows in both directions; Text Origin: Commission Proposal
	Annex I, 4 paragraph, point (b)			
973	(b) the total contracted firm and interruptible capacity in both directions;	(b) the total contracted firm and interruptible capacity in both directions;	(b) the total contracted firm and interruptible capacity in both directions;	(b) the total contracted firm and interruptible capacity in both directions; Text Origin: Commission Proposal
	Annex I, 4 paragraph, point (c)			
974	(c) the nominations and re-nominations in both directions;	(c) the nominations and re-nominations in both directions;	(c) the nominations and re-nominations in both directions;	(c) the nominations and re-nominations in both directions; Text Origin: Commission Proposal
	Annex I, 4 paragraph, point (d)			
975	(d) the available firm and interruptible capacity in both directions;	(d) the available firm and interruptible capacity in both directions;	(d) the available firm and interruptible capacity in both directions;	(d) the available firm and interruptible capacity in both directions;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, 4 paragraph, point (e)				
976	(e) actual physical flows;	(e) actual physical flows;	(e) actual physical flows;	(e) actual physical flows; Text Origin: Commission Proposal
Annex I, 4 paragraph, point (f)				
977	(f) planned and actual interruption of interruptible capacity;	(f) planned and actual interruption of interruptible capacity;	(f) planned and actual interruption of interruptible capacity;	(f) planned and actual interruption of interruptible capacity; Text Origin: Commission Proposal
Annex I, 4 paragraph, point (g)				
978	(g) planned and unplanned interruptions to firm services as well as the information on restoration of the firm services (in particular, maintenance of the system and the likely duration of any interruption due to maintenance). Planned interruptions shall be published at least 42 days in advance;	(g) planned and unplanned interruptions to firm services as well as the information on restoration of the firm services (in particular, maintenance of the system and the likely duration of any interruption due to maintenance). Planned interruptions shall be published at least 42 days in advance;	(g) planned and unplanned interruptions to firm services as well as the information on restoration of the firm services (in particular, maintenance of the system and the likely duration of any interruption due to maintenance). Planned interruptions shall be published at least 42 days in advance;	(g) planned and unplanned interruptions to firm services as well as the information on restoration of the firm services (in particular, maintenance of the system and the likely duration of any interruption due to maintenance). Planned interruptions shall be published at least 42 days in advance; Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex I, 4 paragraph, point (h)			
979	(h) occurrence of unsuccessful, legally valid requests for firm capacity products with a duration of one month or longer including the number and volume of the unsuccessful requests;	(h) occurrence of unsuccessful, legally valid requests for firm capacity products with a duration of one month or longer including the number and volume of the unsuccessful requests;	(h) occurrence of unsuccessful, legally valid requests for firm capacity products with a duration of one month or longer including the number and volume of the unsuccessful requests;	(h) occurrence of unsuccessful, legally valid requests for firm capacity products with a duration of one month or longer including the number and volume of the unsuccessful requests; Text Origin: Commission Proposal
	Annex I, 4 paragraph, point (i)			
980	(i) in the case of auctions, where and when firm capacity products with a duration of one month or longer have cleared at prices higher than the reserve price;	(i) in the case of auctions, where and when firm capacity products with a duration of one month or longer have cleared at prices higher than the reserve price;	(i) in the case of auctions, where and when firm capacity products with a duration of one month or longer have cleared at prices higher than the reserve price;	(i) in the case of auctions, where and when firm capacity products with a duration of one month or longer have cleared at prices higher than the reserve price; Text Origin: Commission Proposal
	Annex I, 4 paragraph, point (j)			
981	(j) where and when no firm capacity product with a duration of one month or longer has been offered in the regular allocation process;	(j) where and when no firm capacity product with a duration of one month or longer has been offered in the regular allocation process;	(j) where and when no firm capacity product with a duration of one month or longer has been offered in the regular allocation process;	(j) where and when no firm capacity product with a duration of one month or longer has been offered in the regular allocation process;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, 4 paragraph, point (k)				
982	(k) total capacity made available through the application of the congestion-management procedures laid down in points 2.2.2, 2.2.3, 2.2.4 and 2.2.5 per applied congestion-management procedure.	(k) total capacity made available through the application of the congestion-management procedures laid down in points 2.2.2, 2.2.3, 2.2.4 and 2.2.5 per applied congestion-management procedure.	(k) total capacity made available through the application of the congestion-management procedures laid down in points 2.2.2, 2.2.3, 2.2.4 and 2.2.5 per applied congestion-management procedure.	(k) total capacity made available through the application of the congestion-management procedures laid down in points 2.2.2, 2.2.3, 2.2.4 and 2.2.5 per applied congestion-management procedure. Text Origin: Commission Proposal
Annex I, 2 paragraph				
983	2. At all relevant points, the information under points 3.3(1)(a), (b) and (d) shall be published for a period at least 24 months ahead.	2. At all relevant points, the information under points 3.3(1)(a), (b) and (d) shall be published for a period at least 24 months ahead.	2. At all relevant points, the information under points 3.3(1)(a), (b) and (d) shall be published for a period at least 24 months ahead.	2. At all relevant points, the information under points 3.3(1)(a), (b) and (d) shall be published for a period at least 24 months ahead. Text Origin: Commission Proposal
Annex I, 3 paragraph				
984	3. At all relevant points, transmission system operators shall publish historical information on the requirements of points 3.3(1)(a)	3. At all relevant points, transmission system operators shall publish historical information on the requirements of points 3.3(1)(a)	3. At all relevant points, transmission system operators shall publish historical information on the requirements of points 3.3(1)(a)	3. At all relevant points, transmission system operators shall publish historical information on the requirements of points 3.3(1)(a)

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	to (g) for the past 5 years on a rolling basis.	to (g) for the past 5 years on a rolling basis.	to (g) for the past 5 years on a rolling basis.	to (g) for the past 5 years on a rolling basis. Text Origin: Commission Proposal
Annex I, 4 paragraph				
985	4. Transmission system operators shall publish measured values of the gross calorific value, the Wobbe index, the hydrogen content blended in the natural gas system, methane content and oxygen content at all relevant points, on a daily basis. Preliminary figures shall be published at the latest 3 days following the respective gas day. Final figures shall be published within 3 months after the end of the respective month.	4. Transmission system operators shall publish measured values of the gross calorific value, the Wobbe index, the hydrogen content blended in the natural gas system, methane content and oxygen content at all relevant points, on a daily basis. Preliminary figures shall be published at the latest 3 days following the respective gas day. Final figures shall be published within 3 months after the end of the respective month.	4. Transmission system operators shall publish measured values of the gross calorific value, the Wobbe index, the hydrogen content blended in the natural gas system, methane content and oxygen content at all relevant points, on a daily basis. Preliminary figures shall be published at the latest 3 days following the respective gas day. Final figures shall be published within 3 months after the end of the respective month.	4. Transmission system operators shall publish measured values of the gross calorific value, the Wobbe index, the hydrogen content blended in the natural gas system, methane content and oxygen content at all relevant points, on a daily basis. Preliminary figures shall be published at the latest 3 days following the respective gas day. Final figures shall be published within 3 months after the end of the respective month. Text Origin: Commission Proposal
Annex I, 5 paragraph				
986	5. For all relevant points, transmission system operators shall publish available capacities, booked and technical capacities, on an annual basis over all years	5. For all relevant points, transmission system operators shall publish available capacities, booked and technical capacities, on an annual basis over all years	5. For all relevant points, transmission system operators shall publish available capacities, booked and technical capacities, on an annual basis over all years	5. For all relevant points, transmission system operators shall publish available capacities, booked and technical capacities, on an annual basis over all years

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	where capacity is contracted plus 1 year, and at least for the next 10 years. This information shall be updated at least every month or more frequently, if new information becomes available. The publication shall reflect the period for which capacity is offered to the market.	where capacity is contracted plus 1 year, and at least for the next 10 years. This information shall be updated at least every month or more frequently, if new information becomes available. The publication shall reflect the period for which capacity is offered to the market.	where capacity is contracted plus 1 year, and at least for the next 10 years. This information shall be updated at least every month or more frequently, if new information becomes available. The publication shall reflect the period for which capacity is offered to the market.	where capacity is contracted plus 1 year, and at least for the next 10 years. This information shall be updated at least every month or more frequently, if new information becomes available. The publication shall reflect the period for which capacity is offered to the market. Text Origin: Commission Proposal
Annex I, 6 paragraph				
988	1. Transmission system operators shall ensure the publication on a daily basis and updated every day the aggregated amounts of capacities offered, and contracted on the secondary market (i.e. sold from one network user to another network user), where the information is available to the TSO. This information shall include the following specifications:	1. Transmission system operators shall ensure the publication on a daily basis and updated every day the aggregated amounts of capacities offered, and contracted on the secondary market (i.e. sold from one network user to another network user), where the information is available to the TSO. This information shall include the following specifications:	1. Transmission system operators shall ensure the publication on a daily basis and updated every day the aggregated amounts of capacities offered, and contracted on the secondary market (i.e. sold from one network user to another network user), where the information is available to the TSO. This information shall include the following specifications:	1. Transmission system operators shall ensure the publication on a daily basis and updated every day the aggregated amounts of capacities offered, and contracted on the secondary market (i.e. sold from one network user to another network user), where the information is available to the TSO. This information shall include the following specifications: Text Origin: Commission Proposal
Annex I, 6 paragraph, point (a)				
989				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(a) interconnection point where the capacity is sold;	(a) interconnection point where the capacity is sold;	(a) interconnection point where the capacity is sold;	(a) interconnection point where the capacity is sold; Text Origin: Commission Proposal
Annex I, 6 paragraph, point (b)				
990	(b) type of capacity, i.e. entry, exit, firm, interruptible;	(b) type of capacity, i.e. entry, exit, firm, interruptible;	(b) type of capacity, i.e. entry, exit, firm, interruptible;	(b) type of capacity, i.e. entry, exit, firm, interruptible; Text Origin: Commission Proposal
Annex I, 6 paragraph, point (c)				
991	(c) quantity and duration of the capacity usage rights;	(c) quantity and duration of the capacity usage rights;	(c) quantity and duration of the capacity usage rights;	(c) quantity and duration of the capacity usage rights; Text Origin: Commission Proposal
Annex I, 6 paragraph, point (d)				
992	(d) type of sale, e.g. transfer or assignment;	(d) type of sale, e.g. transfer or assignment;	(d) type of sale, e.g. transfer or assignment;	(d) type of sale, e.g. transfer or assignment; Text Origin: Commission Proposal
Annex I, 6 paragraph, point (e)				
993				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(e) the total number of trades/transfers;	(e) the total number of trades/transfers;	(e) the total number of trades/transfers;	(e) the total number of trades/transfers; Text Origin: Commission Proposal
Annex I, 6 paragraph, point (f)				
994	(f) any other conditions known to the transmission system operator as mentioned in point 3.3.	(f) any other conditions known to the transmission system operator as mentioned in point 3.3.	(f) any other conditions known to the transmission system operator as mentioned in point 3.3.	(f) any other conditions known to the transmission system operator as mentioned in point 3.3. Text Origin: Commission Proposal
Annex I, 2 paragraph				
995	In so far such information is provided by a third party, transmission system operators shall be exempted from this provision.	In so far such information is provided by a third party, transmission system operators shall be exempted from this provision.	In so far such information is provided by a third party, transmission system operators shall be exempted from this provision.	In so far such information is provided by a third party, transmission system operators shall be exempted from this provision. Text Origin: Commission Proposal
Annex I, 3 paragraph				
996	2. Transmission system operators shall publish harmonised conditions under which capacity transactions (e.g. transfers and assignments) will be accepted by	2. Transmission system operators shall publish harmonised conditions under which capacity transactions (e.g. transfers and assignments) will be accepted by	2. Transmission system operators shall publish harmonised conditions under which capacity transactions (e.g. transfers and assignments) will be accepted by	2. Transmission system operators shall publish harmonised conditions under which capacity transactions (e.g. transfers and assignments) will be accepted by

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	them. These conditions must at least include:	them. These conditions must at least include:	them. These conditions must at least include:	them. These conditions must at least include: Text Origin: Commission Proposal
Annex I, 3 paragraph, point (a)				
997	(a) a description of standardised products which can be sold on the secondary market;	(a) a description of standardised products which can be sold on the secondary market;	(a) a description of standardised products which can be sold on the secondary market;	(a) a description of standardised products which can be sold on the secondary market; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (b)				
998	(b) lead time for the implementation/acceptation/registration of secondary trades. In case of delays the reasons have to be published;	(b) lead time for the implementation/acceptation/registration of secondary trades. In case of delays the reasons have to be published;	(b) lead time for the implementation/acceptation/registration of secondary trades. In case of delays the reasons have to be published;	(b) lead time for the implementation/acceptation/registration of secondary trades. In case of delays the reasons have to be published; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (c)				
999	(c) the notification to the transmission system operator by the seller or the third party as referred to under point 3.4(1) about	(c) the notification to the transmission system operator by the seller or the third party as referred to under point 3.4(1) about	(c) the notification to the transmission system operator by the seller or the third party as referred to under point 3.4(1) about	(c) the notification to the transmission system operator by the seller or the third party as referred to under point 3.4(1) about

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	name of seller and buyer and capacity specifications as outlined in point 3.4(1).	name of seller and buyer and capacity specifications as outlined in point 3.4(1).	name of seller and buyer and capacity specifications as outlined in point 3.4(1).	name of seller and buyer and capacity specifications as outlined in point 3.4(1). Text Origin: Commission Proposal
Annex I, 3 paragraph				
1000	In so far such information is provided by a third party, transmission system operators shall be exempted from this provision.	In so far such information is provided by a third party, transmission system operators shall be exempted from this provision.	In so far such information is provided by a third party, transmission system operators shall be exempted from this provision.	In so far such information is provided by a third party, transmission system operators shall be exempted from this provision. Text Origin: Commission Proposal
Annex I, 4 paragraph				
1001	3. Regarding the balancing service of its system, each transmission system operator shall provide to each network user, for each balancing period, its specific preliminary imbalance volumes and cost data per individual network user, at the latest 1 month after the end of the balancing period. Final data of customers supplied according to standardised load profiles may be provided up to 14 months later. In so far such information is provided by a third	3. Regarding the balancing service of its system, each transmission system operator shall provide to each network user, for each balancing period, its specific preliminary imbalance volumes and cost data per individual network user, at the latest 1 month after the end of the balancing period. Final data of customers supplied according to standardised load profiles may be provided up to 14 months later. In so far such information is provided by a third	3. Regarding the balancing service of its system, each transmission system operator shall provide to each network user, for each balancing period, its specific preliminary imbalance volumes and cost data per individual network user, at the latest 1 month after the end of the balancing period. Final data of customers supplied according to standardised load profiles may be provided up to 14 months later. In so far such information is provided by a third	3. Regarding the balancing service of its system, each transmission system operator shall provide to each network user, for each balancing period, its specific preliminary imbalance volumes and cost data per individual network user, at the latest 1 month after the end of the balancing period. Final data of customers supplied according to standardised load profiles may be provided up to 14 months later. In so far such information is provided by a third

