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**NOTE**

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From: General Secretariat of the Council  
To: Delegations

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Subject: Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND  
OF THE COUNCIL Amending Regulation (EU)2017/1938 as regards the  
role of gas storage for securing gas supplies ahead of the winter season

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In view of the Energy Working Party on 11 June, delegations will find in annex the four-columns document on the above-mentioned Regulation.

**Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL  
Amending Regulation (EU)2017/1938 as regards the role of gas storage for securing gas supplies ahead of  
the winter season  
2025/0051(COD)  
Non-versioned [LATEST TEXT]  
06-06-2025 at 13h39**

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Formula				
1	2025/0051 (COD)	2025/0051 (COD)	2025/0051 (COD)	2025/0051 (COD) <small>Text Origin: Commission Proposal</small>
Document Stage				
2	Proposal for a	Proposal for a	Proposal for a	Proposal for a <small>Text Origin: Commission Proposal</small>
Document Type				
3	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL <small>Text Origin: Commission Proposal</small>
Document Purpose				
4	Amending Regulation (EU)2017/1938 as regards the role	Amending Regulation (EU)2017/1938 as regards the role	Amending Regulation (EU)2017/1938 as regards the role	Amending Regulation (EU)2017/1938 as regards the role

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	of gas storage for securing gas supplies ahead of the winter season	of gas storage for securing gas supplies ahead of the winter season	of gas storage for securing gas supplies ahead of the winter season	of gas storage for securing gas supplies ahead of the winter season  Text Origin: Commission Proposal
Formula				
5	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				
6	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,  Text Origin: Commission Proposal
Citation 2				
7	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				
8	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,

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				Text Origin: Commission Proposal
Citation 4				
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	<p>(1) Regulation (EU) 2022/1032 of the Parliament and of the Council<sup>1</sup> was adopted in reaction to the gas-supply crisis and unprecedented price increases caused by the escalation of the Russian military aggression against Ukraine since February 2022, impelling the Union to act in a coordinated and comprehensive manner to avoid potential risks resulting from further gas-supply disruptions.</p> <p><sup>1</sup> Regulation (EU) 2022/1032 of the European Parliament and of the Council of 29 June 2022 amending Regulations (EU) 2017/1938 and (EC) No 715/2009 with</p>	<p>(1) Regulation (EU) 2022/1032 of the Parliament and of the Council<sup>1</sup> was adopted in reaction to the gas-supply crisis and unprecedented price increases caused by the escalation of the <del>Russian military</del> <b>Russia's ongoing unjustified and unprovoked war of</b> aggression against Ukraine since February 2022, impelling the Union to act in a coordinated and comprehensive manner to avoid potential risks resulting from further gas-supply disruptions.</p> <p><sup>1</sup> Regulation (EU) 2022/1032 of the European Parliament and of the Council of 29 June 2022 amending Regulations (EU)</p>	<p>(1) Regulation (EU) 2022/1032 of the Parliament and of the Council<sup>1</sup> was adopted in reaction to the gas-supply crisis and unprecedented price increases caused by <del>the escalation of the Russian military</del> <b>Russia's war of</b> aggression against Ukraine since February 2022, impelling the Union to act in a coordinated and comprehensive manner to avoid potential risks resulting from further gas-supply disruptions.</p> <p><sup>1</sup> Regulation (EU) 2022/1032 of the European Parliament and of the Council of 29 June 2022 amending Regulations (EU) 2017/1938 and (EC) No 715/2009 with</p>	<p>(1) Regulation (EU) 2022/1032 of the Parliament and of the Council<sup>1</sup> was adopted in reaction to the gas-supply crisis and unprecedented price increases caused by <del>the escalation of the Russian military</del> <b>Russia's war of</b> aggression against Ukraine since February 2022, impelling the Union to act in a coordinated and comprehensive manner to avoid potential risks resulting from further gas-supply disruptions.</p> <p><sup>1</sup> Regulation (EU) 2022/1032 of the European Parliament and of the Council of 29 June 2022 amending Regulations (EU) 2017/1938 and (EC) No 715/2009 with</p>

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	regard to gas storage (OJ L 173, 30.6.2022, p. 17, ELI: <a href="http://data.europa.eu/eli/reg/2022/1032/oj">http://data.europa.eu/eli/reg/2022/1032/oj</a> ) .	2017/1938 and (EC) No 715/2009 with regard to gas storage (OJ L 173, 30.6.2022, p. 17, ELI: <a href="http://data.europa.eu/eli/reg/2022/1032/oj">http://data.europa.eu/eli/reg/2022/1032/oj</a> ) .	regard to gas storage (OJ L 173, 30.6.2022, p. 17, ELI: <a href="http://data.europa.eu/eli/reg/2022/1032/oj">http://data.europa.eu/eli/reg/2022/1032/oj</a> ) .	regard to gas storage (OJ L 173, 30.6.2022, p. 17, ELI: <a href="http://data.europa.eu/eli/reg/2022/1032/oj">http://data.europa.eu/eli/reg/2022/1032/oj</a> ) .  Accepted at T2  Text Origin: Council Mandate
Recital 1a				
11a		<i><u>(1a) In view of Russia's ongoing war against Ukraine and in line with the Union's strategic commitment to end its dependence on Russian fossil fuels, Member States should refrain from storing gas of Russian origin. In this context, the Union should pursue coordinated and immediate sanctions on the import and purchases of all Russian gas, including liquefied natural gas (LNG). The ENTSO-G Winter Supply Outlook 2024–2025 confirms that the Union can achieve its storage targets and maintain the security of supply without relying on Russian gas, by implementing a combination of measures, including continued demand reduction. A full embargo on Russian gas is therefore both necessary and feasible, and its swift</u></i>		Further discussions expected on 12.06 ITM (replace lines 11a, 16a and 19).

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		<a href="#"><u>implementation would contribute to strengthening the Union's energy sovereignty and geopolitical resilience</u></a>		
Recital 2				
12	(2) Regulation (EU) 2022/1032 amended Regulation (EU) 2017/1938 by introducing a temporary legal framework for measures regarding the filling level of underground storage facilities to strengthen the security of gas supply in the Union, in particular gas supplies to protected customers.	(2) Regulation (EU) 2022/1032 amended Regulation (EU) 2017/1938 by introducing a temporary legal framework for measures regarding the filling level of underground storage facilities to strengthen the security of gas supply in the Union, in particular gas supplies to protected customers.	(2) Regulation (EU) 2022/1032 amended Regulation (EU) 2017/1938 <sup>1</sup> by introducing a temporary legal framework for measures regarding the filling level of underground storage facilities to strengthen the security of gas supply in the Union, in particular gas supplies to protected customers.  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. 1–56, ELI: <a href="http://data.europa.eu/eli/reg/2017/1938/oj">http://data.europa.eu/eli/reg/2017/1938/oj</a> )	(2) Regulation (EU) 2022/1032 amended Regulation (EU) 2017/1938 <sup>1</sup> by introducing a temporary legal framework for measures regarding the filling level of underground storage facilities to strengthen the security of gas supply in the Union, in particular gas supplies to protected customers.  <a href="#"><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. 1–56, ELI: <a href="http://data.europa.eu/eli/reg/2017/1938/oj">http://data.europa.eu/eli/reg/2017/1938/oj</a>)</u></a>  Text Origin: Council Mandate
Recital 3				
13	(3) Gas-storage facilities provide for 30% of the Union's gas consumption during the winter months, and well-filled underground gas-storage facilities contribute substantially to the	(3) Gas-storage facilities provide for 30% of the Union's gas consumption during the winter months, and well-filled underground gas-storage facilities <a href="#"><u>as well as gas demand reduction</u></a>	(3) Gas-storage facilities provide for 30% of the Union's gas consumption during the winter months, and well-filled underground gas-storage facilities contribute substantially to the	(3) Gas-storage facilities provide for 30% of the Union's gas consumption during the winter months, and well-filled underground gas-storage facilities <a href="#"><u>as well as voluntary gas demand</u></a>