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	party, transmission system operators shall be exempted from this provision. The provision of this information shall respect confidentiality of commercially sensitive information.	party, transmission system operators shall be exempted from this provision. The provision of this information shall respect confidentiality of commercially sensitive information.	party, transmission system operators shall be exempted from this provision. The provision of this information shall respect confidentiality of commercially sensitive information.	party, transmission system operators shall be exempted from this provision. The provision of this information shall respect confidentiality of commercially sensitive information. Text Origin: Commission Proposal
Annex I, 4 paragraph				
1002	4. Where flexibility services, other than tolerances, are offered for third party access, transmission system operators shall publish daily forecasts on a day-ahead basis of the maximum amount of flexibility, the booked level of flexibility and the availability of flexibility for the market for the next gas day. The transmission system operator shall also publish ex- post information on the aggregate utilization of every flexibility service at the end of each gas day. If the national regulatory authority is satisfied that such information could give room to potential abuse by network users, it may decide to exempt the transmission system operator from this obligation.	4. Where flexibility services, other than tolerances, are offered for third party access, transmission system operators shall publish daily forecasts on a day-ahead basis of the maximum amount of flexibility, the booked level of flexibility and the availability of flexibility for the market for the next gas day. The transmission system operator shall also publish ex- post information on the aggregate utilization of every flexibility service at the end of each gas day. If the national regulatory authority is satisfied that such information could give room to potential abuse by network users, it may decide to exempt the transmission system operator from this obligation.	4. Where flexibility services, other than tolerances, are offered for third party access, transmission system operators shall publish daily forecasts on a day-ahead basis of the maximum amount of flexibility, the booked level of flexibility and the availability of flexibility for the market for the next gas day. The transmission system operator shall also publish ex- post information on the aggregate utilization of every flexibility service at the end of each gas day. If the national regulatory authority is satisfied that such information could give room to potential abuse by network users, it may decide to exempt the transmission system operator from this obligation.	4. Where flexibility services, other than tolerances, are offered for third party access, transmission system operators shall publish daily forecasts on a day-ahead basis of the maximum amount of flexibility, the booked level of flexibility and the availability of flexibility for the market for the next gas day. The transmission system operator shall also publish ex- post information on the aggregate utilization of every flexibility service at the end of each gas day. If the national regulatory authority is satisfied that such information could give room to potential abuse by network users, it may decide to exempt the transmission system operator from this obligation.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex I, 5 paragraph				
1003	5. Transmission system operators shall publish, per balancing zone, the amount of gas in the transmission system at the start of each gas day and the forecast of the amount of gas in the transmission system at the end of each gas day. The forecast amount of gas for the end of the gas day shall be updated on an hourly basis throughout the gas day. If imbalance charges are calculated on an hourly basis, the transmission system operator shall publish the amount of gas in the transmission system on an hourly basis. Alternatively, transmission system operators shall publish, per balancing zone, the aggregate imbalance position of all users at the start of each balancing period and the forecast of the aggregated imbalance position of all users at the end of each gas day. If the national regulatory authority is satisfied that such information could give room to potential abuse by network users, it may decide to	5. Transmission system operators shall publish, per balancing zone, the amount of gas in the transmission system at the start of each gas day and the forecast of the amount of gas in the transmission system at the end of each gas day. The forecast amount of gas for the end of the gas day shall be updated on an hourly basis throughout the gas day. If imbalance charges are calculated on an hourly basis, the transmission system operator shall publish the amount of gas in the transmission system on an hourly basis. Alternatively, transmission system operators shall publish, per balancing zone, the aggregate imbalance position of all users at the start of each balancing period and the forecast of the aggregated imbalance position of all users at the end of each gas day. If the national regulatory authority is satisfied that such information could give room to potential abuse by network users, it may decide to	5. Transmission system operators shall publish, per balancing zone, the amount of gas in the transmission system at the start of each gas day and the forecast of the amount of gas in the transmission system at the end of each gas day. The forecast amount of gas for the end of the gas day shall be updated on an hourly basis throughout the gas day. If imbalance charges are calculated on an hourly basis, the transmission system operator shall publish the amount of gas in the transmission system on an hourly basis. Alternatively, transmission system operators shall publish, per balancing zone, the aggregate imbalance position of all users at the start of each balancing period and the forecast of the aggregated imbalance position of all users at the end of each gas day. If the national regulatory authority is satisfied that such information could give room to potential abuse by network users, it may decide to	5. Transmission system operators shall publish, per balancing zone, the amount of gas in the transmission system at the start of each gas day and the forecast of the amount of gas in the transmission system at the end of each gas day. The forecast amount of gas for the end of the gas day shall be updated on an hourly basis throughout the gas day. If imbalance charges are calculated on an hourly basis, the transmission system operator shall publish the amount of gas in the transmission system on an hourly basis. Alternatively, transmission system operators shall publish, per balancing zone, the aggregate imbalance position of all users at the start of each balancing period and the forecast of the aggregated imbalance position of all users at the end of each gas day. If the national regulatory authority is satisfied that such information could give room to potential abuse by network users, it may decide to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	exempt the transmission system operator from this obligation.	exempt the transmission system operator from this obligation.	exempt the transmission system operator from this obligation.	exempt the transmission system operator from this obligation. Text Origin: Commission Proposal
Annex I, 6 paragraph				
1004	6. Transmission system operators shall provide user-friendly instruments for calculating tariffs.	6. Transmission system operators shall provide user-friendly instruments for calculating tariffs.	6. Transmission system operators shall provide user-friendly instruments for calculating tariffs.	6. Transmission system operators shall provide user-friendly instruments for calculating tariffs. Text Origin: Commission Proposal
Annex I, 7 paragraph				
1005	7. Transmission system operators shall keep at the disposal of the relevant national authorities, for at least five (5) years, effective records of all capacity contracts and all other relevant information in relation to calculating and providing access to available capacities, in particular individual nominations and interruptions. Transmission system operators must keep documentation of all relevant information under point 3.3(4) and (5) for at least five (5) years and make them available to the regulatory authority upon	7. Transmission system operators shall keep at the disposal of the relevant national authorities, for at least five (5) years, effective records of all capacity contracts and all other relevant information in relation to calculating and providing access to available capacities, in particular individual nominations and interruptions. Transmission system operators must keep documentation of all relevant information under point 3.3(4) and (5) for at least five (5) years and make them available to the regulatory authority upon	7. Transmission system operators shall keep at the disposal of the relevant national authorities, for at least five (5) years, effective records of all capacity contracts and all other relevant information in relation to calculating and providing access to available capacities, in particular individual nominations and interruptions. Transmission system operators must keep documentation of all relevant information under point 3.3(4) and (5) for at least five (5) years and make them available to the regulatory authority upon	7. Transmission system operators shall keep at the disposal of the relevant national authorities, for at least five (5) years, effective records of all capacity contracts and all other relevant information in relation to calculating and providing access to available capacities, in particular individual nominations and interruptions. Transmission system operators must keep documentation of all relevant information under point 3.3(4) and (5) for at least five (5) years and make them available to the regulatory authority upon

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	request. Both parties shall respect commercial confidentiality.	request. Both parties shall respect commercial confidentiality.	request. Both parties shall respect commercial confidentiality.	request. Both parties shall respect commercial confidentiality. Text Origin: Commission Proposal
Annex I, 8 paragraph				
1006	8. Transmission system operators shall publish at least annually, by a predetermined deadline, all planned maintenance periods that might affect network users' rights from transport contracts and corresponding operational information with adequate advance notice. This shall include publishing on a prompt and non-discriminatory basis any changes to planned maintenance periods and notification of unplanned maintenance, as soon as that information becomes available to the transmission system operator. During maintenance periods, transmission system operators shall publish regularly updated information on the details of and expected duration and effect of the maintenance.	8. Transmission system operators shall publish at least annually, by a predetermined deadline, all planned maintenance periods that might affect network users' rights from transport contracts and corresponding operational information with adequate advance notice. This shall include publishing on a prompt and non-discriminatory basis any changes to planned maintenance periods and notification of unplanned maintenance, as soon as that information becomes available to the transmission system operator. During maintenance periods, transmission system operators shall publish regularly updated information on the details of and expected duration and effect of the maintenance.	8. Transmission system operators shall publish at least annually, by a predetermined deadline, all planned maintenance periods that might affect network users' rights from transport contracts and corresponding operational information with adequate advance notice. This shall include publishing on a prompt and non-discriminatory basis any changes to planned maintenance periods and notification of unplanned maintenance, as soon as that information becomes available to the transmission system operator. During maintenance periods, transmission system operators shall publish regularly updated information on the details of and expected duration and effect of the maintenance.	8. Transmission system operators shall publish at least annually, by a predetermined deadline, all planned maintenance periods that might affect network users' rights from transport contracts and corresponding operational information with adequate advance notice. This shall include publishing on a prompt and non-discriminatory basis any changes to planned maintenance periods and notification of unplanned maintenance, as soon as that information becomes available to the transmission system operator. During maintenance periods, transmission system operators shall publish regularly updated information on the details of and expected duration and effect of the maintenance. Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex I, Part IV				
1007	Part IV 4. Format and content of the publication of technical information on network access by hydrogen network operators and information to be published at all relevant points and time schedule	Part IV 4. Format and content of the publication of technical information on network access by hydrogen network operators and information to be published at all relevant points and time schedule	Part IV 4.— Format and content of the publication of technical information on network access by hydrogen network operators and information to be published at all relevant points and time schedule	Part IV 4. Format and content of the publication of technical information on network access by hydrogen network operators and information to be published at all relevant points and time schedule Text Origin: Commission Proposal
Annex I, point 6.7.				
1008	6.7. Format of the publication of technical information on network access	6.7. Format of the publication of technical information on network access	6.7. 4.1. Format of the publication of technical information on network access	6.7. Format of the publication of technical information on network access Text Origin: Commission Proposal
Annex I, 9 paragraph				
1009	1. Hydrogen network operators shall provide all information necessary for network users to gain effective access to the network referred to under points 4.2 and 4.3 in the following manner:	1. Hydrogen network operators shall provide all information necessary for network users to gain effective access to the network referred to under points 4.2 and 4.3 in the following manner:	1. Hydrogen network operators shall provide all information necessary for network users to gain effective access to the network referred to under points 4.2 and 4.3 in the following manner:	1. Hydrogen network operators shall provide all information necessary for network users to gain effective access to the network referred to under points 4.2 and 4.3 in the following manner: Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex I, 9 paragraph, point (a)				
1010	(a) on a website accessible to the public, free of charge and without any need to register or otherwise sign on with the hydrogen network operator;	(a) on a website accessible to the public, free of charge and without any need to register or otherwise sign on with the hydrogen network operator;	(a) on a website accessible to the public, free of charge and without any need to register or otherwise sign on with the hydrogen network operator;	(a) on a website accessible to the public, free of charge and without any need to register or otherwise sign on with the hydrogen network operator; Text Origin: Commission Proposal
Annex I, 9 paragraph, point (b)				
1011	(b) on a regular/rolling basis; the frequency shall be according to the changes that take place and the duration of the service;	(b) on a regular/rolling basis; the frequency shall be according to the changes that take place and the duration of the service;	(b) on a regular/rolling basis; the frequency shall be according to the changes that take place and the duration of the service;	(b) on a regular/rolling basis; the frequency shall be according to the changes that take place and the duration of the service; Text Origin: Commission Proposal
Annex I, 9 paragraph, point (c)				
1012	(c) in a user-friendly manner;	(c) in a user-friendly manner;	(c) in a user-friendly manner;	(c) in a user-friendly manner; Text Origin: Commission Proposal
Annex I, 9 paragraph, point (d)				
1013	(d) in a clear, quantifiable, easily accessible way and on a non-	(d) in a clear, quantifiable, easily accessible way and on a non-	(d) in a clear, quantifiable, easily accessible way and on a non-	(d) in a clear, quantifiable, easily accessible way and on a non-

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	discriminatory basis;	discriminatory basis;	discriminatory basis;	discriminatory basis; Text Origin: Commission Proposal
Annex I, 9 paragraph, point (e)				
1014	(e) in a downloadable format that has been agreed between hydrogen network operators and the regulatory authorities – on the basis of an opinion on a harmonised format that shall be provided by ACER – and that allows for quantitative analyses;	(e) in a downloadable format that has been agreed between hydrogen network operators and the regulatory authorities – on the basis of an opinion on a harmonised format that shall be provided by ACER – and that allows for quantitative analyses;	(e) in a downloadable format that has been agreed between hydrogen network operators and the regulatory authorities – on the basis of an opinion on a harmonised format that shall be provided by ACER – and that allows for quantitative analyses;	(e) in a downloadable format that has been agreed between hydrogen network operators and the regulatory authorities – on the basis of an opinion on a harmonised format that shall be provided by ACER – and that allows for quantitative analyses; Text Origin: Commission Proposal
Annex I, 9 paragraph, point (f)				
1015	(f) in consistent units, in particular kWh shall be the unit for energy content and m3 shall be the unit for volume. The constant conversion factor to energy content shall be provided. In addition to the format above, publication in other units is also possible;	(f) in consistent units, in particular kWh shall be the unit for energy content and m3 shall be the unit for volume. The constant conversion factor to energy content shall be provided. In addition to the format above, publication in other units is also possible;	(f) in consistent units, in particular kWh shall be the unit for energy content and m3 shall be the unit for volume. The constant conversion factor to energy content shall be provided. In addition to the format above, publication in other units is also possible;	(f) in consistent units, in particular kWh shall be the unit for energy content and m3 shall be the unit for volume. The constant conversion factor to energy content shall be provided. In addition to the format above, publication in other units is also possible; Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex I, 9 paragraph, point (g)				
1016	(g) in the official language(s) of the Member State and in English;	(g) in the official language(s) of the Member State and in English;	(g) in the official language(s) of the Member State and in English;	(g) in the official language(s) of the Member State and in English; Text Origin: Commission Proposal
Annex I, 9 paragraph, point (h)				
1017	(h) all data shall be made available as of [1 October 2025] on one Union-wide central platform, established by the European Network of Network Operators for Hydrogen on a cost efficient basis.	(h) all data shall be made available as of [1 October 2025] on one Union-wide central platform, established by the European Network of Network Operators for Hydrogen on a cost efficient basis.	(h) all data shall be made available as of [1 October 2025] on one Union-wide central platform, established by the European Network of Network Operators for Hydrogen on a cost efficient basis.	(h) all data shall be made available as of [1 October 2025] on one Union-wide central platform, established by the European Network of Network Operators for Hydrogen on a cost efficient basis. Text Origin: Commission Proposal
Annex I, 2 paragraph				
1018	2. Hydrogen network operators shall provide details on actual changes to all information referred to under points 4.2 and 4.3 in a timely manner as soon as available to them.	2. Hydrogen network operators shall provide details on actual changes to all information referred to under points 4.2 and 4.3 in a timely manner as soon as available to them.	2. Hydrogen network operators shall provide details on actual changes to all information referred to under points 4.2 and 4.3 in a timely manner as soon as available to them.	2. Hydrogen network operators shall provide details on actual changes to all information referred to under points 4.2 and 4.3 in a timely manner as soon as available to them. Text Origin: Commission Proposal
Annex I, point 6.8.				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 1019	6.8. Content of the publication of technical information on network access	6.8. Content of the publication of technical information on network access	6.8. 4.2. Content of the publication of technical information on network access	6.8. Content of the publication of technical information on network access Text Origin: Commission Proposal
Annex I, 3 paragraph				
G 1020	1. Hydrogen network operators shall publish at least the following information about their systems and services:	1. Hydrogen network operators shall publish at least the following information about their systems and services:	1. Hydrogen network operators shall publish at least the following information about their systems and services:	1. Hydrogen network operators shall publish at least the following information about their systems and services: Text Origin: Commission Proposal
Annex I, 3 paragraph, point (a)				
G 1021	(a) a detailed and comprehensive description of the different services offered and their charges;	(a) a detailed and comprehensive description of the different services offered and their charges;	(a) a detailed and comprehensive description of the different services offered and their charges;	(a) a detailed and comprehensive description of the different services offered and their charges; Text Origin: Commission Proposal
Annex I, 3 paragraph, point (c)				
G 1023	(c) the network codes and/or the standard conditions outlining the rights and responsibilities of all	(c) the network codes and/or the standard conditions outlining the rights and responsibilities of all	(c) the network codes and/or the standard conditions outlining the rights and responsibilities of all	(c) the network codes and/or the standard conditions outlining the rights and responsibilities of all

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	network users including:	network users including:	network users including:	network users including: Text Origin: Commission Proposal
Annex I, 2 paragraph				
1025	(2) if relevant for access to the network, for all relevant points, a specification of relevant hydrogen quality parameters and the liability or costs of conversion for network users in case hydrogen is outside these specifications;	(2) if relevant for access to the network, for all relevant points, a specification of relevant hydrogen quality parameters and the liability or costs of conversion for network users in case hydrogen is outside these specifications;	(2) if relevant for access to the network, for all relevant points, a specification of relevant hydrogen quality parameters and the liability or costs of conversion for network users in case hydrogen is outside these specifications;	(2) if relevant for access to the network, for all relevant points, a specification of relevant hydrogen quality parameters and the liability or costs of conversion for network users in case hydrogen is outside these specifications; Text Origin: Commission Proposal
Annex I, 3 paragraph				
1026	(3) if relevant for access to the system, for all relevant points information on pressure requirements;	(3) if relevant for access to the system, for all relevant points information on pressure requirements;	(3) if relevant for access to the system, for all relevant points information on pressure requirements;	(3) if relevant for access to the system, for all relevant points information on pressure requirements; Text Origin: Commission Proposal
Annex I, 4 paragraph				
1027	(d) the harmonised procedures applied when using the hydrogen	(d) the harmonised procedures applied when using the hydrogen	(d) the harmonised procedures applied when using the hydrogen	(d) the harmonised procedures applied when using the hydrogen

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	network, including the definition of key terms;	network, including the definition of key terms;	network, including the definition of key terms;	network, including the definition of key terms; Text Origin: Commission Proposal
Annex I, f paragraph				
1029	(f) a detailed description of the hydrogen network of the hydrogen network operator and its relevant points of interconnection as defined in point 2 as well as the names of the operators of the interconnected networks or facilities;	(f) a detailed description of the hydrogen network of the hydrogen network operator and its relevant points of interconnection as defined in point 2 as well as the names of the operators of the interconnected networks or facilities;	(f) a detailed description of the hydrogen network of the hydrogen network operator and its relevant points of interconnection as defined in point 2 as well as the names of the operators of the interconnected networks or facilities;	(f) a detailed description of the hydrogen network of the hydrogen network operator and its relevant points of interconnection as defined in point 2 as well as the names of the operators of the interconnected networks or facilities; Text Origin: Commission Proposal
Annex I, g paragraph				
1030	(g) the rules applicable for connection to the network operated by the hydrogen network operator;	(g) the rules applicable for connection to the network operated by the hydrogen network operator;	(g) the rules applicable for connection to the network operated by the hydrogen network operator;	(g) the rules applicable for connection to the network operated by the hydrogen network operator; Text Origin: Commission Proposal
Annex I, h paragraph				
1031	(h) information on emergency	(h) information on emergency	(h) information on emergency	(h) information on emergency

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	mechanisms, as far as it is the responsibility of the hydrogen network operator, such as measures that can lead to the disconnection of customers groups and other general liability rules that apply to the hydrogen network operator;	mechanisms, as far as it is the responsibility of the hydrogen network operator, such as measures that can lead to the disconnection of customers groups and other general liability rules that apply to the hydrogen network operator;	mechanisms, as far as it is the responsibility of the hydrogen network operator, such as measures that can lead to the disconnection of customers groups and other general liability rules that apply to the hydrogen network operator;	mechanisms, as far as it is the responsibility of the hydrogen network operator, such as measures that can lead to the disconnection of customers groups and other general liability rules that apply to the hydrogen network operator; Text Origin: Commission Proposal
Annex I, i paragraph				
1032	(i) procedures agreed upon by hydrogen network operators at interconnection points, of relevance for access of network users to the hydrogen network concerned, relating to interoperability of the network.	(i) procedures agreed upon by hydrogen network operators at interconnection points, of relevance for access of network users to the hydrogen network concerned, relating to interoperability of the network.	(i) procedures agreed upon by hydrogen network operators at interconnection points, of relevance for access of network users to the hydrogen network concerned, relating to interoperability of the network.	(i) procedures agreed upon by hydrogen network operators at interconnection points, of relevance for access of network users to the hydrogen network concerned, relating to interoperability of the network. Text Origin: Commission Proposal
Annex I, II paragraph				
1033	2. Relevant points shall include at least:	2. Relevant points shall include at least:	2. Relevant points shall include at least:	2. Relevant points shall include at least: Text Origin: Commission Proposal
Annex I, II paragraph, point (a)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1034	(a) all entry and exit points to and from a hydrogen network operated by a hydrogen network operator, with the exception of exit points connected to a single final customer, and with the exception of entry points linked directly to a production facility of a single producer that is located within the EU;	(a) all entry and exit points to and from a hydrogen network operated by a hydrogen network operator, with the exception of exit points connected to a single final customer, and with the exception of entry points linked directly to a production facility of a single producer that is located within the EU;	(a) all entry and exit points to and from a hydrogen network operated by a hydrogen network operator, with the exception of exit points connected to a single final customer, and with the exception of entry points linked directly to a production facility of a single producer that is located within the EU;	(a) all entry and exit points to and from a hydrogen network operated by a hydrogen network operator, with the exception of exit points connected to a single final customer, and with the exception of entry points linked directly to a production facility of a single producer that is located within the EU; Text Origin: Commission Proposal
Annex I, II paragraph, point (b)				
1035	(b) all entry and exit points connecting the networks of hydrogen network operators;	(b) all entry and exit points connecting the networks of hydrogen network operators;	(b) all entry and exit points connecting the networks of hydrogen network operators;	(b) all entry and exit points connecting the networks of hydrogen network operators; Text Origin: Commission Proposal
Annex I, II paragraph, point (c)				
1036	(c) all points connecting the network of a hydrogen network operator with an LNG terminal, hydrogen terminals, physical gas hubs, storage and production facilities, unless these production facilities are exempted under point	(c) all points connecting the network of a hydrogen network operator with an LNG terminal, hydrogen terminals, physical gas hubs, storage and production facilities, unless these production facilities are exempted under point	(c) all points connecting the network of a hydrogen network operator with an LNG terminal, hydrogen terminals, physical gas hubs, storage and production facilities, unless these production facilities are exempted under point	(c) all points connecting the network of a hydrogen network operator with an LNG terminal, hydrogen terminals, physical gas hubs, storage and production facilities, unless these production facilities are exempted under point

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(a);	(a);	(a);	(a); Text Origin: Commission Proposal
Annex I, II paragraph, point (d)				
1037	(d) all points connecting the network of a given hydrogen network operator to infrastructure necessary for providing ancillary services.	(d) all points connecting the network of a given hydrogen network operator to infrastructure necessary for providing ancillary services.	(d) all points connecting the network of a given hydrogen network operator to infrastructure necessary for providing ancillary services.	(d) all points connecting the network of a given hydrogen network operator to infrastructure necessary for providing ancillary services. Text Origin: Commission Proposal
Annex I, 3 paragraph				
1038	3. Information for single final customers and for production facilities, that is excluded from the definition of relevant points as described under point 2(a) of this section shall be published in aggregate format and considered as one relevant point.	3. Information for single final customers and for production facilities, that is excluded from the definition of relevant points as described under point 2(a) of this section shall be published in aggregate format and considered as one relevant point.	3. Information for single final customers and for production facilities, that is excluded from the definition of relevant points as described under point 2(a) of this section shall be published in aggregate format and considered as one relevant point.	3. Information for single final customers and for production facilities, that is excluded from the definition of relevant points as described under point 2(a) of this section shall be published in aggregate format and considered as one relevant point. Text Origin: Commission Proposal
Annex I, point 6.9.				
1039				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	6.9. Information to be published at all relevant points and time schedule	6.9. Information to be published at all relevant points and time schedule	~~6.9.~~ 4.3. Information to be published at all relevant points and time schedule	6.9. Information to be published at all relevant points and time schedule Text Origin: Commission Proposal
Annex I, 4 paragraph				
1040	1. At all relevant points, hydrogen network operators shall publish the information as listed in points (a) to (g), for all services on a numerical basis, in hourly or daily periods. This information and updates shall be published as soon as available to the hydrogen network operator ('near real time'):	1. At all relevant points, hydrogen network operators shall publish the information as listed in points (a) to (g), for all services on a numerical basis, in hourly or daily periods. This information and updates shall be published as soon as available to the hydrogen network operator ('near real time'):	1. At all relevant points, hydrogen network operators shall publish the information as listed in points (a) to (g), for all services on a numerical basis, in hourly or daily periods. This information and updates shall be published as soon as available to the hydrogen network operator ('near real time'):	1. At all relevant points, hydrogen network operators shall publish the information as listed in points (a) to (g), for all services on a numerical basis, in hourly or daily periods. This information and updates shall be published as soon as available to the hydrogen network operator ('near real time'): Text Origin: Commission Proposal
Annex I, 4 paragraph, point (a)				
1041	(a) the technical capacity for flows in both directions;	(a) the technical capacity for flows in both directions;	(a) the technical capacity for flows in both directions;	(a) the technical capacity for flows in both directions; Text Origin: Commission Proposal
Annex I, 4 paragraph, point (b)				
1042				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(b) the total contracted capacity in both directions;	(b) the total contracted capacity in both directions;	(b) the total contracted capacity in both directions;	(b) the total contracted capacity in both directions; Text Origin: Commission Proposal
Annex I, 4 paragraph, point (c)				
1043	(c) the nominations and re-nominations in both directions;	(c) the nominations and re-nominations in both directions;	(c) the nominations and re-nominations in both directions;	(c) the nominations and re-nominations in both directions; Text Origin: Commission Proposal
Annex I, 4 paragraph, point (d)				
1044	(d) the available capacity in both directions;	(d) the available capacity in both directions;	(d) the available capacity in both directions;	(d) the available capacity in both directions; Text Origin: Commission Proposal
Annex I, 4 paragraph, point (e)				
1045	(e) actual physical flows;	(e) actual physical flows;	(e) actual physical flows;	(e) actual physical flows; Text Origin: Commission Proposal
Annex I, 4 paragraph, point (f)				
1046	(f) planned and actual interruption	(f) planned and actual interruption	(f) planned and actual interruption	(f) planned and actual interruption

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	of capacity;	of capacity;	of capacity;	of capacity; Text Origin: Commission Proposal
Annex I, 4 paragraph, point (g)				
1047	(g) planned and unplanned interruptions to services. Planned interruptions shall be published at least 42 days in advance;	(g) planned and unplanned interruptions to services. Planned interruptions shall be published at least 42 days in advance;	(g) planned and unplanned interruptions to services. Planned interruptions shall be published at least 42 days in advance;	(g) planned and unplanned interruptions to services. Planned interruptions shall be published at least 42 days in advance; Text Origin: Commission Proposal
Annex I, 2 paragraph				
1048	2. At all relevant points, the information under points 1(a), (b) and (d) of this Article shall be published for a period of at least 24 months ahead.	2. At all relevant points, the information under points 1(a), (b) and (d) of this Article shall be published for a period of at least 24 months ahead.	2. At all relevant points, the information under points 1(a), (b) and (d) of this Article shall be published for a period of at least 24 months ahead.	2. At all relevant points, the information under points 1(a), (b) and (d) of this Article shall be published for a period of at least 24 months ahead. Text Origin: Commission Proposal
Annex I, 3 paragraph				
1049	3. At all relevant points, hydrogen network operators shall publish historical information on the requirements of points 1(a) to (f) of	3. At all relevant points, hydrogen network operators shall publish historical information on the requirements of points 1(a) to (f) of	3. At all relevant points, hydrogen network operators shall publish historical information on the requirements of points 1(a) to (f) of	3. At all relevant points, hydrogen network operators shall publish historical information on the requirements of points 1(a) to (f) of

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	this Article for the past 5 years on a rolling basis.	this Article for the past 5 years on a rolling basis.	this Article for the past 5 years on a rolling basis.	this Article for the past 5 years on a rolling basis. Text Origin: Commission Proposal
Annex I, 4 paragraph				
1050	4. Hydrogen network operators shall publish measured values of the hydrogen purity and contaminants at all relevant points, on a daily basis. Preliminary figures shall be published at the latest within 3 days. Final figures shall be published within 3 months after the end of the respective month.	4. Hydrogen network operators shall publish measured values of the hydrogen purity and contaminants at all relevant points, on a daily basis. Preliminary figures shall be published at the latest within 3 days. Final figures shall be published within 3 months after the end of the respective month.	4. Hydrogen network operators shall publish measured values of the hydrogen purity and contaminants at all relevant points, on a daily basis. Preliminary figures shall be published at the latest within 3 days. Final figures shall be published within 3 months after the end of the respective month.	4. Hydrogen network operators shall publish measured values of the hydrogen purity and contaminants at all relevant points, on a daily basis. Preliminary figures shall be published at the latest within 3 days. Final figures shall be published within 3 months after the end of the respective month. Text Origin: Commission Proposal
Annex I, point 7.				
1051	7. Further details required to implement points 4.1, 4.2 and 4.3, e.g. details on the format and content of the information necessary for network users for effective access to the network, information to be published at relevant points, details on time schedules, shall be set in a network	7. Further details required to implement points 4.1, 4.2 and 4.3, e.g. details on the format and content of the information necessary for network users for effective access to the network, information to be published at relevant points, details on time schedules, shall be set in a network	~~7.~~ 5. Further details required to implement points 4.1, 4.2 and 4.3, e.g. details on the format and content of the information necessary for network users for effective access to the network, information to be published at relevant points, details on time schedules, shall be set in a network	7. Further details required to implement points 4.1, 4.2 and 4.3, e.g. details on the format and content of the information necessary for network users for effective access to the network, information to be published at relevant points, details on time schedules, shall be set in a network

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	code established on the basis of Article 52 of this Regulation.	code established on the basis of Article 52 of this Regulation.	code established on the basis of Article 52 of this Regulation.	code established on the basis of Article 52 of this Regulation. Text Origin: Commission Proposal
Annex II				
1052	Annex II	Annex II	Annex II	Annex II Text Origin: Commission Proposal
Annex II, first paragraph				
1053	Default technical, legal and financial arrangements pursuant to Article 13(14) of regulation (EU) 2017/1938	Default technical, legal and financial arrangements pursuant to Article 13(14) of regulation (EU) 2017/1938	Default technical, legal and financial arrangements pursuant to Article 13(14) of regulation (EU) 2017/1938	Default technical, legal and financial arrangements pursuant to Article 13(14) of regulation (EU) 2017/1938 Text Origin: Commission Proposal
Annex II, second paragraph				
1054	This Annex contains the procedure – in the form of mandatory templates – for implementing a solidarity measure under Article 13, to be followed in the event that the Member State requesting solidarity ('Requesting Member	This Annex contains the procedure – in the form of mandatory templates – for implementing a solidarity measure under Article 13, to be followed in the event that the Member State requesting solidarity ('Requesting Member	This Annex contains the procedure – in the form of mandatory templates – for implementing a solidarity measure under Article 13, to be followed in the event that the Member State requesting solidarity ('Requesting Member	This Annex contains the procedure – in the form of mandatory templates – for implementing a solidarity measure under Article 13, to be followed in the event that the Member State requesting solidarity ('Requesting Member

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	State') and the Member State obliged to provide the solidarity measure under Article 13(1) and (2) ('Providing Member State') have failed to agree or finalise the technical, legal and financial arrangements under Article 13(10).	State') and the Member State obliged to provide the solidarity measure under Article 13(1) and (2) ('Providing Member State') have failed to agree or finalise the technical, legal and financial arrangements under Article 13(10).	State') and the Member State obliged to provide the solidarity measure under Article 13(1) and (2) ('Providing Member State') have failed to agree or finalise the technical, legal and financial arrangements under Article 13(10).	State') and the Member State obliged to provide the solidarity measure under Article 13(1) and (2) ('Providing Member State') have failed to agree or finalise the technical, legal and financial arrangements under Article 13(10). Text Origin: Commission Proposal
Annex II, fourth paragraph				
1056	Communication between the Requesting and Providing Member States shall primarily be made by e-mail; if not possible, by telephone or any other available means, to be specified in the solidarity request and in confirmed in the acknowledgment of receipt of the request.	Communication between the Requesting and Providing Member States shall primarily be made by e-mail; if not possible, by telephone or any other available means, to be specified in the solidarity request and in confirmed in the acknowledgment of receipt of the request.	Communication between the Requesting and Providing Member States shall primarily be made by e-mail; if not possible, by telephone or any other available means, to be specified in the solidarity request and in confirmed in the acknowledgment of receipt of the request.	Communication between the Requesting and Providing Member States shall primarily be made by e-mail; if not possible, by telephone or any other available means, to be specified in the solidarity request and ~~in~~ confirmed in the acknowledgment of receipt of the request.
Annex II, fifth paragraph				
1057	The following templates, as filled-in, shall be sent by e-mail to the relevant counterparts in other Member States (main addressee, for action), as well as to the Commission's contact point for gas crisis management (in copy, for	The following templates, as filled-in, shall be sent by e-mail to the relevant counterparts in other Member States (main addressee, for action), as well as to the Commission's contact point for gas crisis management (in copy, for	The following templates, as filled-in, shall be sent by e-mail to the relevant counterparts in other Member States (main addressee, for action), as well as to the Commission's contact point for gas crisis management (in copy, for	The following templates, as filled-in, shall be sent by e-mail to the relevant counterparts in other Member States (main addressee, for action), as well as to the Commission's contact point for gas crisis management (in copy, for

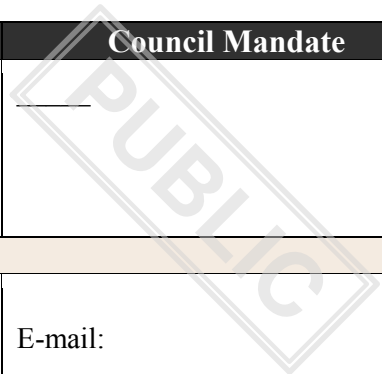
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	information).	information).	information).	information). Text Origin: Commission Proposal
Annex II, Part I				
1058	Part I 1. Solidarity request (to be filled in in English)	Part I 1. Solidarity request (to be filled in in English)	Part I 1. Solidarity request (to be filled in in English)	Part I 1. Solidarity request (to be filled in in English) Text Origin: Commission Proposal
Annex II, Table 1, Column 1, Row 1				
1059	Instructions: To be sent at the latest 20 hours before start of the delivery day (save force majeure). Where there are several Providing Member States, the solidarity request shall be sent simultaneously to all of them, preferably using the same e-mail. The solidarity measures must be requested for the following gas day, as defined in Article 3(7) of Regulation (EU) No 984/201. If needed, the request will be repeated for additional gas days.	Instructions: To be sent at the latest 20 hours before start of the delivery day (save force majeure). Where there are several Providing Member States, the solidarity request shall be sent simultaneously to all of them, preferably using the same e-mail. The solidarity measures must be requested for the following gas day, as defined in Article 3(7) of Regulation (EU) No 984/201. If needed, the request will be repeated for additional gas days.	Instructions: To be sent at the latest 20 hours before start of the delivery day (save force majeure). Where there are several Providing Member States, the solidarity request shall be sent simultaneously to all of them, preferably using the same e-mail. The solidarity measures must be requested for the following gas day, as defined in Article 3(7) of Regulation (EU) ~~No 984/201~~ No 984/2013 . If needed, the request will be repeated for additional gas days.	Instructions: To be sent at the latest 20 hours before start of the delivery day (save force majeure). Where there are several Providing Member States, the solidarity request shall be sent simultaneously to all of them, preferably using the same e-mail. The solidarity measures must be requested for the following gas day, as defined in Article 3(7) of Regulation (EU) ~~No 984/201~~ No 984/2013 . If needed, the request will be repeated for additional gas days.