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	security of gas supply by providing additional gas in the event of high demand or supply disruptions.	contribute substantially to the security of gas supply by providing additional gas in the event of high demand or supply disruptions.	security of gas supply by providing additional gas in the event of high demand or supply disruptions.	<u>reduction</u> contribute substantially to the security of gas supply by providing additional gas in the event of high demand or supply disruptions.  Text Origin: EP Mandate
Recital 4				
14	(4) The laying down of a mandatory target to ensure that gas-storage facilities are 90% full by 1 November (filling target), with a series of intermediate targets for each Member State in February, May, July and September of the year thereafter (filling trajectory), proved to be fundamental amidst the energy crisis sparked by the weaponisation of Russian gas supplies and invasion of Ukraine in both: (i) weathering the gas-supply shortages; and (ii) reducing market uncertainties and price volatility.	(4) The laying down of a mandatory target to ensure that gas-storage facilities are 90% full by 1 November (filling target), with a series of intermediate targets for each Member State in February, May, July and September of the <u>following</u> year <del>thereafter</del> (filling trajectory), proved to be fundamental <del>amidst</del> <u>during</u> the energy crisis sparked by <del>the</del> <u>the Russia's war of aggression against Ukraine and Russia's</u> weaponisation of <del>Russian</del> <u>Russian</u> its gas supplies <del>and invasion of Ukraine</del> in both: (i) weathering the gas-supply shortages; and (ii) reducing market uncertainties and price volatility.	(4) The laying down of a mandatory target to ensure that gas-storage facilities are 90% full by 1 November (filling target), with a series of intermediate targets for each Member State in February, May, July and September of the year thereafter (filling trajectory), proved to be fundamental amidst the energy crisis sparked by <del>the</del> weaponisation of Russian gas supplies and invasion of <del>Russia's</del> <u>war of aggression against</u> Ukraine in both: (i) weathering the gas-supply shortages; and (ii) reducing market uncertainties and price volatility.	(4) The laying down of a mandatory target to ensure that gas-storage facilities are 90% full by 1 November (filling target), with a series of intermediate targets for each Member State in February, May, July and September of the <u>following year</u> <del>year thereafter</del> (filling trajectory), proved to be fundamental <del>amidst</del> <u>during</u> the energy crisis sparked by <del>the</del> <u>the weaponisation of Russian gas supplies and invasion of</u> <u>Russia's war of aggression against</u> Ukraine in both: (i) weathering the gas-supply shortages; and (ii) reducing market uncertainties and price volatility.  Agreed at T2
Recital 5				
15	(5) Despite the substantial improvement of the gas market situation compared to 2022-2023	(5) Despite the substantial improvement of the gas market situation compared to <u>the period</u>	(5) Despite the substantial improvement of the gas market situation compared to 2022-2023	(5) Despite the substantial improvement of the gas market situation compared to <u>the period</u>

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	<p>period, the European gas market remains tight. More intense competition for global LNG supplies can increase Member States exposure to price volatility. The gas price development during the 2024/2025 winter may confirm the trend. In such situation, the role of gas storages remains paramount. Predictable filling trajectories increase transparency and prevent market distortion.</p>	<p>2022-2023 <del>period</del>, the European gas market remains tight <u>and the geopolitical situation remains unclear</u>. More intense competition for global LNG supplies can increase Member States exposure to price volatility. <del>The gas price development during the 2024/2025 winter may confirm the trend.</del> In such situation, the role of gas storages remains paramount. <del>Predictable filling trajectories increase transparency and prevent market distortion.</del></p>	<p>period, the European gas market remains tight. More intense competition for global LNG supplies can increase Member States exposure to price volatility. [The gas price development during the <b>winter of 2024/2025 might</b>2024/2025 winter may confirm the trend.]<sup>2</sup> In such <del>situation</del><b>cases</b>, the role of gas storages remains paramount. Predictable filling trajectories increase transparency and prevent market distortion.</p> <p>2. This sentence will be updated during the lawyer-linguist revision.</p>	<p>2022-2023 <del>period</del>, the European gas market remains tight <u>and the geopolitical situation remains unclear</u>. More intense competition for global LNG supplies can increase Member States exposure to price volatility. [The gas price development during the <b>winter of 2024/2025 might</b><del>2024/2025 winter</del> <b>may</b> confirm the trend.]<sup>2</sup> In such <del>situation</del><b>cases</b>, the role of gas storages remains paramount. Predictable filling trajectories increase transparency and prevent market distortion.</p> <p>Agreed. COM to check brackets</p>
Recital 6				
16	<p>(6) Pursuant to Regulation (EU) 2017/1938 the obligation of the Member States to follow an annual filling trajectory and to ensure that the filling target is achieved by 1 November of each year expires on 31 December 2025.</p>	<p>(6) Pursuant to Regulation (EU) 2017/1938 the obligation of the Member States to follow an annual filling trajectory and to ensure that the filling target is achieved by 1 November of each year expires on 31 December 2025.</p>	<p>(6) Pursuant to Regulation (EU) 2017/1938 the obligation of the Member States to follow an annual filling trajectory and to ensure that the filling target is achieved by 1 November of each year expires on 31 December 2025.</p>	<p>(6) Pursuant to Regulation (EU) 2017/1938 the obligation of the Member States to follow an annual filling trajectory and to ensure that the filling target is achieved by 1 November of each year expires on 31 December 2025.</p> <p>Text Origin: Commission Proposal</p>
Recital 6a				
16a		<p><u>(6a) Since 2022, the Union has substantially succeeded in</u></p>		-

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		<i><u>making gas supplies more secure by increasing LNG imports from trustworthy global partners and is aiming to fully eliminate the Union's reliance on Russian fossil fuels, building on the progress of REPowerEU. The Union has developed new regasification facilities and port terminals, while also establishing a liquid gas market that ensures strong resilience against potential disruptions in the remaining Russian pipeline supplies.</u></i>		Moved to 11a
Recital 6b				
g	16b	<i><u>(6b) The changed global political environment has to be taken into account with regard to the reliability of the gas suppliers and gas supplying countries.</u></i>		<i><u>(6b) The changed global political environment has to be taken into account with regard to the reliability of the gas suppliers and gas supplying countries.</u></i>
Recital 7				
g	17	(7) <del>At the same time</del> <i><u>In the light of the European success to derisk its gas import structure,</u></i> the overall framework to meet <del>this 1 November target must</del> <i><u>the Union's need for natural gas must strike a balance between energy security and the return to market-based principles. It must thus</u></i> be flexible enough during the filling season to allow a swift reaction to constantly	(7) At the same time, the overall framework <b>established</b> to meet <del>this 1 November</del> <b>the filling</b> target <del>must</del> <b>should</b> be flexible enough during the filling season to allow <b>for</b> a swift reaction to constantly changing market conditions and in particular to take advantage of the best purchasing conditions. <b>For example, it should be possible to achieve the</b>	(7) <del>At the same time</del> <i><u>In the light of the European success to derisk its gas import structure,</u></i> the overall framework to meet <del>this 1 November target must</del> <i><u>the Union's need for natural gas must strike a balance between energy security and the return to market-based principles. It must thus</u></i> be flexible enough during the filling season to allow a swift reaction to constantly