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex II, sixth paragraph			
1060	Date: _____	Date: _____	Date: _____	Date: _____ Text Origin: Commission Proposal
	Annex II, seventh paragraph			
1061	Time: _____	Time: _____	Time: _____	Time: _____ Text Origin: Commission Proposal
	Annex II, point 1.			
1062	1. On behalf of (Requesting Member State), I request from (Providing Member State) the implementation of solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant). I confirm that the requirements of Article 13(3) are complied with.	1. On behalf of (Requesting Member State), I request from (Providing Member State) the implementation of solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant). I confirm that the requirements of Article 13(3) are complied with.	1. On behalf of (Requesting Member State), I request from (Providing Member State) the implementation of solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant). I confirm that the requirements of Article 13(3) are complied with.	1. On behalf of (Requesting Member State), I request from (Providing Member State) the implementation of solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant). I confirm that the requirements of Article 13(3) are complied with. Text Origin: Commission Proposal
	Annex II, point 2., second subparagraph			
1064	_____	_____	_____	_____

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex II, point 3.				
1065	3. (Requesting Member State) undertakes to pay fair and prompt compensation for the solidarity measures to (Providing Member State) in accordance with Article 13(8). The compensation will be paid in EUR within 30 days of receipt of the invoice.	3. (Requesting Member State) undertakes to pay fair and prompt compensation for the solidarity measures to (Providing Member State) in accordance with Article 13(8). The compensation will be paid in EUR within 30 days of receipt of the invoice.	3. (Requesting Member State) undertakes to pay fair and prompt compensation for the solidarity measures to (Providing Member State) in accordance with Article 13(8). The compensation will be paid in EUR within 30 days of receipt of the invoice.	3. (Requesting Member State) undertakes to pay fair and prompt compensation for the solidarity measures to (Providing Member State) in accordance with Article 13(8). The compensation will be paid in EUR within 30 days of receipt of the invoice. Text Origin: Commission Proposal
Annex II, point 4., first subparagraph				
1066	4. Competent authority of requesting Member State	4. Competent authority of requesting Member State	4. Competent authority of requesting Member State	4. Competent authority of requesting Member State Text Origin: Commission Proposal
Annex II, point 4., second subparagraph				
1067				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	_____	_____	_____	_____ Text Origin: Commission Proposal
Annex II, point 4., third subparagraph				
1068	Contact person: _____ _____	Contact person: _____ _____	Contact person: _____ _____	Contact person: _____ _____ Text Origin: Commission Proposal
Annex II, point 4., fourth subparagraph				
1069	E-mail: _____ _____	E-mail: _____ _____	E-mail: _____ _____	E-mail: _____ _____ Text Origin: Commission Proposal
Annex II, point 4., fifth subparagraph				
1070	Phone: + _____ _____ back-up phone: _____ _____	Phone: + _____ _____ back-up phone: _____ _____	Phone: + _____ _____ back-up phone: _____ _____	Phone: + _____ _____ back-up phone: _____ _____ Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex II, point 4., sixth subparagraph			
1071	Alternative instant messaging: + _____ _____	Alternative instant messaging: + _____ _____	Alternative instant messaging: + _____ _____	Alternative instant messaging: + _____ _____ Text Origin: Commission Proposal
	Annex II, point 5., first subparagraph			
1072	5. Competent authority of providing Member State (please confirm it in your acknowledgement of receipt):	5. Competent authority of providing Member State (please confirm it in your acknowledgement of receipt):	5. Competent authority of providing Member State (please confirm it in your acknowledgement of receipt):	5. Competent authority of providing Member State (please confirm it in your acknowledgement of receipt): Text Origin: Commission Proposal
	Annex II, point 5., second subparagraph			
1073	_____ _____ _____	_____ _____ _____	_____ _____ _____	_____ _____ _____ Text Origin: Commission Proposal
	Annex II, point 5., third subparagraph			
1074	Contact person: _____	Contact person: _____	Contact person: _____	Contact person: _____



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex II, point 5., fourth subparagraph				
1075	E-mail: 	E-mail: 	E-mail: 	E-mail: Text Origin: Commission Proposal
Annex II, point 5., fifth subparagraph				
1076	Phone: + back-up phone: 	Phone: + back-up phone: 	Phone: + back-up phone: 	Phone: + back-up phone: Text Origin: Commission Proposal
Annex II, point 5., sixth subparagraph				
1077	Alternative instant messaging: + 	Alternative instant messaging: + 	Alternative instant messaging: + 	Alternative instant messaging: + Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex II, point 6., first subparagraph				
1078	6. Responsible TSO in requesting Member State:	6. Responsible TSO in requesting Member State:	6. Responsible TSO in requesting Member State:	6. Responsible TSO in requesting Member State: Text Origin: Commission Proposal
Annex II, point 6., second subparagraph				
1079	_____ _____ _____	_____ _____ _____	_____ _____ _____	_____ _____ _____ Text Origin: Commission Proposal
Annex II, point 6., third subparagraph				
1080	Contact person: _____	Contact person: _____	Contact person: _____	Contact person: _____ Text Origin: Commission Proposal
Annex II, point 6., fourth subparagraph				
1081	Phone + _____	Phone + _____	Phone + _____	Phone + _____ Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex II, point 7., first subparagraph				
1082	7. Responsible market area manager in requesting Member State (where relevant):	7. Responsible market area manager in requesting Member State (where relevant):	7. Responsible market area manager in requesting Member State (where relevant):	7. Responsible market area manager in requesting Member State (where relevant): Text Origin: Commission Proposal
Annex II, point 7., second subparagraph				
1083	_____ _____ _____	_____ _____ _____	_____ _____ _____	_____ _____ _____Text Origin: Commission Proposal
Annex II, point 7., third subparagraph				
1084	Contact person: _____	Contact person: _____	Contact person: _____	Contact person: _____Text Origin: Commission Proposal
Annex II, point 7., fourth subparagraph				
1085	Phone + _____	Phone + _____	Phone + _____	Phone + _____Text Origin: Commission Proposal

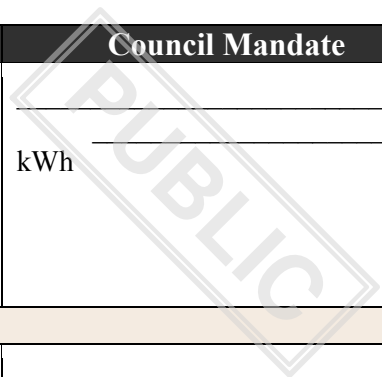
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex II, point 8., first subparagraph			
G 1086	8. In case of voluntary (market-based) solidarity measures, gas delivery contracts with market participants in the providing Member State shall be concluded	8. In case of voluntary (market-based) solidarity measures, gas delivery contracts with market participants in the providing Member State shall be concluded	8. In case of voluntary (market-based) solidarity measures, gas delivery contracts with market participants in the providing Member State shall be concluded	8. In case of voluntary (market-based) solidarity measures, gas delivery contracts with market participants in the providing Member State shall be concluded Text Origin: Commission Proposal
	Annex II, point 8., second subparagraph			
G 1087	☐ by the requesting Member State or	☐ by the requesting Member State or	☐ by the requesting Member State or	☐ by the requesting Member State or Text Origin: Commission Proposal
	Annex II, point 8., third subparagraph			
G 1088	☐ by an agent acting on behalf of the requesting Member State (under State guarantee).	☐ by an agent acting on behalf of the requesting Member State (under State guarantee).	☐ by an agent acting on behalf of the requesting Member State (under State guarantee).	☐ by an agent acting on behalf of the requesting Member State (under State guarantee). Text Origin: Commission Proposal
	Annex II, point 8., fourth subparagraph			
G 1089				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Name: _____ _____.	Name: _____ _____.	Name: _____ _____.	Name: _____ _____. Text Origin: Commission Proposal
Annex II, point 8., fifth subparagraph				
1090	Contact person: _____ _____.	Contact person: _____ _____.	Contact person: _____ _____.	Contact person: _____ _____. Text Origin: Commission Proposal
Annex II, point 8., sixth subparagraph				
1091	Phone: + _____ _____.	Phone: + _____ _____.	Phone: + _____ _____.	Phone: + _____ _____. Text Origin: Commission Proposal
Annex II, point 9.				
1092	9. Technical details of the request	9. Technical details of the request	9. Technical details of the request	9. Technical details of the request Text Origin: Commission Proposal
Annex II, point 9.(a), first subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1093	a) Volume of gas needed (total):	a) Volume of gas needed (total):	a) Volume of gas needed (total):	a) Volume of gas needed (total): Text Origin: Commission Proposal
Annex II, point 9.(a), second subparagraph				
1094	_____ kWh,	_____ kWh,	_____ kWh,	_____ kWh, Text Origin: Commission Proposal
Annex II, point 9.(a), third subparagraph				
1095	of which	of which	of which	of which Text Origin: Commission Proposal
Annex II, point 9.(b), first subparagraph				
1098	b) Delivery points (interconnectors):	b) Delivery points (interconnectors):	b) Delivery points (interconnectors):	b) Delivery points (interconnectors): Text Origin: Commission Proposal
Annex II, point 9.(b), second subparagraph				
1099	_____;	_____;	_____;	_____;

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Annex II, point 9.(b), third subparagraph			
G 1100	_____;	_____;	_____;	_____; Text Origin: Commission Proposal
	Annex II, point 9.(b), fourth subparagraph			
G 1101	_____;	_____;	_____;	_____; Text Origin: Commission Proposal
	Annex II, point 9.(b), fifth subparagraph			
G 1102	_____.	_____.	_____.	_____. Text Origin: Commission Proposal
	Annex II, point 9.(b), sixth subparagraph			
G 1103	There are limitations with regard to the delivery points:	There are limitations with regard to the delivery points:	There are limitations with regard to the delivery points:	There are limitations with regard to the delivery points: Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex II, eighth paragraph				
1104	☐ No	☐ No	☐ No	☐ No Text Origin: Commission Proposal
Annex II, ninth paragraph				
1105	☐ Yes	☐ Yes	☐ Yes	☐ Yes Text Origin: Commission Proposal
Annex II, tenth paragraph				
1106	If yes, please indicate the exact delivery points and volumes of gas needed:	If yes, please indicate the exact delivery points and volumes of gas needed:	If yes, please indicate the exact delivery points and volumes of gas needed:	If yes, please indicate the exact delivery points and volumes of gas needed: Text Origin: Commission Proposal
Annex II, eleventh paragraph				
1107	Delivery point: Volume of gas:	Delivery point: Volume of gas:	Delivery point: Volume of gas:	Delivery point: Volume of gas: Text Origin: Commission Proposal
Annex II, twelfth paragraph				
1108				

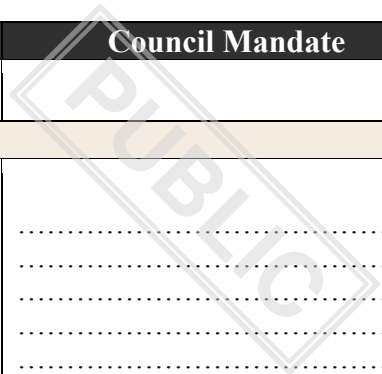


	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	kWh	kWh	kWh	kWh Text Origin: Commission Proposal
Annex II, thirteenth paragraph				
1109	kWh	kWh	kWh	kWh Text Origin: Commission Proposal
Annex II, fourteenth paragraph				
1110	kWh	kWh	kWh	kWh Text Origin: Commission Proposal
Annex II, fifteenth paragraph				
1111	kWh	kWh	kWh	kWh Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex II, sixteenth paragraph			
G 1112	Signature: _____	Signature: _____	Signature: _____	Signature: _____ Text Origin: Commission Proposal
	Annex II, Part II			
G 1113	Part II 2. Acknowledgement of receipt / request for additional information (to be filled in in English)	Part II 2. Acknowledgement of receipt / request for additional information (to be filled in in English)	Part II 2. Acknowledgement of receipt / request for additional information (to be filled in in English)	Part II 2. Acknowledgement of receipt / request for additional information (to be filled in in English) Text Origin: Commission Proposal
	Annex II, seventeenth paragraph			
G 1115	To the attention of (Competent Authority of the Requesting Member State):	To the attention of (Competent Authority of the Requesting Member State):	To the attention of (Competent Authority of the Requesting Member State):	To the attention of (Competent Authority of the Requesting Member State): Text Origin: Commission Proposal
	Annex II, eighteenth paragraph			
G 1116	On behalf of (Providing Member	On behalf of (Providing Member	On behalf of (Providing Member	On behalf of (Providing Member

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	State) I acknowledge receipt of your request for solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant).	State) I acknowledge receipt of your request for solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant).	State) I acknowledge receipt of your request for solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant).	State) I acknowledge receipt of your request for solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant). Text Origin: Commission Proposal
Annex II, nineteenth paragraph				
1117	I confirm / rectify the contact details to be used for the next steps:	I confirm / rectify the contact details to be used for the next steps:	I confirm / rectify the contact details to be used for the next steps:	I confirm / rectify the contact details to be used for the next steps: Text Origin: Commission Proposal
Annex II, twentieth paragraph				
1118	Contact person: _____ _____	Contact person: _____ _____	Contact person: _____ _____	Contact person: _____ _____ Text Origin: Commission Proposal
Annex II, twenty-first paragraph				
1119	E-mail: _____ _____	E-mail: _____ _____	E-mail: _____ _____	E-mail: _____ _____

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Annex II, twenty-firsu paragraph			
1120	Phone: + _____ _____ back-up phone: _____	Phone: + _____ _____ back-up phone: _____	Phone: + _____ _____ back-up phone: _____	Phone: + _____ _____ back-up phone: _____ Text Origin: Commission Proposal
	Annex II, twenty-firsv paragraph			
1121	Alternative instant messaging: + _____ _____	Alternative instant messaging: + _____ _____	Alternative instant messaging: + _____ _____	Alternative instant messaging: + _____ _____ Text Origin: Commission Proposal
	Annex II, twenty-firsw paragraph			
1122	(If request is incomplete/contains errors or omissions) After verification, it seems that your request is incomplete / contains the following errors / missing information:	(If request is incomplete/contains errors or omissions) After verification, it seems that your request is incomplete / contains the following errors / missing information:	(If request is incomplete/contains errors or omissions) After verification, it seems that your request is incomplete / contains the following errors / missing information:	(If request is incomplete/contains errors or omissions) After verification, it seems that your request is incomplete / contains the following errors / missing information: Text Origin: Commission Proposal



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex II, twenty-firsx paragraph			
G 1123	..... ..... ..... ..... .....	..... ..... ..... ..... .....	..... ..... ..... ..... .....	..... ..... ..... ..... ..... Text Origin: Commission Proposal
	Annex II, twenty-firsz paragraph			
G 1125	Done on (date) at (time)	Done on (date) at (time)	Done on (date) at (time)	Done on (date) at (time) Text Origin: Commission Proposal
	Annex II, twenty-firta paragraph			
G 1126	Signature:	Signature:	Signature:	Signature: Text Origin: Commission Proposal
	Annex II, Part III			
G 1127				G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Part III 3. Solidarity offer (to be filled in in English)	Part III 3. Solidarity offer (to be filled in in English)	Part III 3. Solidarity offer (to be filled in in English)	Part III 3. Solidarity offer (to be filled in in English) Text Origin: Commission Proposal
Annex II, Table 3, Column 1, Row 1				
1128	Instructions: (1) To be sent at the latest 11 hours before start of the delivery day (save force majeure). (2) The solidarity offer shall include primarily gas offers based on voluntary measures ('Primary offers'). In addition, should the primary offers not be enough to cover the volumes stated in the solidarity request, the solidarity offer shall include additional gas offers ('Secondary offers'), based on mandatory measures. Should the primary offers from other Providing Member States (if relevant) not sufficient to cover the request for solidarity, (the competent authority of the providing Member State) shall be ready to activate non-market based measures and supply the missing volumes. (3)The compensation pursuant to	Instructions: (1) To be sent at the latest 11 hours before start of the delivery day (save force majeure). (2) The solidarity offer shall include primarily gas offers based on voluntary measures ('Primary offers'). In addition, should the primary offers not be enough to cover the volumes stated in the solidarity request, the solidarity offer shall include additional gas offers ('Secondary offers'), based on mandatory measures. Should the primary offers from other Providing Member States (if relevant) not sufficient to cover the request for solidarity, (the competent authority of the providing Member State) shall be ready to activate non-market based measures and supply the missing volumes. (3)The compensation pursuant to	Instructions: (1) To be sent at the latest 11 hours before start of the delivery day (save force majeure). (2) The solidarity offer shall include primarily gas offers based on voluntary measures ('Primary offers'). In addition, should the primary offers not be enough to cover the volumes stated in the solidarity request, the solidarity offer shall include additional gas offers ('Secondary offers'), based on mandatory measures. Should the primary offers from other Providing Member States (if relevant) not sufficient to cover the request for solidarity, (the competent authority of the providing Member State) shall be ready to activate non-market based measures and supply the missing volumes. (3)The compensation pursuant to	Instructions: (1) To be sent at the latest 11 hours before start of the delivery day (save force majeure). (2) The solidarity offer shall include primarily gas offers based on voluntary measures ('Primary offers'). In addition, should the primary offers not be enough to cover the volumes stated in the solidarity request, the solidarity offer shall include additional gas offers ('Secondary offers'), based on mandatory measures. Should the primary offers from other Providing Member States (if relevant) not sufficient to cover the request for solidarity, (the competent authority of the providing Member State) shall be ready to activate non-market based measures and supply the missing volumes. (3)The compensation pursuant to

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 13(8) for solidarity gas based on voluntary measures shall include the gas price (as resulting from contract clauses, tenders or other market based mechanism applied) and the transmission costs to the delivery point. This compensation shall be paid directly by the Requesting Member State to the gas supplier(s) of the Providing party. (4) The compensation (to be paid to the Providing Member State) pursuant to Article 13(8) for the provision of solidarity gas based on mandatory measures shall include: a. the gas price, which corresponds to the last available spot market price, for the relevant gas quality, on the exchange of the providing Member State at the date of the provision of the solidarity measure; if several exchanges in the territory of the providing Member State, it corresponds to the arithmetic mean of the last available spot market prices on all the exchanges; if the absence of an exchange in the territory of the providing Member State, it corresponds to the arithmetic mean of the last available spot market prices on all exchanges in the territory of the	Article 13(8) for solidarity gas based on voluntary measures shall include the gas price (as resulting from contract clauses, tenders or other market based mechanism applied) and the transmission costs to the delivery point. This compensation shall be paid directly by the Requesting Member State to the gas supplier(s) of the Providing party. (4) The compensation (to be paid to the Providing Member State) pursuant to Article 13(8) for the provision of solidarity gas based on mandatory measures shall include: a. the gas price, which corresponds to the last available spot market price, for the relevant gas quality, on the exchange of the providing Member State at the date of the provision of the solidarity measure; if several exchanges in the territory of the providing Member State, it corresponds to the arithmetic mean of the last available spot market prices on all the exchanges; if the absence of an exchange in the territory of the providing Member State, it corresponds to the arithmetic mean of the last available spot market prices on all exchanges in the territory of the	Article 13(8) for solidarity gas based on voluntary measures shall include the gas price (as resulting from contract clauses, tenders or other market based mechanism applied) and the transmission costs to the delivery point. This compensation shall be paid directly by the Requesting Member State to the gas supplier(s) of the Providing party. (4) The compensation (to be paid to the Providing Member State) pursuant to Article 13(8) for the provision of solidarity gas based on mandatory measures shall include: a. the gas price, which corresponds to the last available spot market price, for the relevant gas quality, on the exchange of the providing Member State at the date of the provision of the solidarity measure; if several exchanges in the territory of the providing Member State, it corresponds to the arithmetic mean of the last available spot market prices on all the exchanges; if the absence of an exchange in the territory of the providing Member State, it corresponds to the arithmetic mean of the last available spot market prices on all	Article 13(8) for solidarity gas based on voluntary measures shall include the gas price (as resulting from contract clauses, tenders or other market based mechanism applied) and the transmission costs to the delivery point. This compensation shall be paid directly by the Requesting Member State to the gas supplier(s) of the Providing party. (4) The compensation (to be paid to the Providing Member State) pursuant to Article 13(8) for the provision of solidarity gas based on mandatory measures shall include: a. the gas price, which corresponds to the last available spot market price, for the relevant gas quality, on the exchange of the providing Member State at the date of the provision of the solidarity measure; if several exchanges in the territory of the providing Member State, it corresponds to the arithmetic mean of the last available spot market prices on all the exchanges; if the absence of an exchange in the territory of the providing Member State, it corresponds to the arithmetic mean of the last available spot market prices on all exchanges in the territory of the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Union. b. any compensation to be paid by the Providing Member State to affected third parties on the basis of the relevant laws and regulations as a result of the mandatory measure, including, if appropriate, any related non-judicial and judicial procedural costs, and c. the transport costs to the delivery point. (4) The providing Member State shall bear the transport risk for the transport to the delivery point. (5) The requesting Member State shall ensure that the gas volumes provided at the agreed delivery points are taken off. The compensation for the solidarity measures will be due irrespective of the actual take-off of the gas volumes provided in line with the contract.	Union. b. any compensation to be paid by the Providing Member State to affected third parties on the basis of the relevant laws and regulations as a result of the mandatory measure, including, if appropriate, any related non-judicial and judicial procedural costs, and c. the transport costs to the delivery point. (4) The providing Member State shall bear the transport risk for the transport to the delivery point. (5) The requesting Member State shall ensure that the gas volumes provided at the agreed delivery points are taken off. The compensation for the solidarity measures will be due irrespective of the actual take-off of the gas volumes provided in line with the contract.	exchanges in the territory of the Union. b. any compensation to be paid by the Providing Member State to affected third parties on the basis of the relevant laws and regulations as a result of the mandatory measure, including, if appropriate, any related non-judicial and judicial procedural costs, and c. the transport costs to the delivery point. (4) The providing Member State shall bear the transport risk for the transport to the delivery point. (5) The requesting Member State shall ensure that the gas volumes provided at the agreed delivery points are taken off. The compensation for the solidarity measures will be due irrespective of the actual take-off of the gas volumes provided in line with the contract.	Union. b. any compensation to be paid by the Providing Member State to affected third parties on the basis of the relevant laws and regulations as a result of the mandatory measure, including, if appropriate, any related non-judicial and judicial procedural costs, and c. the transport costs to the delivery point. (4) The providing Member State shall bear the transport risk for the transport to the delivery point. (5) The requesting Member State shall ensure that the gas volumes provided at the agreed delivery points are taken off. The compensation for the solidarity measures will be due irrespective of the actual take-off of the gas volumes provided in line with the contract. Text Origin: Commission Proposal
Annex II, twenty-fifth paragraph				
1129	Date Time.....	Date Time.....	Date Time.....	Date Time..... Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex II, twenty-first paragraph			
1130	To the attention of (Competent Authority of the Requesting Member State).	To the attention of (Competent Authority of the Requesting Member State).	To the attention of (Competent Authority of the Requesting Member State).	To the attention of (Competent Authority of the Requesting Member State). Text Origin: Commission Proposal
	Annex II, point 10.			
1131	10. Following your request for solidarity, measures under Article 13(1) and Article 13(2) (delete the latter if not relevant), received on (date) at (time), (the competent authority of the providing Member State) transmits you the following offer(s):	10. Following your request for solidarity, measures under Article 13(1) and Article 13(2) (delete the latter if not relevant), received on (date) at (time), (the competent authority of the providing Member State) transmits you the following offer(s):	10. Following your request for solidarity, measures under Article 13(1) and Article 13(2) (delete the latter if not relevant), received on (date) at (time), (the competent authority of the providing Member State) transmits you the following offer(s):	10. Following your request for solidarity, measures under Article 13(1) and Article 13(2) (delete the latter if not relevant), received on (date) at (time), (the competent authority of the providing Member State) transmits you the following offer(s): Text Origin: Commission Proposal
	Annex II, point 11.			
1132	11. Information on the gas providing party	11. Information on the gas providing party	11. Information on the gas providing party	11. Information on the gas providing party Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex II, point 11.(a), first subparagraph				
1133	a. Gas supplier / market participant signing the contract (for voluntary measures / if relevant)	a. Gas supplier / market participant signing the contract (for voluntary measures / if relevant)	a. Gas supplier / market participant signing the contract (for voluntary measures / if relevant)	a. Gas supplier / market participant signing the contract (for voluntary measures / if relevant) Text Origin: Commission Proposal
Annex II, point 11.(a), second subparagraph				
1134	Contact person: _____	Contact person: _____	Contact person: _____	Contact person: _____
	–	–	–	– Text Origin: Commission Proposal
Annex II, point 11.(a), third subparagraph				
1135	Phone: + _____	Phone: + _____	Phone: + _____	Phone: + _____
	_____	_____	_____	_____ Text Origin: Commission Proposal
Annex II, point 11.(b), first subparagraph				
1136	b. Contracting competent authority	b. Contracting competent authority	b. Contracting competent authority	b. Contracting competent authority Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex II, point 11.(b), second subparagraph			
G 1137	Contact person: _____ –	Contact person: _____ –	Contact person: _____ –	Contact person: _____ – Text Origin: Commission Proposal
	Annex II, point 11.(b), third subparagraph			
G 1138	Phone: +_____ _____	Phone: +_____ _____	Phone: +_____ _____	Phone: +_____ _____ Text Origin: Commission Proposal
	Annex II, point 11.(c), first subparagraph			
G 1139	c. Responsible TSO:	c. Responsible TSO:	c. Responsible TSO:	c. Responsible TSO: Text Origin: Commission Proposal
	Annex II, point 11.(c), second subparagraph			
G 1140	_____ _____	_____ _____	_____ _____	_____ _____ Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex II, point 11.(c), third subparagraph				
G 1141	Contact person: _____	Contact person: _____	Contact person: _____	Contact person: _____ Text Origin: Commission Proposal
Annex II, point 11.(c), fourth subparagraph				
G 1142	Phone: + _____ _____	Phone: + _____ _____	Phone: + _____ _____	Phone: + _____ _____ Text Origin: Commission Proposal
Annex II, point 11.(d), first subparagraph				
G 1143	d. Responsible market area manager (where relevant):	d. Responsible market area manager (where relevant):	d. Responsible market area manager (where relevant):	d. Responsible market area manager (where relevant): Text Origin: Commission Proposal
Annex II, point 11.(d), second subparagraph				
G 1144	_____ _____	_____ _____	_____ _____	_____ _____

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex II, point 11.(d), third subparagraph				
1145	Contact person: _____	Contact person: _____	Contact person: _____	Contact person: _____ Text Origin: Commission Proposal
Annex II, point 11.(d), fourth subparagraph				
1146	Phone + _____	Phone + _____	Phone + _____	Phone + _____ Text Origin: Commission Proposal
Annex II, point 12.				
1147	12. Primary offers – based on voluntary measures ('market based')	12. Primary offers – based on voluntary measures ('market based')	12. Primary offers – based on voluntary measures ('market based')	12. Primary offers – based on voluntary measures ('market based') Text Origin: Commission Proposal
Annex II, point 12.(a), first subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1148	a. Volume of gas (total):	a. Volume of gas (total):	a. Volume of gas (total):	a. Volume of gas (total): Text Origin: Commission Proposal
Annex II, point 12.(a), second subparagraph				
1149	_____ kWh, of which	_____ kWh, of which	_____ kWh, of which	_____ kWh, of which Text Origin: Commission Proposal
Annex II, point 12.(b), first subparagraph				
1152	b. Period of supply:	b. Period of supply:	b. Period of supply:	b. Period of supply: Text Origin: Commission Proposal
Annex II, point 12.(b), second subparagraph				
1153	_____ _____	_____ _____	_____ _____	_____ _____ Text Origin: Commission Proposal
Annex II, point 12.(c), first subparagraph				
1154	c. Maximum transport capacity:	c. Maximum transport capacity:	c. Maximum transport capacity:	c. Maximum transport capacity:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Annex II, point 12.(c), second subparagraph			
G 1155	_____ kWh/h, of which	_____ kWh/h, of which	_____ kWh/h, of which	_____ kWh/h, of which Text Origin: Commission Proposal
	Annex II, point 12.(c), third subparagraph			
G 1156	firm capacity: _____ kWh/h;	firm capacity: _____ kWh/h;	firm capacity: _____ kWh/h;	firm capacity: _____ kWh/h; Text Origin: Commission Proposal
	Annex II, point 12.(c), fourth subparagraph			
G 1157	interruptible capacity: _____ kWh/h.	interruptible capacity: _____ kWh/h.	interruptible capacity: _____ kWh/h.	interruptible capacity: _____ kWh/h. Text Origin: Commission Proposal
	Annex II, point 12.(d), first subparagraph			
G 1158				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	d. Delivery points (interconnectors):	d. Delivery points (interconnectors):	d. Delivery points (interconnectors):	d. Delivery points (interconnectors): Text Origin: Commission Proposal
Annex II, point 12.(d), second subparagraph				
1159	Delivery point Firm transport capacity Interruptible transport capacity	Delivery point Firm transport capacity Interruptible transport capacity	Delivery point Firm transport capacity Interruptible transport capacity	Delivery point Firm transport capacity Interruptible transport capacity Text Origin: Commission Proposal
Annex II, point 12.(d), third subparagraph				
1160	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h Text Origin: Commission Proposal
Annex II, point 12.(d), fourth subparagraph				
1161	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex II, point 12.(d), fifth subparagraph				
1162	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h Text Origin: Commission Proposal
Annex II, point 12.(d), sixth subparagraph				
1163	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h Text Origin: Commission Proposal
Annex II, point 12.(d), seventh subparagraph				
1164	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h Text Origin: Commission Proposal
Annex II, point 12.(e), first subparagraph				
1165	e. Reference to capacity booking platform:	e. Reference to capacity booking platform:	e. Reference to capacity booking platform:	e. Reference to capacity booking platform: Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex II, point 12.(e), second subparagraph				
1166				Text Origin: Commission Proposal
Annex II, point 12.(f), first subparagraph				
1167	f. Estimated compensation for the voluntary measure:	f. Estimated compensation for the voluntary measure:	f. Estimated compensation for the voluntary measure:	f. Estimated compensation for the voluntary measure: Text Origin: Commission Proposal
Annex II, point 12.(f), second subparagraph				
1168	gas price: EUR;	gas price: EUR;	gas price: EUR;	gas price: EUR; Text Origin: Commission Proposal
Annex II, point 12.(f), third subparagraph				
1169	other costs: EUR (please specify)	other costs: EUR (please specify)	other costs: EUR (please specify)	other costs: EUR (please specify) Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex II, point 12.(g), first subparagraph				
1170	g. Payment details:	g. Payment details:	g. Payment details:	g. Payment details: Text Origin: Commission Proposal
Annex II, point 12.(g), second subparagraph				
1171	Recipient: _____	Recipient: _____	Recipient: _____	Recipient: _____ Text Origin: Commission Proposal
Annex II, point 12.(g), third subparagraph				
1172	Bank details: _____	Bank details: _____	Bank details: _____	Bank details: _____ Text Origin: Commission Proposal
Annex II, point 13.				
1173	13. Secondary offers – based on mandatory measures (‘non-market based’)	13. Secondary offers – based on mandatory measures (‘non-market based’)	13. Secondary offers – based on mandatory measures (‘non-market based’)	13. Secondary offers – based on mandatory measures (‘non-market based’) Text Origin: Commission Proposal
Annex II, point 13.(a), first subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1174	a. Volume of gas (total):	a. Volume of gas (total):	a. Volume of gas (total):	a. Volume of gas (total): Text Origin: Commission Proposal
Annex II, point 13.(a), second subparagraph				
1175	_____ kWh, of which	_____ kWh, of which	_____ kWh, of which	_____ kWh, of which Text Origin: Commission Proposal
Annex II, point 13.(b), first subparagraph				
1178	b. Period of supply:	b. Period of supply:	b. Period of supply:	b. Period of supply: Text Origin: Commission Proposal
Annex II, point 13.(b), second subparagraph				
1179	_____	_____	_____	_____ Text Origin: Commission Proposal
Annex II, point 13.(c), first subparagraph				
1180	c. Maximum transport capacity:	c. Maximum transport capacity:	c. Maximum transport capacity:	c. Maximum transport capacity:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Annex II, point 13.(c), second subparagraph			
G 1181	_____ kWh/h, of which	_____ kWh/h, of which	_____ kWh/h, of which	_____ kWh/h, of which Text Origin: Commission Proposal
	Annex II, point 13.(c), third subparagraph			
G 1182	firm capacity: _____ kWh/h;	firm capacity: _____ kWh/h;	firm capacity: _____ kWh/h;	firm capacity: _____ kWh/h; Text Origin: Commission Proposal
	Annex II, point 13.(c), fourth subparagraph			
G 1183	interruptible capacity: _____ kWh/h.	interruptible capacity: _____ kWh/h.	interruptible capacity: _____ kWh/h.	interruptible capacity: _____ kWh/h. Text Origin: Commission Proposal
	Annex II, point 13.(d), first subparagraph			
G 1184				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	d. Delivery points (interconnectors):	d. Delivery points (interconnectors):	d. Delivery points (interconnectors):	d. Delivery points (interconnectors): Text Origin: Commission Proposal
Annex II, point 13.(d), second subparagraph				
1185	Delivery point Firm transport capacity Interruptible transport capacity	Delivery point Firm transport capacity Interruptible transport capacity	Delivery point Firm transport capacity Interruptible transport capacity	Delivery point Firm transport capacity Interruptible transport capacity Text Origin: Commission Proposal
Annex II, point 13.(d), third subparagraph				
1186	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h Text Origin: Commission Proposal
Annex II, point 13.(d), fourth subparagraph				
1187	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h	_____ _____ _____ kWh/h kWh/h Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex II, point 13.(d), fifth subparagraph				
1188	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h Text Origin: Commission Proposal
Annex II, point 13.(d), sixth subparagraph				
1189	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h Text Origin: Commission Proposal
Annex II, point 13.(d), seventh subparagraph				
1190	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h	_____ kWh/h _____ kWh/h Text Origin: Commission Proposal
Annex II, point 13.(e), first subparagraph				
1191	e. Reference to capacity booking platform:	e. Reference to capacity booking platform:	e. Reference to capacity booking platform:	e. Reference to capacity booking platform: Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex II, point 13.(e), second subparagraph				
1192				Text Origin: Commission Proposal
Annex II, point 13.(f), first subparagraph				
1193	f. Likely costs of mandatory measures:	f. Likely costs of mandatory measures:	f. Likely costs of mandatory measures:	f. Likely costs of mandatory measures: Text Origin: Commission Proposal
Annex II, point 13.(f), second subparagraph				
1194	estimated price of gas per kWh: EUR;	estimated price of gas per kWh: EUR;	estimated price of gas per kWh: EUR;	estimated price of gas per kWh: EUR; Text Origin: Commission Proposal
Annex II, point 13.(f), fourth subparagraph				
1196	estimated amount of compensation payments to sectors of the economy of the providing Member State affected by reductions in	estimated amount of compensation payments to sectors of the economy of the providing Member State affected by reductions in	estimated amount of compensation payments to sectors of the economy of the providing Member State affected by reductions in	estimated amount of compensation payments to sectors of the economy of the providing Member State affected by reductions in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	supply:	supply:	supply:	supply: Text Origin: Commission Proposal
Annex II, twenty-first paragraph				
1197	_____ _ EUR.	_____ _ EUR.	_____ _ EUR.	_____ _ EUR. Text Origin: Commission Proposal
Annex II, twenty-second paragraph				
1198	g. Payment details:	g. Payment details:	g. Payment details:	g. Payment details: Text Origin: Commission Proposal
Annex II, h paragraph				
1199	Recipient: _____	Recipient: _____	Recipient: _____	Recipient: _____ Text Origin: Commission Proposal
Annex II, i paragraph				
1200	Bank details: _____	Bank details: _____	Bank details: _____	Bank details: _____