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		<p>changing market conditions and in particular to take advantage of the best purchasing conditions <u>in order to bring down gas prices in Europe. The filling target should therefore be lowered to 83 %.</u></p>	<p><b>filling target at any point in time between 1 October and 1 December, taking into account the start of the Member States withdrawal period. Once a Member State reaches the 90% filling target in this period, it is not required to maintain that storage level until 1 December.</b></p>	<p>changing market conditions and in particular to take advantage of the best purchasing conditions <u>in order to bring down gas prices in Europe.</u></p> <p><u>For example, it should be possible to achieve the filling target at any point in time between 1 October and 1 December, taking into account the start of the Member States withdrawal period. Once a Member State reaches the 90% filling target in this period, it should not required to maintain that storage level until 1 December.</u></p> <p>Provisionally agreed at 06/06 ITM.</p>
Recital 8				
18	<p>(8) The purpose of intermediary filling targets, agreed upon each year by the Member States, is to ensure that the mandatory 1 November target is met. However, these targets are indicative and should allow for storage filling in such a way that there is sufficient flexibility available for market participants throughout the year in accordance with Recommendation XXX.</p>	<p>(8) <u>To enhance market stability and mitigate the risk of undue price volatility potentially triggered by</u> <del>The purpose of intermediary filling targets, agreed upon each year by the</del> <u>it is appropriate to provide increased flexibility for storage filling.</u> <del>Member States, is to ensure that the mandatory 1 November target is met. However, these targets are</del> <u>should therefore provide indicative filling plans on a yearly</u></p>	<p>(8) The purpose of <del>intermediary filling targets</del> <b>trajectories</b>, agreed upon each year by the Member States, is to ensure that the mandatory <del>±</del> <b>November</b> filling target is met <b>within the timeframe from 1 October to 1 December.</b> However, <del>these targets are</del> <b>the filling trajectory should be</b> indicative and should allow for storage filling in such a way that there is sufficient flexibility</p>	<p>(8) The purpose of <del>intermediary filling targets, agreed upon each year by the</del> <b>trajectories, set by</b> Member States <b>each year representing their annual filling plan</b>, is to ensure that the mandatory <del>±</del> <b>November</b> filling target is met <b>within the timeframe from 1 October to 1 December.</b> However, <del>these targets are</del> <b>the filling trajectory should be</b> indicative and should allow for storage filling in</p>

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		<p><i>basis that could include where appropriate an indicative <u>filling trajectory</u> and should allow for storage filling in such a way that there is sufficient flexibility available for market participants throughout the year <del>in accordance with</del>, <u>taking into account</u> Recommendation <del>XXX(2025)1481</del>.</i></p>	<p>available for market participants throughout the year in accordance <del>with</del> <u>taking into account</u> Recommendation <del>XXXC(2025)1481</del>.</p>	<p>such a way that there is sufficient flexibility available for market participants throughout the year <del>in accordance with</del> <u>taking into account</u> Recommendation <del>XXXC(2025)1481</del>.</p> <p>Provisionally agreed at 06/06 ITM.</p>
Recital 8a				
18a		<p><i>(8a) <u>Member States should have the possibility to deviate by up to four percentage points from the filling target in the case of unfavourable market conditions, relating, inter alia, to factors such as supply and demand and competition, or of trading activities hindering cost-effective storage filling, that significantly limit the ability to ensure that the gas storages are filled in accordance with this Regulation.</u></i></p>	<p>(8a) Member States should have the possibility to deviate by up to ten percentage points from the filling target in the case of unfavourable market conditions, such as indications of possible market manipulations, or of trading activities hindering cost-effective storage filling, that significantly limit the ability to ensure that the gas storages are filled in accordance with this Regulation.</p>	<p><i>(8a) <u>Member States should have the possibility to deviate by up to ten percentage points from the filling target in the case of difficult conditions that limit the ability to ensure that the gas storages are filled in accordance with this Regulation, [such as the existence of very high average prices in wholesale gas markets exceeding the average price during five consecutive years after the entry into force of Regulation (EU) 2017/1938 or unforeseen technical circumstances that would make storage injection very difficult and costly.]</u></i></p> <p>First part is agreed. ITM on 12/06 will come back on the text into brackets.</p>
Recital 8b				

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18b		<i><u>(8b) Moreover, the Commission should be empowered to adopt delegated acts to amend for one filling season the level of the allowed deviation of four percentage points by increasing it by up to an additional four percentage points, in the case of persistent unfavourable market conditions.</u></i>	(8b) Moreover, the Commission should be empowered to adopt delegated acts to amend for one filling season the level of allowed deviation of ten percentage points by increasing it, in the case of persistent unfavourable market conditions.	<i><u>(8b) Moreover, the Commission should be empowered to adopt delegated acts to amend for one filling season the level of the allowed deviation of ten percentage points by increasing it by up to an additional five percentage points, in the case of persistent unfavourable market conditions, such as indications of possible market manipulations, or of trading activities hindering cost-effective storage filling, that significantly limit the ability to ensure that the gas storages are filled in accordance with this Regulation.</u></i>  Provisionally agreed at 06/06 ITM.
Recital 8c				
18c		<i><u>(8c) The cumulative effects of the flexibilities and derogations in this Regulation should not bring down the overall storage filling obligations under 75 %.</u></i>		Council mandate. Provisionally agreed at 06/06 ITM.
Recital 9				
19	(9) Commission's assessment of the current energy-security framework has confirmed the positive impact of the storage-filling requirements on the security	(9) <u>The</u> Commission's assessment of the current energy-security framework has confirmed the positive impact of the storage-filling requirements on the security	(9) <b>The</b> Commission's assessment of the current energy-security framework has confirmed the positive impact of the storage-filling requirements on the security	(9) <u>The</u> Commission's assessment of the current energy-security framework has confirmed the positive impact of the storage-filling requirements on the security

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	of gas supply and those positive effects should be preserved beyond 2025.	of gas supply and those positive effects should be preserved beyond 2025. <u>Extending these measures would not only contribute to the continued safeguarding of supply security, but would also constitute a key instrument in the Union's efforts to eliminate its dependence on imports of gas originating in the Russian Federation.</u>	of gas supply and those positive effects should be preserved beyond 2025.	of gas supply and those positive effects should be preserved beyond 2025.  Provisionally agreed at 06/06 ITM. EP amendment to be included in recital 11a.  Text Origin: Council Mandate
Recital 9a				
19a		<u>(9a) At the same time this Regulation should respond to current and future changes in the natural gas markets and contribute to the strategic objective of bringing down energy prices and facilitate the gradual return towards market-based mechanisms for storage refilling.</u>		<u>(9a) At the same time this Regulation should respond to current and future changes in the natural gas markets and contribute to the strategic objective of bringing down energy prices and facilitate the gradual return towards market-based mechanisms for storage refilling.</u>  Provisionally agreed at 06/06 ITM.  Text Origin: EP Mandate
Recital 9b				
19b		<u>(9b) In order to maintain the security of supply and the appropriate level of filling, the Commission should continuously monitor the market and explore ways that could help meet the</u>	(9a) In order to maintain the security of supply and the appropriate level of filling, the Commission should continuously monitor the market and explore ways that	<u>(9b) In order to maintain the security of supply and the appropriate level of filling, the Commission should continuously monitor the market and explore ways that could help meeting the</u>