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex II, II paragraph				
1201	Done on (date) at (time)	Done on (date) at (time)	Done on (date) at (time)	Done on (date) at (time) Text Origin: Commission Proposal
Annex II, III paragraph				
1202	Signature:	Signature:	Signature:	Signature: Text Origin: Commission Proposal
Annex II, Part IV				
1203	Part IV 4. Acknowledgement of receipt of the solidarity offer (to be filled in in English)	Part IV 4. Acknowledgement of receipt of the solidarity offer (to be filled in in English)	Part IV 4. Acknowledgement of receipt of the solidarity offer (to be filled in in English)	Part IV 4. Acknowledgement of receipt of the solidarity offer (to be filled in in English) Text Origin: Commission Proposal
Annex II, IV paragraph				
1205	To the attention of (Competent	To the attention of (Competent	To the attention of (Competent	To the attention of (Competent

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Authority of the Providing Member State).	Authority of the Providing Member State).	Authority of the Providing Member State).	Authority of the Providing Member State). Text Origin: Commission Proposal
Annex II, V paragraph				
1206	On behalf of (Requesting Member State), I acknowledge receipt of your solidarity offer received on (date)....., at (time).	On behalf of (Requesting Member State), I acknowledge receipt of your solidarity offer received on (date)....., at (time).	On behalf of (Requesting Member State), I acknowledge receipt of your solidarity offer received on (date)....., at (time).	On behalf of (Requesting Member State), I acknowledge receipt of your solidarity offer received on (date)....., at (time). Text Origin: Commission Proposal
Annex II, VI paragraph				
1207	(Competent Authority of the Requesting Party)	(Competent Authority of the Requesting Party)	(Competent Authority of the Requesting Party)	(Competent Authority of the Requesting Party) Text Origin: Commission Proposal
Annex II, VII paragraph				
1208	Contact person:	Contact person:	Contact person:	Contact person: Text Origin: Commission Proposal
Annex II, VIII paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1209	Phone: + ...	Phone: + ...	Phone: + ...	Phone: + ... Text Origin: Commission Proposal
Annex II, IX paragraph				
1210	Done on (date) at (time)	Done on (date) at (time)	Done on (date) at (time)	Done on (date) at (time) Text Origin: Commission Proposal
Annex II, X paragraph				
1211	Signature:	Signature:	Signature:	Signature: Text Origin: Commission Proposal
Annex II, Part V				
1212	Part V 5. Acceptance / refusal of solidarity offers based on voluntary measures (to be filled in in English)	Part V 5. Acceptance / refusal of solidarity offers based on voluntary measures (to be filled in in English)	Part V 5. Acceptance / refusal of solidarity offers based on voluntary measures (to be filled in in English)	Part V 5. Acceptance / refusal of solidarity offers based on voluntary measures (to be filled in in English) Text Origin: Commission Proposal
Annex II, Table 5, Column 1, Row 1				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1213	Instructions: (1) To be sent within 2 hours of receipt of the offer. (2) If offer is accepted in full, the acceptance shall reproduce the exact terms of the offer, as received from the Providing Member State. Partial acceptance of the offer may only relate to the volumes to be provided.	Instructions: (1) To be sent within 2 hours of receipt of the offer. (2) If offer is accepted in full, the acceptance shall reproduce the exact terms of the offer, as received from the Providing Member State. Partial acceptance of the offer may only relate to the volumes to be provided.	Instructions: (1) To be sent within 2 hours of receipt of the offer. (2) If offer is accepted in full, the acceptance shall reproduce the exact terms of the offer, as received from the Providing Member State. Partial acceptance of the offer may only relate to the volumes to be provided.	Instructions: (1) To be sent within 2 hours of receipt of the offer. (2) If offer is accepted in full, the acceptance shall reproduce the exact terms of the offer, as received from the Providing Member State. Partial acceptance of the offer may only relate to the volumes to be provided. Text Origin: Commission Proposal
Annex II, XI paragraph				
1214	Date Time 	Date Time 	Date Time 	Date Time Text Origin: Commission Proposal
Annex II, point 14.				
1215	14. On behalf of (Requesting Member State), I (fully / partially) accept / refuse the offer made by (Providing Member State) on (date) at (time) in implementation of solidarity measures under Article 13(1) and Article 13(2)	14. On behalf of (Requesting Member State), I (fully / partially) accept / refuse the offer made by (Providing Member State) on (date) at (time) in implementation of solidarity measures under Article 13(1) and Article 13(2)	14. On behalf of (Requesting Member State), I (fully / partially) accept / refuse the offer made by (Providing Member State) on (date) at (time) in implementation of solidarity measures under Article 13(1) and Article 13(2)	14. On behalf of (Requesting Member State), I (fully / partially) accept / refuse the offer made by (Providing Member State) on (date) at (time) in implementation of solidarity measures under Article 13(1) and Article 13(2)

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(delete the latter if not relevant).	(delete the latter if not relevant).	(delete the latter if not relevant).	(delete the latter if not relevant). Text Origin: Commission Proposal
Annex II, point 15., first subparagraph				
1216	2. Competent authority of requesting Member State:	2. Competent authority of requesting Member State:	2. Competent authority of requesting Member State:	2. Competent authority of requesting Member State: Text Origin: Commission Proposal
Annex II, point 15., second subparagraph				
1217	_____ _____ _____	_____ _____ _____	_____ _____ _____	_____ _____ _____ Text Origin: Commission Proposal
Annex II, point 15., third subparagraph				
1218	Contact person: _____ _____	Contact person: _____ _____	Contact person: _____ _____	Contact person: _____ _____ Text Origin: Commission Proposal
Annex II, point 15., fourth subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1219	Phone: + _____ _____	Phone: + _____ _____	Phone: + _____ _____	Phone: + _____ _____ Text Origin: Commission Proposal
Annex II, point 16., first subparagraph				
1220	3. Responsible TSO in requesting Member State:	3. Responsible TSO in requesting Member State:	3. Responsible TSO in requesting Member State:	3. Responsible TSO in requesting Member State: Text Origin: Commission Proposal
Annex II, point 16., second subparagraph				
1221	_____ _____ _____	_____ _____ _____	_____ _____ _____	_____ _____ _____ Text Origin: Commission Proposal
Annex II, point 16., third subparagraph				
1222	Contact person: _____	Contact person: _____	Contact person: _____	Contact person: _____ Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex II, point 16., fourth subparagraph			
G 1223	Phone: + _____ _____	Phone: + _____ _____	Phone: + _____ _____	Phone: + _____ _____ Text Origin: Commission Proposal
	Annex II, point 17., first subparagraph			
G 1224	4. Responsible market area manager in requesting Member State (where relevant):	4. Responsible market area manager in requesting Member State (where relevant):	4. Responsible market area manager in requesting Member State (where relevant):	4. Responsible market area manager in requesting Member State (where relevant): Text Origin: Commission Proposal
	Annex II, point 17., second subparagraph			
G 1225	_____ _____ _____	_____ _____ _____	_____ _____ _____	_____ _____ _____ Text Origin: Commission Proposal
	Annex II, point 17., third subparagraph			
G 1226	Contact person: _____	Contact person: _____	Contact person: _____	Contact person: _____ Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex II, point 17., fourth subparagraph				
1227	Phone + _____	Phone + _____	Phone + _____	Phone + _____ Text Origin: Commission Proposal
Annex II, point 18., first subparagraph				
1228	5. Accepted primary offer(s), based on voluntary measures (please reproduce the exact terms of the 'Primary offer(s)', as accepted):	5. Accepted primary offer(s), based on voluntary measures (please reproduce the exact terms of the 'Primary offer(s)', as accepted):	5. Accepted primary offer(s), based on voluntary measures (please reproduce the exact terms of the 'Primary offer(s)', as accepted):	5. Accepted primary offer(s), based on voluntary measures (please reproduce the exact terms of the 'Primary offer(s)', as accepted): Text Origin: Commission Proposal
Annex II, point 18., second subparagraph				
1229	..... ..... .....	..... ..... .....	..... ..... .....	..... ..... ..... Text Origin: Commission Proposal
Annex II, point 18., third subparagraph				
1230				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Done on (date) at (time) Text Origin: Commission Proposal	Done on (date) at (time) 	Done on (date) at (time) 	Done on (date) at (time) Text Origin: Commission Proposal
Annex II, point 18., fourth subparagraph				
1231	Signature: Text Origin: Commission Proposal	Signature: 	Signature: 	Signature: Text Origin: Commission Proposal
Annex II, Part VI				
1232	Part VI 6. Acceptance of solidarity offers based on mandatory measures (to be filled in in English) Text Origin: Commission Proposal	Part VI 6. Acceptance of solidarity offers based on mandatory measures (to be filled in in English) 	Part VI 6. Acceptance of solidarity offers based on mandatory measures (to be filled in in English) 	Part VI 6. Acceptance of solidarity offers based on mandatory measures (to be filled in in English) Text Origin: Commission Proposal
Annex II, XII paragraph				
1234	Date Time Text Origin: Commission Proposal	Date Time 	Date Time 	Date Time Text Origin: Commission Proposal
Annex II, point 19.				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1235	19. On behalf of (Requesting Member State), I (fully / partially) accept / refuse the offer made by (Providing Member State) on (date) at (time) in implementation of solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant).	19. On behalf of (Requesting Member State), I (fully / partially) accept / refuse the offer made by (Providing Member State) on (date) at (time) in implementation of solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant).	19. On behalf of (Requesting Member State), I (fully / partially) accept / refuse the offer made by (Providing Member State) on (date) at (time) in implementation of solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant).	19. On behalf of (Requesting Member State), I (fully / partially) accept / refuse the offer made by (Providing Member State) on (date) at (time) in implementation of solidarity measures under Article 13(1) and Article 13(2) (delete the latter if not relevant). Text Origin: Commission Proposal
Annex II, point 20., first subparagraph				
1236	2. Competent authority of requesting Member State:	2. Competent authority of requesting Member State:	2. Competent authority of requesting Member State:	2. Competent authority of requesting Member State: Text Origin: Commission Proposal
Annex II, point 20., second subparagraph				
1237	_____	_____	_____	_____
	_____	_____	_____	_____
	_____	_____	_____	_____
				Text Origin: Commission Proposal
Annex II, point 20., third subparagraph				
1238				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Contact person: _____ _____	Contact person: _____ _____	Contact person: _____ _____	Contact person: _____ _____
	Text Origin: Commission Proposal			
Annex II, point 20., fourth subparagraph				
1239	Phone: + _____ _____	Phone: + _____ _____	Phone: + _____ _____	Phone: + _____ _____
	Text Origin: Commission Proposal			
Annex II, point 21., first subparagraph				
1240	3. Responsible TSO in requesting Member State:	3. Responsible TSO in requesting Member State:	3. Responsible TSO in requesting Member State:	3. Responsible TSO in requesting Member State:
	Text Origin: Commission Proposal			
Annex II, point 21., second subparagraph				
1241	_____ _____ _____	_____ _____ _____	_____ _____ _____	_____ _____ _____
	Text Origin: Commission Proposal			

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex II, point 21., third subparagraph				
1242	Contact person: _____	Contact person: _____	Contact person: _____	Contact person: _____ Text Origin: Commission Proposal
Annex II, point 21., fourth subparagraph				
1243	Phone: +_____ _____	Phone: +_____ _____	Phone: +_____ _____	Phone: +_____ _____ Text Origin: Commission Proposal
Annex II, point 22., first subparagraph				
1244	4. Responsible market area manager in requesting Member State (where relevant):	4. Responsible market area manager in requesting Member State (where relevant):	4. Responsible market area manager in requesting Member State (where relevant):	4. Responsible market area manager in requesting Member State (where relevant): Text Origin: Commission Proposal
Annex II, point 22., second subparagraph				
1245	_____ _____ _____	_____ _____ _____	_____ _____ _____	_____ _____ _____ Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex II, point 22., third subparagraph				
1246	Contact person: _____	Contact person: _____	Contact person: _____	Contact person: _____ Text Origin: Commission Proposal
Annex II, point 22., fourth subparagraph				
1247	Phone + _____	Phone + _____	Phone + _____	Phone + _____ Text Origin: Commission Proposal
Annex II, point 23., first subparagraph				
1248	5. Accepted secondary offer, based on mandatory measures (please reproduce the exact wording of the 'secondary offer', as received from the Providing Member State).	5. Accepted secondary offer, based on mandatory measures (please reproduce the exact wording of the 'secondary offer', as received from the Providing Member State).	5. Accepted secondary offer, based on mandatory measures (please reproduce the exact wording of the 'secondary offer', as received from the Providing Member State).	5. Accepted secondary offer, based on mandatory measures (please reproduce the exact wording of the 'secondary offer', as received from the Providing Member State). Text Origin: Commission Proposal
Annex II, point 23., second subparagraph				
1249				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	..... ..... .....	..... ..... .....	..... ..... .....	..... ..... ..... Text Origin: Commission Proposal
Annex II, point 24.				
1250	24. Additional information on the acceptance of secondary offers:	24. Additional information on the acceptance of secondary offers:	24. Additional information on the acceptance of secondary offers:	24. Additional information on the acceptance of secondary offers: Text Origin: Commission Proposal
Annex II, point 24.(a), first subparagraph				
1251	(a) short description of offers based on voluntary measures received from other Providing Member States:	(a) short description of offers based on voluntary measures received from other Providing Member States:	(a) short description of offers based on voluntary measures received from other Providing Member States:	(a) short description of offers based on voluntary measures received from other Providing Member States: Text Origin: Commission Proposal
Annex II, point 24.(a), second subparagraph				
1252	..... ..... .....	..... ..... .....	..... ..... .....	..... ..... ..... Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex II, point 24.(b), first subparagraph			
G 1253	(b) have these offers been accepted? If not, state the reasons:	(b) have these offers been accepted? If not, state the reasons:	(b) have these offers been accepted? If not, state the reasons:	(b) have these offers been accepted? If not, state the reasons: Text Origin: Commission Proposal
	Annex II, point 24.(b), second subparagraph			
G 1254	..... ..... .....	..... ..... .....	..... ..... .....	..... ..... ..... Text Origin: Commission Proposal
	Annex II, point 24.(c), first subparagraph			
G 1255	(c) short description of offers based on mandatory measures received from other Providing Member States:	(c) short description of offers based on mandatory measures received from other Providing Member States:	(c) short description of offers based on mandatory measures received from other Providing Member States:	(c) short description of offers based on mandatory measures received from other Providing Member States: Text Origin: Commission Proposal
	Annex II, point 24.(c), second subparagraph			
G 1256	.....	.....	.....	.....

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	..... .....	..... .....	..... .....	..... ..... Text Origin: Commission Proposal
Annex II, point 24.(d), first subparagraph				
1257	(d) have these offers been accepted? If not, state the reasons:	(d) have these offers been accepted? If not, state the reasons:	(d) have these offers been accepted? If not, state the reasons:	(d) have these offers been accepted? If not, state the reasons: Text Origin: Commission Proposal
Annex II, point 24.(d), second subparagraph				
1258	..... ..... .....	..... ..... .....	..... ..... .....	..... ..... ..... Text Origin: Commission Proposal
Annex II, point 24.(d), third subparagraph				
1259	Done on (date) at (time)	Done on (date) at (time)	Done on (date) at (time)	Done on (date) at (time) Text Origin: Commission Proposal
Annex II, point 24.(d), fourth subparagraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1260	Signature	Signature	Signature	Signature Text Origin: Commission Proposal
Annex III				
1261	Annex III	Annex III	Annex III	Annex III Text Origin: Commission Proposal
Annex III, first paragraph				
1262	Repealed Regulation with list of the successive amendments thereto	Repealed Regulation with list of the successive amendments thereto	Repealed Regulation with list of the successive amendments thereto	Repealed Regulation with list of the successive amendments thereto Text Origin: Commission Proposal
Annex III, Table 8, Column 1, Row 1				
1263	Regulation (EC) No 715/2009 of the European Parliament and of the Council (OJ L 211, 14.8.2009, p. 36)	Regulation (EC) No 715/2009 of the European Parliament and of the Council (OJ L 211, 14.8.2009, p. 36)		Regulation (EC) No 715/2009 of the European Parliament and of the Council (OJ L 211, 14.8.2009, p. 36) Text Origin: Commission Proposal
Annex III, Table 8, Column 2, Row 2				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1269	Commission Decision 2010/685/EU (OJ L 293, 11.11.2010, p. 67)	Commission Decision 2010/685/EU (OJ L 293, 11.11.2010, p. 67)	Commission Decision 2010/685/EU (OJ L 293, 11.11.2010, p. 67)	Commission Decision 2010/685/EU (OJ L 293, 11.11.2010, p. 67) Text Origin: Commission Proposal
Annex III, Table 8, Column 2, Row 3				
1270	Commission Decision 2012/490/ EU (OJ L 231, 28.8.2012, p. 16)	Commission Decision 2012/490/ EU (OJ L 231, 28.8.2012, p. 16)	Commission Decision 2012/490/ EU (OJ L 231, 28.8.2012, p. 16)	Commission Decision 2012/490/ EU (OJ L 231, 28.8.2012, p. 16) Text Origin: Commission Proposal
Annex III, Table 8, Column 2, Row 4				
1271	Regulation (EU) No 347/2013 of the European Parliament and of the Council (OJ L 115, 25.4.2013, p. 39)	Regulation (EU) No 347/2013 of the European Parliament and of the Council (OJ L 115, 25.4.2013, p. 39)	Regulation (EU) No 347/2013 of the European Parliament and of the Council (OJ L 115, 25.4.2013, p. 39)	Regulation (EU) No 347/2013 of the European Parliament and of the Council (OJ L 115, 25.4.2013, p. 39) Text Origin: Commission Proposal
Annex III, Table 8, Column 2, Row 5				
1272	Commission Decision (EU) 2015/715 (OJ L 114, 5.5.2015, p. 9)	Commission Decision (EU) 2015/715 (OJ L 114, 5.5.2015, p. 9)	Commission Decision (EU) 2015/715 (OJ L 114, 5.5.2015, p. 9)	Commission Decision (EU) 2015/715 (OJ L 114, 5.5.2015, p. 9)

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex III, Table 8, Column 2, Row 6				
1273	Regulation (EU) 2018/1999 of the European Parliament and of the Council (OJ L 328, 21.12.2018, p. 1)	Regulation (EU) 2018/1999 of the European Parliament and of the Council (OJ L 328, 21.12.2018, p. 1)	Regulation (EU) 2018/1999 of the European Parliament and of the Council (OJ L 328, 21.12.2018, p. 1)	Regulation (EU) 2018/1999 of the European Parliament and of the Council (OJ L 328, 21.12.2018, p. 1) Text Origin: Commission Proposal
Annex III, Table 8, Column 4, Row 4				
1277	(Only Article 22)	(Only Article 22)	(Only Article 22)	(Only Article 22) Text Origin: Commission Proposal
Annex III, Table 8, Column 4, Row 6				
1279	(Only Article 50)	(Only Article 50)	(Only Article 50)	(Only Article 50) Text Origin: Commission Proposal
Annex III, second paragraph				
1281	_____	_____	_____	_____ Text Origin: Commission

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Proposal
Annex IV				
1282	Annex IV	Annex IV	Annex IV	Annex IV Text Origin: Commission Proposal
Annex IV, first paragraph				
1283	Correlation Table	Correlation Table	Correlation Table	Correlation Table Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 1				
1284	Regulation (EU) No 715/2009	Regulation (EU) No 715/2009	Regulation (EU) No 715/2009	Regulation (EU) No 715/2009 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 2				
1285	Article 1 first subparagraph (introductory wording)	Article 1 first subparagraph (introductory wording)	Article 1 first subparagraph (introductory wording)	Article 1 first subparagraph (introductory wording) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 3				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	1286	Article 1 point (a)	Article 1 point (a)	Article 1 point (a) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 4					
G	1287	Article 1 point (b)	Article 1 point (b)	Article 1 point (b) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 5					
G	1288	Article 1 point (c)	Article 1 point (c)	Article 1 point (c) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 6					
G	1289	Article 1 second, third and fourth subparagraphs	Article 1 second, third and fourth subparagraphs	Article 1 second, third and fourth subparagraphs Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 7					
G	1290	Article 2(1) (introductory wording)	Article 2(1) (introductory wording)	Article 2(1) (introductory wording)	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 8				
1291	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 9				
1292	Article 2(1) point 1	Article 2(1) point 1	Article 2(1) point 1	Article 2(1) point 1 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 10				
1293	Article 2(1) point 2	Article 2(1) point 2	Article 2(1) point 2	Article 2(1) point 2 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 11				
1294	Article 2(1) point 3	Article 2(1) point 3	Article 2(1) point 3	Article 2(1) point 3 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 12				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 1295	Article 2(1) point 4	Article 2(1) point 4	Article 2(1) point 4	Article 2(1) point 4 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 13				
G 1296	Article 2(1) point 5	Article 2(1) point 5		Article 2(1) point 5 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 14				
G 1297	Article 2(1) point 6	Article 2(1) point 6	Article 2(1) point 6	Article 2(1) point 6 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 15				
G 1298	Article 2(1) point 7	Article 2(1) point 7	Article 2(1) point 7	Article 2(1) point 7 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 16				
G 1299	Article 2(1) point 8	Article 2(1) point 8	Article 2(1) point 8	Article 2(1) point 8 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 1, Row 17			
G 1300	Article 2(1) point 9	Article 2(1) point 9	Article 2(1) point 9	Article 2(1) point 9 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 18			
G 1301	Article 2(1) point 10	Article 2(1) point 10	Article 2(1) point 10	Article 2(1) point 10 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 19			
G 1302	Article 2(1) point 11	Article 2(1) point 11	Article 2(1) point 11	Article 2(1) point 11 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 20			
G 1303	Article 2(1) point 12	Article 2(1) point 12	Article 2(1) point 12	Article 2(1) point 12 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 21			
G 1304				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2(1) point 13	Article 2(1) point 13	Article 2(1) point 13	Article 2(1) point 13 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 22				
1305	Article 2(1) point 14	Article 2(1) point 14	Article 2(1) point 14	Article 2(1) point 14 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 23				
1306	Article 2(1) point 15	Article 2(1) point 15	Article 2(1) point 15	Article 2(1) point 15 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 24				
1307	Article 2(1) point 16	Article 2(1) point 16	Article 2(1) point 16	Article 2(1) point 16 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 25				
1308	Article 2(1) point 17	Article 2(1) point 17	Article 2(1) point 17	Article 2(1) point 17 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 1, Row 26				
1309	Article 2(1) point 18	Article 2(1) point 18	Article 2(1) point 18	Article 2(1) point 18 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 27				
1310	Article 2(1) point 19	Article 2(1) point 19	Article 2(1) point 19	Article 2(1) point 19 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 28				
1311	Article 2(1) point 20	Article 2(1) point 20	Article 2(1) point 20	Article 2(1) point 20 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 29				
1312	Article 2(1) point 21	Article 2(1) point 21	Article 2(1) point 21	Article 2(1) point 21 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 30				
1313	Article 2(1) point 22	Article 2(1) point 22	Article 2(1) point 22	Article 2(1) point 22

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 31				
1314	Article 2(1) point 23	Article 2(1) point 23	Article 2(1) point 23	Article 2(1) point 23 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 32				
1315	Article 2(1) point 24	Article 2(1) point 24	Article 2(1) point 24	Article 2(1) point 24 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 33				
1316	Article 2(1) point 25	Article 2(1) point 25	Article 2(1) point 25	Article 2(1) point 25 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 34				
1317	Article 2(1) point 26	Article 2(1) point 26	Article 2(1) point 26	Article 2(1) point 26 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 35				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	1318	Article 2(1) point 27	Article 2(1) point 27	Article 2(1) point 27 Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 36					
G	1319	Article 2(1) point 28	Article 2(1) point 28	Article 2(1) point 28 Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 37					
G	1320	-	-	- Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 38					
G	1321	-	-	- Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 39					
G	1322	-	-	- Text Origin: Commission Proposal	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 1, Row 40			
G 1323	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 41			
G 1324	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 42			
G 1325	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 43			
G 1326	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 44			
G 1327				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 45				
G 1328	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 46				
G 1329	Article 2(2)	Article 2(2)	Article 2(2)	Article 2(2) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 47				
G 1330	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 48				
G 1331	-	-	-	- Text Origin: Commission Proposal

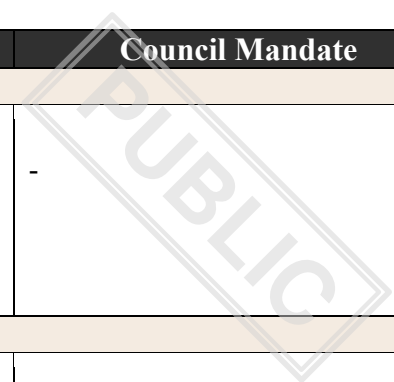
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 1, Row 49				
1332	Article 14	Article 14	Article 14	Article 14 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 50				
1333	Article 14(1)	Article 14(1)	Article 14(1)	Article 14(1) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 51				
1334	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 52				
1335	Article 14(3)	Article 14(3)	Article 14(3)	Article 14(3) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 53				
1336	Article 14(2)	Article 14(2)	Article 14(2)	Article 14(2)

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 54			
G 1337	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 55			
G 1338	Article 15	Article 15	Article 15	Article 15 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 56			
G 1339	Article 7(1) to (2)	Article 7(1) to (2)	Article 7(1) to (2)	Article 7(1) to (2) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 57			
G 1340	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 58			

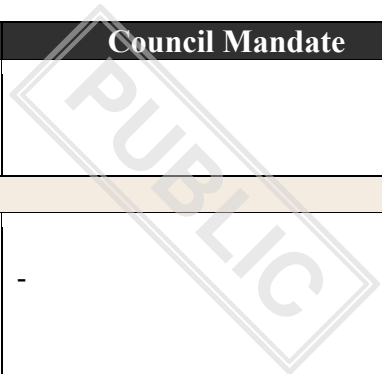
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	1341	Article 7(3)	Article 7(3)	Article 7(3) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 59					
G	1342	-	-	- Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 60					
G	1343	Article 7(4)	Article 7(4)	Article 7(4) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 61					
G	1344	Article 7(5)	Article 7(5)	Article 7(5) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 62					
G	1345	-	-	- Text Origin: Commission Proposal	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 1, Row 63			
G 1346	Article 16	Article 16	Article 16	Article 16 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 64			
G 1347	Article 16(1) to 3	Article 16(1) to 3	Article 16(1) to 3	Article 16(1) to 3 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 65			
G 1348	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 66			
G 1349	Article 9(4)	Article 9(4)	Article 9(4)	Article 9(4) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 67			
G 1350				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 9(5)	Article 9(5)	Article 9(5)	Article 9(5) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 68				
1351	Article 17	Article 17	Article 17	Article 17 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 69				
1352	Article 22	Article 22	Article 22	Article 22 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 70				
1353	Article 21	Article 21	Article 21	Article 21 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 71				
1354	Article 3	Article 3	Article 3	Article 3 Text Origin: Commission Proposal



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 1, Row 72				
G 1355	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 73				
G 1356	Article 13	Article 13	Article 13	Article 13 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 74				
G 1357	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 75				
G 1358	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 76				
G 1359	-	-	-	-



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 77				
G 1360	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 78				
G 1361	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 79				
G 1362	Article 4	Article 4	Article 4	Article 4 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 80				
G 1363	Article 5	Article 5	Article 5	Article 5 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 81				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	1364	Article 5(1) to (4)	Article 5(1) to (4)	Article 5(1) to (4) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 82					
G	1365	Article 8	Article 8	Article 8 Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 83					
G	1366	Article 8(1) to (3)(f)	Article 8(1) to (3)(f)	Article 8(1) to (3)(f) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 84					
G	1367	-	-	- Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 85					
G	1368	-	-	- Text Origin: Commission Proposal	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 1, Row 86			
G 1369	Article 8(4)	Article 8(4)	Article 8(4)	Article 8(4) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 87			
G 1370	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 88			
G 1371	Article 8(5) to (6) point 1	Article 8(5) to (6) point 1	Article 8(5) to (6) point 1	Article 8(5) to (6) point 1 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 89			
G 1372	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 90			
G 1373				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 8(7) to (11)	Article 8(7) to (11)	Article 8(7) to (11)	Article 8(7) to (11) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 91				
1374	Article 8 (11)	Article 8 (11)	Article 8 (11)	Article 8 (11) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 92				
1375	Article 8 (12)	Article 8 (12)	Article 8 (12)	Article 8 (12) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 93				
1376	Article 9	Article 9	Article 9	Article 9 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 94				
1377	Article 24	Article 24	Article 24	Article 24 Text Origin: Commission Proposal

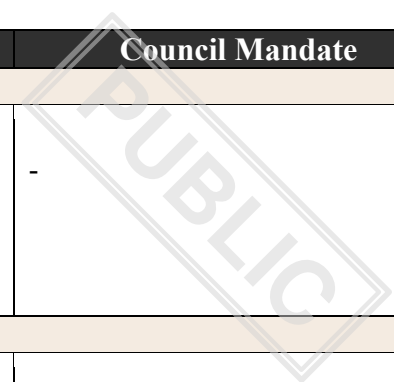
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 1, Row 95				
1378	Article 10	Article 10	Article 10	Article 10 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 96				
1379	Article 11	Article 11	Article 11	Article 11 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 97				
1380	Article 12	Article 12	Article 12	Article 12 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 98				
1381	Article 29	Article 29	Article 29	Article 29 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 99				
1382	-	-	-	-

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 100				
1383	Article 29(b) and (c)	Article 29(b) and (c)	Article 29(b) and (c)	Article 29(b) and (c) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 101				
1384	Article 18	Article 18	Article 18	Article 18 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 102				
1385	Article 18(1) to (6)	Article 18(1) to (6)	Article 18(1) to (6)	Article 18(1) to (6) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 103				
1386	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 104				

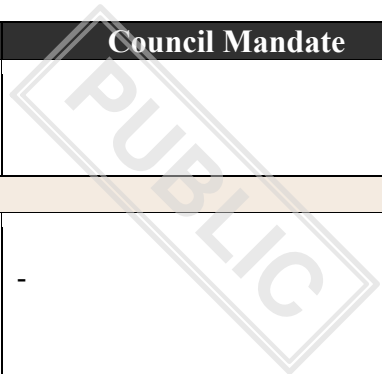
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	1387	Article 19	Article 19	Article 19 Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 105					
G	1388	Article 19(1)	Article 19(1)	Article 19(1) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 106					
G	1389	-	-	- Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 107					
G	1390	Article 19(2)	Article 19(2)	Article 19(2) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 108					
G	1391	Article 19(3)	Article 19(3)	Article 19(3) Text Origin: Commission Proposal	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 1, Row 109			
G 1392	Article 19(4)	Article 19(4)	Article 19(4)	Article 19(4) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 110			
G 1393	Article 19(5)	Article 19(5)	Article 19(5)	Article 19(5) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 111			
G 1394	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 112			
G 1395	Article 20	Article 20	Article 20	Article 20 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 113			
G 1396				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 114				
G 1397	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 115				
G 1398	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 116				
G 1399	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 117				
G 1400	-	-	-	- Text Origin: Commission Proposal



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 1, Row 118				
G 1401	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 119				
G 1402	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 120				
G 1403	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 121				
G 1404	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 122				
G 1405	-	-	-	-



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 123				
G 1406	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 124				
G 1407	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 125				
G 1408	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 126				
G 1409	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 127				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	1410	-	-	- Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 128					
G	1411	-	-	- Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 129					
G	1412	-	-	- Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 130					
G	1413	-	-	- Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 1, Row 131					
G	1414	-	-	- Text Origin: Commission Proposal	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 1, Row 133			
G 1416	Article 6	Article 6	Article 6	Article 6 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 135			
G 1418	Article 6(1) to (12)	Article 6(1) to (12)	Article 6(1) to (12)	Article 6(1) to (12) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 136			
G 1419	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 138			
G 1421	Article 7	Article 7	Article 7	Article 7 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 139			
G 1422				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 7(1) to (4)	Article 7(1) to (4)	Article 7(1) to (4)	Article 7(1) to (4) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 140				
1423	Article 23	Article 23	Article 23	Article 23 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 141				
1424	Article 23(1)	Article 23(1)		Article 23(1) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 142				
1425	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 143				
1426	Article 23(6) and (7)	Article 23(6) and (7)	Article 23(6) and (7)	Article 23(6) and (7) Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 1, Row 144				
1427	Article 25	Article 25	Article 25	Article 25 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 145				
1428	Article 23	Article 23	Article 23	Article 23 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 146				
1429	Article 58(1) and (2)	Article 58(1) and (2)	Article 58(1) and (2)	Article 58(1) and (2) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 148				
1431	Article 27	Article 27	Article 27	Article 27 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 149				
1432	-	-	-	-

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 150				
1433	Article 27(1) and (2)	Article 27(1) and (2)	Article 27(1) and (2)	Article 27(1) and (2) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 151				
1434	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 152				
1435	Article 28	Article 28	Article 28	Article 28 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 153				
1436	Article 28(1)	Article 28(1)	Article 28(1)	Article 28(1) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 154				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
G 1437	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 155				
G 1438	Article 28(2)	Article 28(2)	Article 28(2)	Article 28(2) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 156				
G 1439	Article 30	Article 30	Article 30	Article 30 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 157				
G 1440	Article 30(, point a)	Article 30(, point a)	Article 30(, point a)	Article 30(, point a) Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 158				
G 1441	Article 30, point (b)	Article 30, point (b)	Article 30, point (b)	Article 30, point (b) Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 1, Row 159			
G 1442	Article 30, point (c)	Article 30, point (c)	Article 30, point (c)	Article 30, point (c) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 160			
G 1443	Article 30 subparagraph 2	Article 30 subparagraph 2		Article 30 subparagraph 2 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 161			
G 1444	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 162			
G 1445	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 1, Row 163			
G 1446				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 164				
G 1447	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 165				
G 1448	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 166				
G 1449	Article 31	Article 31	Article 31	Article 31 Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 167				
G 1450	Article 32	Article 32	Article 32	Article 32 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 1, Row 168				
G 1451	Annex I	Annex I	Annex I	Annex I Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 169				
G 1452	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 170				
G 1453	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 1, Row 171				
G 1454	Annex III	Annex III	Annex III	Annex III Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 1				
G 1455	This Regulation	This Regulation	This Regulation	This Regulation