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		<u>filling target, for example using demand aggregation and joint purchasing mechanisms.</u>	could help meeting the filling target, for example measures of financial nature, in particular when using demand aggregation and joint purchasing mechanism.	<u>filling target, while making the use of demand aggregation and joint purchasing mechanism more efficient.</u>  Provisionally agreed at 06/06 ITM.
Recital 10				
20	(10) It is therefore necessary to extend by two years the relevant gas storage filling provisions that provide predictability and transparency as to the utilisation of gas-storage facilities across the Union.	(10) It is therefore necessary to extend by two years the relevant gas storage filling provisions that provide predictability and transparency as to the utilisation of gas-storage facilities across the Union <u>while at the same time introducing some flexibility into this Regulation.</u>	(10) It is therefore necessary to extend <del>by two years</del> the relevant gas storage filling provisions that provide predictability and transparency as to the utilisation of gas-storage facilities across the Union <b>by two years.</b>	(10) It is therefore necessary to extend by two years the relevant gas storage filling provisions that provide predictability and transparency as to the utilisation of gas-storage facilities across the Union <u>while at the same time introducing some flexibility into this Regulation.</u>  Provisionally agreed at 06/06 ITM.  Text Origin: EP Mandate
Recital 10a				
20a				<u>(10a) Considering that the relevant gas storage filling provisions should apply as a matter of urgency before the start of the next winter season in order for Member States to meet their target in time, this Regulation should enter into force on the day following that of its publication in the Official Journal of the European Union.”</u>

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				Provisionally agreed at 06/06 ITM.
Recital 10b				
G	20b	<p><u>(10a) In line with the Commission’s commitment to better regulation and simplification, and reflecting the overall improvement in the Union’s energy security framework, the monitoring of compliance with this Regulation should place greater trust in the Member States’ administrative capacities. The supervisory burden on the Commission should be reduced accordingly, with a shift towards lighter-touch reporting obligations and streamlined procedures. This approach reinforces the principle of subsidiarity, avoids unnecessary administrative complexity, and is consistent with the Commission’s simplification efforts as outlined in its Work Programme 2025.</u></p>		<p><u>(10b) In line with the Commission’s commitment to better regulation and simplification, and reflecting the overall improvement in the Union’s energy security framework, this Regulation should avoid unnecessary administrative complexity.</u></p> <p>EP proposal for ITM 5</p> <p>Provisionally agreed at 06/06 ITM.</p>
Recital 10c				
Y	20c	<p><u>(10b) Regulation (EU) 2017/1938 should be revised by the Commission in due time and before 2027 to be adapted to the evolving energy landscape and to</u></p>		COM to draft a compromise

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		<i><u>reflect the future needs for gas storage. Among other issues, any amendments should address the limitations of the current definition of “protected customers”, the prevention of speculation on the gas markets and speculative activities that artificially inflate prices, the role of energy efficiency measures leading to verifiable gas demand reduction and how this could be used for further flexibilities by Member States and consider the framework under an evolving energy mix that will have an increased role of alternative sources to gas such as renewable energy sources, hydrogen together with the role of energy efficiency.</u></i>		
Recital 11				
G	21	(11) Regulation (EU) 2017/1938 should therefore be amended accordingly,	(11) Regulation (EU) 2017/1938 should therefore be amended accordingly,	(11) Regulation (EU) 2017/1938 should therefore be amended accordingly,  Text Origin: Commission Proposal
Formula				
G	22	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				Text Origin: Commission Proposal
Article 1				
23	Article 1 Amendment to Regulation (EU) 2017/1938	Article 1 <del>Amendment to</del> Regulation (EU) 2017/1938 <u>is amended as follows:</u>	Article 1 <del>Amendment to</del> Regulation (EU) 2017/1938 <b>is amended as follows:</b>	Article 1 <del>Amendment to</del> Regulation (EU) 2017/1938 <u>is amended as follows:</u>  Text Origin: EP Mandate
Article 1, first paragraph -a				
23a		<u>(1) in Article 2, point 27 is deleted;</u>	(1) in Article 2, the point (27) is replaced by the following:	<u>(1) in Article 2, the point (27) is replaced by the following:</u>  Agreed at T2  Text Origin: Council Mandate
Article 1, first paragraph -a, point (1)				
23b			“(27) “filling trajectory” means a series of indicative intermediate targets for the underground gas storage facilities of each Member State set in accordance with Article 6a(7).	<u>(1) “(27) “filling trajectory” means a series of indicative intermediate targets for the underground gas storage facilities of each Member State, representing their filling plan, set in accordance with Article 6a(7).</u>  Agreed at T2
Article 1, first paragraph -b				
23c		<u>(2) Article 6a is amended as follows:</u>	(2) Article 6a, is amended as follows :	<u>(2) Article 6a is amended as follows:</u>  Text Origin: EP Mandate
Article 1, first paragraph -b, amending provision, first paragraph				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
23d		<u>(a) the title is replaced by the following: 'Filling target';</u>		Council mandate. Provisionally agreed at 06/06 ITM.
Article 1, first paragraph -b, point (1)				
23e		<u>(b) in paragraph 1, the first subparagraph is replaced by the following: '1. Subject to paragraphs 2 to 5, Member States shall meet the filling target of 83 % for the aggregated capacity of all underground gas storage facilities that are located on their territory and directly interconnected to a market area in their territory and for storage facilities listed in Annex Ib at any point in time between 1 October and 1 December each year.';</u>	(a) in paragraph 1, the first subparagraph is replaced by the following: 1. Subject to paragraphs 2 to 5e, Member States shall meet the following filling target for the aggregated capacity of all underground gas storage facilities that are located on their territory and directly interconnected to a market area in their territory and for storage facilities listed in Annex Ib at any point in time between 1 October and 1 December each year: <sup>1</sup>  1. The references to the date of 1 November will be replaced throughout the text of the gas storage Regulation in particular 6c(1) and 6c(5)(a).	<u>(a) in paragraph 1, the first subparagraph is replaced by the following: 1. Subject to [paragraphs 2 to 5e], Member States shall meet the following filling target for the aggregated capacity of all underground gas storage facilities that are located on their territory and directly interconnected to a market area in their territory and for storage facilities listed in Annex Ib at any point in time between 1 October and 1 December each year:<sup>1</sup>  1. The references to the date of 1 November will be replaced throughout the text of the gas storage Regulation in particular 6c(1) and 6c(5)(a).</u>  Provisionally agreed at 06/06 ITM. Text in square brackets to be adjusted with the final deal.
Article 1, first paragraph -b, point (2)				

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23f		<p><u>(ba) paragraph 2 is replaced by the following:</u></p> <p><u>'2. Notwithstanding paragraph 1 and without prejudice to the obligations of other Member States to fill the underground gas storage facilities concerned, the filling target for each Member State in which the underground gas storage facilities are located shall be reduced to a volume corresponding to 32,28 % of the average annual gas consumption over the preceding five years for that Member State.'</u></p>		<p>Provisionally agreed at 06/06 ITM. See line 23i.</p>
Article 1, first paragraph -b, point (3)				
23g		<p><u>(c) the following paragraphs are inserted:</u></p> <p><u>'5a. Notwithstanding paragraph 1 and without prejudice to the obligation of other Member States to fill the underground gas storage facilities concerned, Member States may decide to deviate by up to four percentage points, from the filling target set out in paragraph 1 for each Member State if market conditions are unfavourable for filling underground gas storage facilities.'</u></p>	<p>(b) the following paragraphs are inserted:</p> <p>5a. Notwithstanding paragraph 1 and without prejudice to the obligation of other Member States to fill the underground gas storage facilities concerned, Member States may decide to deviate, by up to ten percentage points, from the filling target set out in paragraph 1 point b for each Member State in case of unfavourable market conditions for filling underground gas storage facilities.</p>	<p><u>(3) (b) the following paragraphs are inserted:</u></p> <p><u>5a. Notwithstanding paragraph 1 and without prejudice to the obligation of other Member States to fill the underground gas storage facilities concerned, each Member State may decide to deviate, by up to ten percentage points, from the filling target set out in paragraph 1 point b in case of difficult conditions for filling underground gas storage facilities.'</u></p>

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		<p>Notwithstanding paragraph 1, in addition to a possible deviation in accordance with the first subparagraph and without prejudice to the obligation of other Member States to fill the underground gas storage facilities concerned, Member States may decide to deviate, by up to five percentage points from the filling target set out in paragraph 1 point b for each Member State, if:</p> <p>(a) their national gas production exceeds their average annual consumption over the preceding two years; or</p> <p>(b) specific technical characteristics of an individual underground storage facility with technical capacity above 40 TWh located on its territory require a slow injection rate causing an exceptionally long injection period of more than 115 days,</p>	<p><u>Notwithstanding paragraph 1, in addition to a possible deviation in accordance with the first subparagraph and without prejudice to the obligation of other Member States to fill the underground gas storage facilities concerned, each Member State may decide to deviate, by up to five percentage points from the filling target set out in paragraph 1 point b , if:</u></p> <p><u>(a) its national gas production exceeds its average annual consumption over the preceding two years; or</u></p> <p><u>(b) specific technical characteristics of an individual underground storage facility with technical capacity above 40 TWh located on its territory require a slow injection rate causing an exceptionally long injection period of more than 115 days.</u></p> <p><u>A Member State using any of the flexibilities provided for in paragraphs 5a to 5d shall consult the Commission and provide justification immediately. The Commission shall promptly update the Gas Coordination</u></p>

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			PUBLIC	<p><u>Group on the cumulative effects of all granted flexibilities and any directly affected Member States in a timely manner.</u></p> <p><u>A Member State may use the flexibilities provided under paragraph 5a subparagraph 2 as long as this does not impact negatively on the ability of directly connected Member States to supply gas to their protected customers or this does not impact negatively on the functioning of the internal market in gas. The Commission, in cooperation with the Member States using the flexibilities referred to in this subparagraph, shall assess the potential consequences of implementing these flexibilities, and inform the Gas Coordination Group immediately.</u></p> <p>Provisionally agreed at 06/06 ITM.</p>
Article 1, first paragraph -b, point (4)				
23h		<p><u>5b. In duly justified cases of persistent unfavourable market conditions, and provided that the security of supply of the Union and the Member States is not undermined, the Commission is empowered to adopt delegated</u></p>	<p>5b. Provided that the security supply of the Union and the Member States is not undermined, the Commission is empowered to adopt delegated acts in accordance with Article 19 to amend for one filling</p>	<p><u>5b. Provided that the security supply of the Union and the Member States is not undermined, the Commission is empowered to adopt delegated acts in accordance with Article 19 to amend for one filling season</u></p>

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		<p><u>acts in accordance with Article 19 to amend this Regulation by increasing the allowed deviation for Member States, as laid down in paragraph 5a by up to 4 percentage points.</u></p> <p><u>In its assessment, the Commission shall in particular take into account the level of storage filling in the Member States, global gas supply, ENTSOG's seasonal supply outlook, and indications of market manipulation. It may also take into consideration Member State measures, such as the deployment of gas demand-reduction measures for gas that achieve equivalent gas reductions during the following withdrawal season.</u></p>	<p>season the level of allowed deviation of up to ten percentage points laid down in paragraph 5a first subparagraph by increasing it, in the case of persistent unfavourable market conditions. In the assessment, the Commission shall in particular take into account the level of storage filling, global gas supply, ENTSOG's seasonal supply outlook, and indications of market manipulation. In order to ensure full consistency in the filling targets applicable to Member States, the Commission shall, when increasing, in accordance with this paragraph, the level of allowed deviation laid down in paragraph 5a, first subparagraph, adapt to the same extent the volumes set out in paragraph 2 and in Article 6c paragraph 1 and paragraph 5.</p>	<p><u>the level of allowed deviation of up to five percentage points laid down in [paragraph 5a first subparagraph] by increasing it, in the case of persistent unfavourable market conditions.</u></p> <p><u>In the assessment, the Commission shall in particular take into account the level of storage filling, global gas supply, ENTSOG's seasonal supply outlook, and indications of market manipulation. In order to ensure full consistency in the filling targets applicable to Member States, the Commission shall, when increasing, in accordance with this paragraph, the level of allowed deviation laid down in paragraph 5a, first subparagraph, adapt to the same extent the volumes set out in paragraph 2 and in Article 6c paragraph 1 and paragraph 5.</u></p> <p>Provisionally agreed at 06/06 ITM. Reference in square brackets to see correct numbering at the end.</p>
Article 1, first paragraph -b, point (5)				
23i		<p><u>5c. Member States referred to in paragraph 2 may under the same conditions as those provided for in paragraph</u></p>	<p>5c. Member States may under the same conditions as those set in paragraph 5a decide to deviate by up to three</p>	<p><u>5c. Member States may under the same conditions as those set in paragraph 5a decide to deviate by up to three</u></p>

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		<u>5a decide to deviate by up to 1,55 % below the volume set out in paragraph 2.</u>	percentage points and eighty-eight hundredth below the volume set out in paragraph 2.	<u>percentage points and eighty-eight hundredth below the volume set out in paragraph 2.</u>  Provisionally agreed at 06/06 ITM.  Text Origin: Council Mandate
Article 1, first paragraph -b, point (6)				
23j			5d. Member States may under the same conditions as those set out in paragraph 5a decide to deviate by up to one percentage point and sixty-six hundredth below the average annual gas consumption volume set out in Article 6c paragraph 1 and paragraph 5.	<u>5d. Member States may under the same conditions as those set out in paragraph 5a decide to deviate by up to one percentage point and sixty-six hundredth below the average annual gas consumption volume set out in Article 6c paragraph 1 and paragraph 5.</u>  Provisionally agreed at 06/06 ITM.  Text Origin: Council Mandate
Article 1, first paragraph -b, point (7)				
23k		<u>5d. Before using any of the deviations provided for in paragraphs 5a and 5c, each Member State shall consult the Commission and provide without undue delay a justification for its decision. The Commission shall promptly inform the GCG about the cumulative effects of all</u>	5e. A Member State using any of the flexibilities provided for in paragraphs 5a to 5d shall consult the Commission and provide justification immediately. The Commission shall promptly update the Gas Coordination Group on the cumulative effects of all granted flexibilities and any directly	Moved to line 23g

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		<u><i>deviations pursuant to paragraphs 5a and 5c and any directly affected Member States.</i></u>	<p>affected Member States in a timely manner.</p> <p>A Member State may use the flexibilities provided under paragraph 5a subparagraph 2 as long as this does not impact negatively on the ability of directly connected Member States to supply gas to their protected customers or this does not impact negatively on the functioning of the internal market in gas. The Commission, in cooperation with the Member States using the flexibilities referred to in this subparagraph, shall assess the potential consequences of implementing these flexibilities, and inform the Gas Coordination Group immediately.</p>	
Article 1, first paragraph -b, point (8)				
231		<p><u><i>(d) paragraph 6 and 7 are replaced by the following:</i></u>  <u><i>'6. In order to meet the filling target, Member States shall take all necessary measures and strive to follow the filling plan defined in accordance to paragraph 7.</i></u></p>	<p>(c) paragraph 6 is replaced by the following:  6. In order to achieve the filling target, Member States shall strive to follow the filling trajectory set in accordance with Article 6a(7).</p>	<p><u><i>(c) paragraph 6 is replaced by the following:</i></u>  <u><i>6. In order to achieve the filling target, Member States shall strive to follow the filling trajectory set in accordance with Article 6a(7).</i></u></p> <p>Agreed at T2</p>
Article 1, first paragraph -b, point (9)				

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23m		<u>7. Member States with underground gas storage facilities shall submit to the Commission in due time an indicative filling plan for the whole calendar year to reach the yearly gas storage filling target set in paragraph 1. The plan shall include technical information for the underground gas storage facilities on its territory and shall be directly interconnected to its market area in an aggregated form.’;</u>		<u>(9) In paragraph 7, the following subparagraph 2 is inserted:</u>  <u>The Commission shall inform the GCG of the aggregated filling trajectories notified by Member States in a timely manner.</u>  <u>In paragraph 7, the third subparagraph is deleted</u>
Article 1, first paragraph -b, point (10)				
23n		<u>(e) paragraph 8 is deleted;</u>	(d) paragraph 8 is replaced by the following:  8. The competent authority of each Member State shall take all necessary measures in accordance with Article 6b to meet the filling target. Where, in any given year, a Member State does not meet its filling target, its competent authority shall take effective measures to ensure security of supply considering the price impact on the gas market. The Member States shall inform the Commission and the Gas Coordination Group without delay, providing	<u>(d) paragraph 8 is replaced by the following:</u>  <u>8. The competent authority of each Member State shall take all necessary measures in accordance with Article 6b to meet the filling target. Where, in any given year, a Member State does not meet its filling target, its competent authority shall take effective measures to ensure security of supply considering the price impact on the gas market. The Member States shall inform the Commission and the Gas Coordination Group without delay, providing reasons for the</u>

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			reasons for the failure to meet the filling target and the measures taken.	<u>failure to meet the filling target and the measures taken.</u> Agreed at T2
Article 1, first paragraph -b, point (11)				
23o		<u>(f) paragraphs 10 and 11 are replaced by the following:</u>  <u>'10. The competent authority of each Member State shall continuously monitor compliance with the filling target as set in the filling plan and shall report regularly and at least once per month to the Commission and the GCG. If it is foreseen that the target cannot be met, the competent authority shall, without delay, take effective measures to meet the target. Member States shall inform the Commission and the GCG of the measures taken.</u>	(e) paragraph 10 is replaced by the following:  10.The competent authority of each Member State may take all necessary measures in accordance with Article 6b to meet the filling trajectory, including the introduction of binding intermediate targets at national level. They shall continuously monitor alignment with the filling trajectory and inform the Gas Coordination Group regularly. The Commission shall regularly inform the Gas Coordination Group on the performance of the indicative trajectory.	<u>(e) paragraph 10 is replaced by the following:</u>  <u>10.The competent authority of each Member State may take all necessary measures in accordance with Article 6b to meet the filling trajectory, including the introduction of binding intermediate targets at national level. They shall continuously monitor alignment with the filling trajectory and inform the Gas Coordination Group regularly. The Commission shall regularly inform the Gas Coordination Group on the performance of the indicative trajectory.</u>  Agreed at T2
Article 1, first paragraph -b, point (12)				
23p		<u>11. In the event of a substantial and sustained deviation by a Member State from the filling plan, which compromises the meeting of the</u>	(f) paragraph 11 is replaced by the following:  11. In the event of a substantial and sustained deviation by a	<u>(f) paragraph 11 is replaced by the following:</u>  <u>11. In the event of a substantial and sustained deviation by a</u>


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		<p><u><i>filling target or in the event of a deviation from the filling target, the Commission shall, where appropriate, after consulting the GCG and the Member States concerned, issue a recommendation to that Member State or to the other Member States concerned regarding measures to be taken immediately to remedy the deviation or to minimize the impact on the security of supply, considering inter alia possible unfavourable market conditions. and specificities of Member States, such as the technical characteristics and size of the underground gas storage facilities in relation to the domestic gas consumption, the declining importance of the underground low calorific gas storage facilities for the security of gas supply, and existing LNG storage capacity.</i></u></p>	<p>Member State from the filling trajectory, compromising the achievement of the filling target, or in the event of a deviation from the filling target, the Commission shall where appropriate, after consulting the Gas Coordination Group and the Member States concerned, issue a recommendation to that Member State or to the other Member States concerned, regarding measures to be taken to remedy the deviation or to minimize the impact on security of supply, considering inter alia possible unfavourable market conditions and specificities of Member States, such as the technical characteristics and size of the underground gas storage facilities in relation to the domestic gas consumption, the declining importance of the underground low calorific gas storage facilities for the security of gas supply, and existing LNG storage capacity.</p>	<p><u><i>Member State from the filling trajectory, compromising the achievement of the filling target, or in the event of a deviation from the filling target, the Commission shall where appropriate, after consulting the Gas Coordination Group and the Member States concerned, issue a recommendation to that Member State or to the other Member States concerned, regarding measures to be taken to remedy the deviation or to minimize the impact on security of supply, considering inter alia possible difficult conditions or unfavourable market conditions and specificities of Member States, such as the technical characteristics and size of the underground gas storage facilities in relation to the domestic gas consumption, the declining importance of the underground low calorific gas storage facilities for the security of gas supply, and existing LNG storage capacity.</i></u></p> <p>Agreed at T2</p>
Article 1, first paragraph -b, point (13)				

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23q		<u><i>11a. When a Member State does not meet the filling target set in paragraph 1 thus endangering the security of supply of the Union, the Commission shall adopt an implementing act setting a filling plan for that Member State for the year after, based on the technical information provided by each Member State and taking into account the assessment of the GCG. That implementing act shall be adopted in accordance with the examination procedure referred to in Article 18a(2). It shall be based on an assessment of the general security of gas supply situation and the development of gas demand and supply in the Union and individual Member States with the aim of safeguarding the security of gas supply.</i></u> ;		Agreed at T2 (deletion of IA).
Article 1, first paragraph -c				
23r		<u><i>(3) Article 6b is amended as follows:</i></u>	(3) in Article 6b, paragraph 2 is replaced by the following:	<u><i>(3) in Article 6b, paragraph 2 is replaced by the following:</i></u>  Provisionally agreed at 06/06 ITM.  Text Origin: Council Mandate
Article 1, first paragraph -c, point (1)				


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23s		<u>(a) the title is replaced by the following: 'Implementation of the filling target';</u>		Provisionally agreed at 06/06 ITM.
Article 1, first paragraph -c, point (2)				
23t		<u>(b) in paragraph 1, the first subparagraph is replaced by the following:</u>  <u>'1. Member States shall take all necessary measures to meet the filling target set pursuant to Article 6a. When ensuring that the filling target is met, Member States shall prioritise, where possible, market-based measures.'</u>		Provisionally agreed at 06/06 ITM (Council mandate but subject to final deal).
Article 1, first paragraph -c, point (3)				
23u		<u>(c) paragraph 2 is replaced by the following:</u>  <u>'2. The measures taken by the Member States pursuant to paragraph 1 shall be limited to what is necessary to meet the filling target. They shall be clearly defined, transparent, proportionate, non-discriminatory and verifiable. They shall not unduly distort competition or the proper functioning of the internal</u>	<b>2.</b> The measures taken by the Member States pursuant to paragraph 1 shall be limited to what is necessary to meet the filling trajectories where relevant and the filling target. All measures taken pursuant to Article 6a(8) and 6a(10) shall be clearly defined, transparent, proportionate, non-discriminatory and verifiable. They shall not unduly distort competition or the proper functioning of the internal	<u>2. The measures taken by the Member States pursuant to paragraph 1 shall be limited to what is necessary to meet the filling trajectories where relevant and the filling target. All measures taken pursuant to Article 6a(8) and 6a(10) shall be clearly defined, transparent, proportionate, non-discriminatory and verifiable. They shall not unduly distort competition or the proper functioning of the internal market in gas or endanger the</u>

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		<u>market in gas, unduly increase energy costs or endanger the security of gas supply of other Member States or of the Union. Member States shall inform the Commission and the GCG of any such measures.';</u>	market in gas or endanger the security of gas supply of other Member States or of the Union. Member States shall inform the Commission and the Gas Coordination Group of those measures without delay.	<u>security of gas supply of other Member States or of the Union. Member States shall inform the Commission and the Gas Coordination Group of those measures without delay.</u> <small>Text Origin: Council Mandate</small>
Article 1, first paragraph -d				
g 23v		<u>(4) Article 6c is amended as follows:</u>	(4) In Article 6c, paragraph 6 is deleted.	<u>(4) Article 6c is amended as follows:</u> <small>Text Origin: EP Mandate</small>
Article 1, first paragraph -d, point (1)				
g 23w		<u>(a) in paragraph 1, first subparagraph is replaced by the following: '1. A Member State without underground gas storage facilities shall ensure that market participants within that Member State have in place arrangements with underground storage system operators or other market participants in Member States with underground gas storage facilities. Those arrangements shall provide for the use, by 1 December, of storage volumes corresponding to at least 15 % of the average annual gas consumption over the preceding</u>		<u>(a) in paragraph 1, first subparagraph is replaced by the following: '1. A Member State without underground gas storage facilities shall ensure that market participants within that Member State have in place arrangements with underground storage system operators or other market participants in Member States with underground gas storage facilities. Those arrangements shall provide for the use, by 1 December, of storage volumes corresponding to at least 15 % of the average annual gas consumption over the preceding</u>

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		<u>five years of the Member State without underground gas storage facilities. However, where cross-border transmission capacity or other technical limitations prevent a Member State without underground gas storage facilities from fully using 15 % of those storage volumes, that Member State shall store only those volumes that are technically possible.';</u>		<u>five years of the Member State without underground gas storage facilities. However, where cross-border transmission capacity or other technical limitations prevent a Member State without underground gas storage facilities from fully using 15 % of those storage volumes, that Member State shall store only those volumes that are technically possible.';</u>  Text Origin: EP Mandate
Article 1, first paragraph -d, point (2)				
G	23x	<u>(b) in paragraph 2, second subparagraph is replaced by the following: 'Member States without underground gas storage facilities shall demonstrate that they comply with paragraph 1 and shall notify the Commission accordingly.';</u>		<u>(b) in paragraph 2, third subparagraph is replaced by the following: 'Member States without underground gas storage facilities shall demonstrate that they comply with paragraph 1 and shall notify the Commission accordingly.';</u>
Article 1, first paragraph -d, point (3)				
G	23y	<u>(c) in paragraph 5, first subparagraph, point (a) is replaced by the following: '(a) ensure that by 1 December storage volumes correspond at least to the average usage of the storage capacity over the</u>		<u>(3) (c) in paragraph 5, first subparagraph, point (a) is replaced by the following: '(a) ensure that at any point in time between 1 October and 1 December storage volumes correspond at least to the average</u>

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		<p><u>preceding five years, determined, inter alia, by taking into account the flows during withdrawal season over the preceding five years from the Member States where the storage facilities are located; or</u>’;</p>		<p><u>usage of the storage capacity over the preceding five years, determined, inter alia, by taking into account the flows during withdrawal season over the preceding five years from the Member States where the storage facilities are located; or</u>’;</p> <p>Added time window.</p>
Article 1, first paragraph -d, point (4)				
23z		<p><u>(d) paragraph 6 is replaced by the following:</u></p> <p><u>‘6. Unless otherwise specified in Annex Ib, in the case of underground gas storage facilities located in one Member State that are not covered by paragraph 5 but that are directly connected to the market area of another Member State, that other Member State shall ensure that between 1 October and 1 December storage volumes correspond to at least the average of the storage capacity booked at the relevant cross-border point over the preceding five years.’;</u></p>		<p><u>‘6. Unless otherwise specified in Annex Ib, in the case of underground gas storage facilities located in one Member State that are not covered by paragraph 5 but that are directly connected to the market area of another Member State, that other Member State shall ensure that at any point in time between 1 October and 1 December storage volumes correspond to at least the average of the storage capacity booked at the relevant cross-border point over the preceding five years.’;</u></p> <p>Added time window.</p> <p>Text Origin: EP Mandate</p>
Article 1, first paragraph -e				

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23aa		<u>(5) Article 6d is amended as follows:</u>	(5) Article 6d is amended as follows:	<u>(5) Article 6d is amended as follows:</u> Text Origin: EP Mandate
Article 1, first paragraph -e, point (1)				
23ab		<u>(a) paragraphs 1 and 2 are replaced by the following:</u> <u>'1. Storage system operators shall report the filling level to the competent authority in each Member State where the underground gas storage facilities concerned are located and, if applicable, to an entity designated by that Member State (the 'designated entity') as set pursuant to Article 6a.</u>		<u>(a) paragraphs 1 and 2 are replaced by the following:</u> <u>'1. Storage system operators shall report the filling level to the competent authority in each Member State where the underground gas storage facilities concerned are located and, if applicable, to an entity designated by that Member State (the 'designated entity') as set pursuant to Article 6a.</u> Text Origin: EP Mandate
Article 1, first paragraph -e, point (2)				
23ac		<u>2. The competent authority and, if applicable, the designated entity of each Member State shall monitor the filling levels of the underground gas storage facilities on their territory at the end of each month and report monthly the results to the Commission without any delay. The competent authority shall</u>	(a) paragraph 2 is deleted	<u>(2) The competent authority and, if applicable, the designated entity of each Member State shall monitor the filling levels of the underground gas storage facilities on their territory at the end of each month and report the results to the Commission without any delay. The competent authority shall also include information on the share of gas</u>

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		<p><u>also include information on the share of gas originating in the Russian federation being stored in that Member State, where such information is available.</u>  <u>The Commission may, where appropriate, invite the European Union Agency for the Cooperation of Energy Regulators (ACER) to assist with such monitoring.;</u></p>		<p><u>originating in the Russian federation being stored in that Member State, as part of the working capacity of storage facilities<sup>1</sup>, where such information is available.</u>  <u>The Commission may, where appropriate, invite the European Union Agency for the Cooperation of Energy Regulators (ACER) to assist with such monitoring.</u></p> <p><u>1. See definition in regulation (EC) No 1099/2008</u></p> <p>Provisionally agreed at 06/06 ITM.  "Working gas" to be checked by EP.</p>
Article 1, first paragraph -e, point (2)				
23ad		<p><u>(b) paragraphs 4 and 5 are replaced by the following:</u></p> <p><u>'4. The GCG shall assist the Commission in the monitoring of the filling target, and shall develop guidance for the Commission on adequate measures to ensure better alignment in the event that Member States filling rates compromise the achievement of the filling target, or to ensure compliance with the filling target.</u></p>	<p>(b) paragraph 4 is replaced by the following:</p> <p>4. The Gas Coordination Group shall assist the Commission in the monitoring of the filling trajectories and the filling targets, and shall develop guidance for the Commission on adequate measures to ensure better alignment in the event that Member States deviate from the filling trajectories compromising the achievement</p>	<p><u>(2) (b) paragraph 4 is replaced by the following:</u></p> <p><u>4. The Gas Coordination Group shall assist the Commission in the monitoring of the filling trajectories and the filling targets, and shall develop guidance for the Commission on adequate measures to ensure better alignment in the event that Member States deviate from the filling trajectories compromising the achievement of the filling</u></p>

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		<u><i>4a. Where appropriate, the Commission shall implement measures helping Member States to meet the filling target, including measures to encourage participation in the demand aggregation and joint purchasing mechanism set up under Regulation (EU) 2022/2576 ('AggregateEU')*</i></u>	of the filling target, or to ensure compliance with the filling target.	<u><i>target, or to ensure compliance with the filling target. Where appropriate, the Commission shall support Member States in meeting the filling trajectories and the filling targets. These measures may include measures to make demand aggregation and joint purchasing more effective.</i></u>  Provisionally agreed at 06/06 ITM. EP and COM to check.
Article 1, first paragraph -e, point (3)				
Y	23ae	<u><i>5. Member States and, where appropriate, the Commission shall take the necessary measures to meet the filling target and to enforce upon market participants the storage obligations. These measures may include sufficiently deterrent sanctions and fines, such as adequate financial penalties.</i></u>	(c) paragraph 5 is replaced by the following:  5. Member States shall take the necessary measures to meet the filling target and to enforce upon market participants the storage obligations which are required to meet the filling target, including by imposing sufficiently deterrent sanctions and fines on those market participants.	To be discussed at 12/06 ITM. CNS and COM to draft a compromise.
Article 1, first paragraph -f				
G	23af	<u><i>(6) in Article 17a, paragraph 1, the following point is added:</i></u>		<u><i>(6) in Article 17a, paragraph 1, the following point is added:</i></u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u><i>'(da) the information about the share of gas originating in the Russian federation stored in the EU storages, provided by Member States in accordance with Article 6d(2).';</i></u>		<u><i>'(da) the information about the share of gas originating in the Russian federation stored in the EU storages, provided by Member States where available in accordance with Article 6d(2).';</i></u>  Provisionally agreed at 06/06 ITM.
Article 1, first paragraph				
24	In Article 22 of Regulation (EU) 2017/1938, the fourth paragraph is replaced by the following:	<u><i>(7)</i></u> in Article 22 <del>of Regulation (EU) 2017/1938</del> , the fourth paragraph is replaced by the following:	In Article 22 <del>of Regulation (EU) 2017/1938</del> , the fourth paragraph 4 is replaced by the following:	In Article 22 <del>of Regulation (EU) 2017/1938</del> , the fourth paragraph <u><i>4</i></u> is replaced by the following:  Text Origin: Council Mandate
Article 1, first paragraph, amending provision, first paragraph				
25	“ Article 2, points (27) to (31), Articles 6a to 6d, Article 16(3), Article 17a, Article 18a, Article 20(4), and Annexes Ia and Ib shall apply until 31 December 2027. ”	“ <u><i>Article 2, points (27) to (31), Articles 6a to 6d, Article 16(3), Article 17a, Article 18a, Article 20(4), and Annexes Ia and Annex Ib shall apply until 31 December 2027.;</i></u> ”	“ Article 2, points (27) to (31), Articles 6a to 6d, Article 16(3), Article 17a, Article 18a; <b>and</b> Article 20(4), <del>and Annexes Ia and Annex Ib</del> shall apply until 31 December 2027. ”	“ <u><i>Article 2, points (27) to (31), Articles 6a to 6d, Article 16(3), Article 17a, Article 18a, Article 20(4), and Annexes Ia and Annex Ib shall apply until 31 December 2027.;</i></u>  Text Origin: EP Mandate
Article 1, first paragraph, amending provision, first paragraph a				
25a		<u><i>(8) Annex Ia is deleted.</i></u> ”	(7) ANNEX Ia is deleted.	<u><i>(8) Annex Ia is deleted.</i></u>  Text Origin: EP Mandate
Article 1, first paragraph, amending provision, first paragraph b				
25b			(8) ANNEX Ib is replaced by:	<u><i>(8) ANNEX Ib is replaced by:</i></u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			<p>“ANNEX Ib</p> <p>Shared responsibility for the filling target and the filling trajectory</p> <p>With regard to the filling target and the filling trajectory pursuant to Article 6a, the Slovak Republic and Czechia share the responsibility concerning the storage facilities of Dolní Bojanovice. The exact ratio and extent of that responsibility of the Slovak Republic and Czechia is subject to a bilateral agreement of those Member States.</p> <p>Without prejudice to Article 13 and in accordance with Article 11(6)(b), the Slovak Republic and Czechia shall ensure that, when a crisis is declared pursuant to this Regulation, no measures affecting the Dolni Bojanovice storage facility that are likely seriously to endanger the gas supply situation or undermine the ability of natural gas undertakings to supply gas to protected customers in line</p>	<p><u>“ANNEX Ib</u></p> <p><u>Shared responsibility for the filling target and the filling trajectory</u></p> <p><u>With regard to the filling target and the filling trajectory pursuant to Article 6a, the Slovak Republic and Czechia share the responsibility concerning the storage facilities of Dolni Bojanovice. The exact ratio and extent of that responsibility of the Slovak Republic and Czechia is subject to a bilateral agreement of those Member States.</u></p> <p><u>Without prejudice to Article 13 and in accordance with Article 11(6)(b), the Slovak Republic and Czechia shall ensure that, when a crisis is declared pursuant to this Regulation, no measures affecting the Dolni Bojanovice storage facility that are likely seriously to endanger the gas supply situation or undermine the ability of natural gas undertakings to supply gas to protected customers in line with the national gas supply standard are introduced.”</u></p>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			with the national gas supply standard are introduced.”	” Text Origin: Council Mandate
Article 2				
26	Article 2 Entry into force	Article 2 Entry into force	Article 2 Entry into force	Article 2 Entry into force Text Origin: EP Mandate
Article 2, first paragraph				
27	This Regulation shall enter into force on the day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force <i>and shall apply</i> on the day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the day following that of its publication in the Official Journal of the European Union. Text Origin: Commission Proposal
Article 2, second paragraph				
28	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: EP Mandate
Formula				
29	Done at Brussels,	Done at Brussels,	Done at <del>Brussels</del> ...	Done at <del>Brussels</del> ... Text Origin: Council Mandate
Formula				
30	For the European Parliament	For the European Parliament	For the European Parliament	For the European Parliament Text Origin: Council Mandate

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Formula			
31	The President	The President	The President	The President <small>Text Origin: Council Mandate</small>
	Formula			
32	For the Council	For the Council	For the Council	For the Council <small>Text Origin: Council Mandate</small>
	Formula			
33	The President	The President	The President	The President <small>Text Origin: Council Mandate</small>