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 2				
1456	Article 1 first subparagraph (introductory wording)	Article 1 first subparagraph (introductory wording)	Article 1 first subparagraph (introductory wording)	Article 1 first subparagraph (introductory wording) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 3				
1457	Article 1(a)	Article 1(a)	Article 1(a)	Article 1(a) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 4				
1458	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 5				
1459	Article 1(b)	Article 1(b)	Article 1(b)	Article 1(b) Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 2, Row 6				
1460	Article 1 second, third and fourth subparagraphs	Article 1 second, third and fourth subparagraphs	Article 1 second, third and fourth subparagraphs	Article 1 second, third and fourth subparagraphs Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 7				
1461	Article 2(1) (introductory wording)	Article 2(1) (introductory wording)	Article 2(1) (introductory wording)	Article 2(1) (introductory wording) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 8				
1462	Article 2(1) point 1	Article 2(1) point 1	Article 2(1) point 1	Article 2(1) point 1 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 9				
1463	Article 2(1) point 2	Article 2(1) point 2	Article 2(1) point 2	Article 2(1) point 2 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 10				
1464	Article 2(1) point 3	Article 2(1) point 3	Article 2(1) point 3	Article 2(1) point 3

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 11				
G 1465	Article 2(1) point 4	Article 2(1) point 4	Article 2(1) point 4	Article 2(1) point 4 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 12				
G 1466	Article 2(1) point 5	Article 2(1) point 5	Article 2(1) point 5	Article 2(1) point 5 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 13				
G 1467	Article 2(1) point 6	Article 2(1) point 6	Article 2(1) point 6	Article 2(1) point 6 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 14				
G 1468	Article 2(1) point 7	Article 2(1) point 7	Article 2(1) point 7	Article 2(1) point 7 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 15				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1469	Article 2(1) point 8	Article 2(1) point 8	Article 2(1) point 8	Article 2(1) point 8 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 16				
1470	Article 2(1) point 9	Article 2(1) point 9	Article 2(1) point 9	Article 2(1) point 9 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 17				
1471	Article 2(1) point 10	Article 2(1) point 10	Article 2(1) point 10	Article 2(1) point 10 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 18				
1472	Article 2(1) point 11	Article 2(1) point 11	Article 2(1) point 11	Article 2(1) point 11 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 19				
1473	Article 2(1) point 12	Article 2(1) point 12	Article 2(1) point 12	Article 2(1) point 12 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 2, Row 20			
G 1474	Article 2(1) point 13	Article 2(1) point 13	Article 2(1) point 13	Article 2(1) point 13 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 21			
G 1475	Article 2(1) point 14	Article 2(1) point 14	Article 2(1) point 14	Article 2(1) point 14 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 22			
G 1476	Article 2(1) point 15	Article 2(1) point 15	Article 2(1) point 15	Article 2(1) point 15 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 23			
G 1477	Article 2(1) point 16	Article 2(1) point 16	Article 2(1) point 16	Article 2(1) point 16 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 24			
G 1478				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 2(1) point 17	Article 2(1) point 17	Article 2(1) point 17	Article 2(1) point 17 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 25				
1479	Article 2(1) point 18	Article 2(1) point 18	Article 2(1) point 18	Article 2(1) point 18 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 26				
1480	Article 2(1) point 19	Article 2(1) point 19	Article 2(1) point 19	Article 2(1) point 19 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 27				
1481	Article 2(1) point 20	Article 2(1) point 20	Article 2(1) point 20	Article 2(1) point 20 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 28				
1482	Article 2(1) point 21	Article 2(1) point 21	Article 2(1) point 21	Article 2(1) point 21 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 2, Row 29				
1483	Article 2(1) point 22	Article 2(1) point 22	Article 2(1) point 22	Article 2(1) point 22 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 30				
1484	Article 2(1) point 23	Article 2(1) point 23	Article 2(1) point 23	Article 2(1) point 23 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 31				
1485	Article 2(1) point 24	Article 2(1) point 24	Article 2(1) point 24	Article 2(1) point 24 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 32				
1486	Article 2(1) point 25	Article 2(1) point 25	Article 2(1) point 25	Article 2(1) point 25 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 33				
1487	Article 2(1) point 26	Article 2(1) point 26	Article 2(1) point 26	Article 2(1) point 26

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 34				
1488	Article 2(1) point 27	Article 2(1) point 27	Article 2(1) point 27	Article 2(1) point 27 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 35				
1489	Article 2(1) point 28	Article 2(1) point 28	Article 2(1) point 28	Article 2(1) point 28 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 36				
1490	Article 2(1) point 29	Article 2(1) point 29	Article 2(1) point 29	Article 2(1) point 29 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 37				
1491	Article 2(1) point 30	Article 2(1) point 30	Article 2(1) point 30	Article 2(1) point 30 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 38				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1492	Article 2(1) point 31	Article 2(1) point 31	Article 2(1) point 31	Article 2(1) point 31 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 39				
1493	Article 2(1) point 32	Article 2(1) point 32	Article 2(1) point 32	Article 2(1) point 32 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 40				
1494	Article 2(1) point 33	Article 2(1) point 33	Article 2(1) point 33	Article 2(1) point 33 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 41				
1495	Article 2(1) point 34	Article 2(1) point 34	Article 2(1) point 34	Article 2(1) point 34 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 42				
1496	Article 2(1) point 35	Article 2(1) point 35	Article 2(1) point 35	Article 2(1) point 35 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 2, Row 43				
1497	Article 2(1) point 36	Article 2(1) point 36	Article 2(1) point 36	Article 2(1) point 36 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 44				
1498	Article 2(1) point 37	Article 2(1) point 37	Article 2(1) point 37	Article 2(1) point 37 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 45				
1499	Article 2(1) point 38	Article 2(1) point 38	Article 2(1) point 38	Article 2(1) point 38 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 46				
1500	Article 2(2)	Article 2(2)	Article 2(2)	Article 2(2) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 47				
1501				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 3	Article 3	Article 3	Article 3 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 48				
1502	Article 4	Article 4	Article 4	Article 4 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 49				
1503	Article 5	Article 5	Article 5	Article 5 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 50				
1504	Article 5(1) to (2)	Article 5(1) to (2)	Article 5(1) to (2)	Article 5(1) to (2) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 51				
1505	Article 5(3)	Article 5(3)	Article 5(3)	Article 5(3) Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 2, Row 52				
1506	Article 5(4)	Article 5(4)	Article 5(4)	Article 5(4) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 53				
1507	Article 5(5)	Article 5(5)	Article 5(5)	Article 5(5) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 54				
1508	Article 6	Article 6	Article 6	Article 6 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 55				
1509	Article 7	Article 7	Article 7	Article 7 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 56				
1510	Article 7(1) to (2)	Article 7(1) to (2)	Article 7(1) to (2)	Article 7(1) to (2)

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 57				
1511	Article 7(3)	Article 7(3)	Article 7(3)	Article 7(3) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 58				
1512	Article 7(4)	Article 7(4)	Article 7(4)	Article 7(4) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 59				
1513	Article 7(4) second subparagraph	Article 7(4) second subparagraph	Article 7(4) second subparagraph	Article 7(4) second subparagraph Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 60				
1514	Article 7(5)	Article 7(5)	Article 7(5)	Article 7(5) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 61				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	1515	Article 7(6)	Article 7(6)	Article 7(6) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 62					
G	1516	Article 8	Article 8	Article 8 Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 63					
G	1517	Article 9	Article 9	Article 9 Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 64					
G	1518	Article 9(1) to (3)	Article 9(1) to (3)	Article 9(1) to (3) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 65					
G	1519	Article 9(4)	Article 9(4)	Article 9(4) Text Origin: Commission Proposal	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 2, Row 66			
G 1520	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 67			
G 1521	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 68			
G 1522	Article 10	Article 10	Article 10	Article 10 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 69			
G 1523	Article 11	Article 11	Article 11	Article 11 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 70			
G 1524				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 12	Article 12	Article 12	Article 12 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 71				
1525	Article 13	Article 13	Article 13	Article 13 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 72				
1526	Article 14	Article 14	Article 14	Article 14 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 73				
1527	Article 15	Article 15	Article 15	Article 15 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 74				
1528	Article 16	Article 16	Article 16	Article 16 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 2, Row 75				
1529	Article 17	Article 17	Article 17	Article 17 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 76				
1530	Article 18	Article 18	Article 18	Article 18 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 77				
1531	Article 19	Article 19	Article 19	Article 19 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 78				
1532	Article 20	Article 20	Article 20	Article 20 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 79				
1533	Article 21	Article 21	Article 21	Article 21

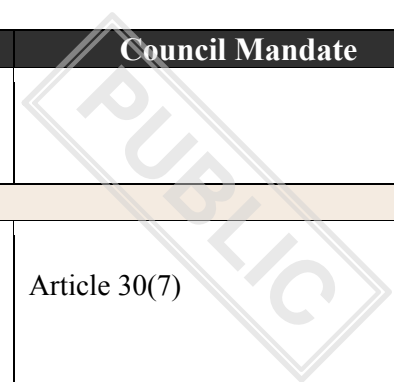
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 80				
1534	Article 22	Article 22	Article 22	Article 22 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 81				
1535	Article 22(1) to (4)	Article 22(1) to (4)	Article 22(1) to (4)	Article 22(1) to (4) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 82				
1536	Article 23	Article 23	Article 23	Article 23 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 83				
1537	Article 23(1) to (3)(f)	Article 23(1) to (3)(f)	Article 23(1) to (3)(f)	Article 23(1) to (3)(f) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 84				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1538	Article 23(3) point (g)	Article 23(3) point (g)	Article 23(3) point (g)	Article 23(3) point (g) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 85				
1539	Article 23(3) subparagraph 2	Article 23(3) subparagraph 2	Article 23(3) subparagraph 2	Article 23(3) subparagraph 2 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 86				
1540	Article 23(4)	Article 23(4)	Article 23(4)	Article 23(4) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 87				
1541	Article 23(4) subparagraph 2	Article 23(4) subparagraph 2	Article 23(4) subparagraph 2	Article 23(4) subparagraph 2 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 88				
1542	Article 23(5) to (6) point 1	Article 23(5) to (6) point 1	Article 23(5) to (6) point 1	Article 23(5) to (6) point 1 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 2, Row 89			
G 1543	Article 23(6)(m)	Article 23(6)(m)	Article 23(6)(m)	Article 23(6)(m) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 90			
G 1544	Article 23(7) to (11)	Article 23(7) to (11)	Article 23(7) to (11)	Article 23(7) to (11) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 91			
G 1545	Article 23(10)	Article 23(10)	Article 23(10)	Article 23(10) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 92			
G 1546	Article 23(11)	Article 23(11)	Article 23(11)	Article 23(11) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 93			
G 1547				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 24	Article 24	Article 24	Article 24 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 94				
1548	Article 25	Article 25	Article 25	Article 25 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 95				
1549	Article 26	Article 26	Article 26	Article 26 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 96				
1550	Article 27	Article 27	Article 27	Article 27 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 97				
1551	Article 28	Article 28	Article 28	Article 28 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 2, Row 98				
1552	Article 29	Article 29	Article 29	Article 29 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 99				
1553	Article 29(a)	Article 29(a)	Article 29(a)	Article 29(a) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 100				
1554	Article 29(b) and (c)	Article 29(b) and (c)	Article 29(b) and (c)	Article 29(b) and (c) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 101				
1555	Article 30	Article 30	Article 30	Article 30 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 102				
1556	Article 30(1) to (6)	Article 30(1) to (6)	Article 30(1) to (6)	Article 30(1) to (6)



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 103				
1557	Article 30(7)	Article 30(7)	Article 30(7)	Article 30(7) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 104				
1558	Article 31	Article 31	Article 31	Article 31 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 105				
1559	Article 31(1)	Article 31(1)	Article 31(1)	Article 31(1) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 106				
1560	Article 31(2)	Article 31(2)	Article 31(2)	Article 31(2) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 107				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	1561	Article 31(3)	Article 31(3)	Article 31(3) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 108					
G	1562	Article 31(4)	Article 31(4)	Article 31(4) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 109					
G	1563	Article 31(5)	Article 31(5)	Article 31(5) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 110					
G	1564	Article 31(6)	Article 31(6)	Article 31(6) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 111					
G	1565	Article 31(6) second subparagraph	Article 31(6) second subparagraph	Article 31(6) second subparagraph Text Origin: Commission Proposal	G

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 2, Row 112			
G 1566	Article 32	Article 32	Article 32	Article 32 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 113			
G 1567	Article 33	Article 33	Article 33	Article 33 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 114			
G 1568	Article 34	Article 34	Article 34	Article 34 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 115			
G 1569	Article 35	Article 35	Article 35	Article 35 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 116			
G 1570				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 36	Article 36	Article 36	Article 36 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 117				
1571	Article 37	Article 37	Article 37	Article 37 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 118				
1572	Article 38	Article 38	Article 38	Article 38 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 119				
1573	Article 39	Article 39	Article 39	Article 39 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 120				
1574	Article 40	Article 40	Article 40	Article 40 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 2, Row 121				
1575	Article 41	Article 41	Article 41	Article 41 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 122				
1576	Article 42	Article 42	Article 42	Article 42 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 123				
1577	Article 43	Article 43	Article 43	Article 43 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 124				
1578	Article 44	Article 44	Article 44	Article 44 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 125				
1579	Article 45	Article 45	Article 45	Article 45

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 126				
1580	Article 46	Article 46	Article 46	Article 46 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 127				
1581	Article 47	Article 47	Article 47	Article 47 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 128				
1582	Article 48	Article 48	Article 48	Article 48 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 129				
1583	Article 49	Article 49	Article 49	Article 49 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 130				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
1584	Article 50	Article 50	Article 50	Article 50 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 131				
1585	Article 51	Article 51	Article 51	Article 51 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 132				
1586	Article 52	Article 52	Article 52	Article 52 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 133				
1587	Article 53	Article 53	Article 53	Article 53 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 134				
1588	Article 53(1) to (15)	Article 53(1) to (15)	Article 53(1) to (15)	Article 53(1) to (15) Text Origin: Commission Proposal

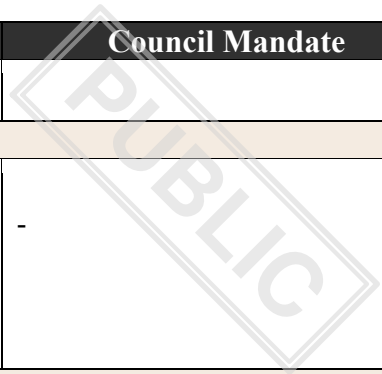
	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 2, Row 135			
G 1589	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 136			
G 1590	Article 54	Article 54	Article 54	Article 54 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 137			
G 1591	Article 55	Article 55	Article 55	Article 55 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 138			
G 1592	Article 55(1) to (3)	Article 55(1) to (3)	Article 55(1) to (3)	Article 55(1) to (3) Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 139			
G 1593				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 140				
1594	Article 56	Article 56	Article 56	Article 56 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 141				
1595	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 142				
1596	Article 56(1) to (5)	Article 56(1) to (5)	Article 56(1) to (5)	Article 56(1) to (5) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 143				
1597	-	-	-	- Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 2, Row 144				
1598	-	-	-	Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 145				
1599	Article 57	Article 57	Article 57	Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 146				
1600	Article 58(1) and (2)	Article 58(1) and (2)	Article 58(1) and (2)	Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 147				
1601	Article 58(3) to (7)	Article 58(3) to (7)	Article 58(3) to (7)	Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 148				
1602	Article 59	Article 59	Article 59	Article 59

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 149				
1603	Article 59(1) to (3)	Article 59(1) to (3)	Article 59(1) to (3)	Article 59(1) to (3) Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 150				
1604	-	-	-	- Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 151				
1605	Article 60	Article 60	Article 60	Article 60 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 152				
1606	Article 61	Article 61	Article 61	Article 61 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 153				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement	
G	1607	Article 61(1)	Article 61(1)	Article 61(1) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 154					
G	1608	Article 61(2) and (3)	Article 61(2) and (3)	Article 61(2) and (3) Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 155					
G	1609	-	-	- Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 156					
G	1610	Article 62	Article 62	Article 62 Text Origin: Commission Proposal	G
Annex IV, Table 9, Column 2, Row 157					
G	1611	-	-	- Text Origin: Commission Proposal	G



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Annex IV, Table 9, Column 2, Row 158			
G 1612	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 159			
G 1613	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 160			
G 1614	-	-	-	- Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 161			
G 1615	Article 63	Article 63	Article 63	Article 63 Text Origin: Commission Proposal
	Annex IV, Table 9, Column 2, Row 162			
G 1616				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 64	Article 64	Article 64	Article 64 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 163				
1617	Article 65	Article 65	Article 65	Article 65 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 164				
1618	Article 66	Article 66	Article 66	Article 66 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 165				
1619	Article 67	Article 67	Article 67	Article 67 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 166				
1620	Article 68	Article 68	Article 68	Article 68 Text Origin: Commission Proposal

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Annex IV, Table 9, Column 2, Row 167				
1621	Article 69	Article 69	Article 69	Article 69 Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 168				
1622	Annex I	Annex I	Annex I	Annex I Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 169				
1623	Annex II	Annex II	Annex II	Annex II Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 170				
1624	Annex III	Annex III	Annex III	Annex III Text Origin: Commission Proposal
Annex IV, Table 9, Column 2, Row 171				
1625	Annex IV	Annex IV	Annex IV	Annex IV



	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal