

**PROCEDURAL ACT No 01/2020
OF THE ENERGY COMMUNITY REGULATORY BOARD**

2020/01 ECRB-EnC: Decision of 7 August 2020 of the Energy Community Regulatory Board on cooperation and coordination of Contracting Parties' national regulatory authorities under Regulation 1227/2011 on wholesale energy market integrity and transparency¹

The Energy Community Regulatory Board,

Having regard to the Treaty Establishing the Energy Community (hereafter "Treaty") and in particular Article 60, 86 and 87 thereof,

Having regard to the proposal, made by the President and Vice-President,

Acting in accordance with the procedure laid down in the Internal Rules of Procedure of the Energy Community Regulatory Board (hereinafter 'ECRB'), Procedural Act No. 01/2007 amended by Procedural Acts 2009/01, 2012/01, 2013/02, 2015/01 and 2019/01

Having regard to Decision 2018/01/MC-EnC of the Energy Community Ministerial Council adopting Regulation 1227/2011 on wholesale energy market integrity and transparency (hereinafter 'REMIT Regulation')

HAS DECIDED AS FOLLOWS:

Article 1

Procedural Act No. 2020/01 is hereby adopted.

Article 2

This Decision is addressed to the members of the Energy Community Regulatory Board.

Article 3

The Energy Community Secretariat shall make this Decision and its Annex available to all Parties and institutions under the Energy Community Treaty within seven days after its adoption.

Article 4

This Decision shall enter into force upon adoption.

Done on 7 August 2020.

For the Regulatory Board

[signed]
Marko Bislimoski
President

¹ As adopted and adapted for the Energy Community based on Decision of the Energy Community Ministerial Council 2018/01/MC-EnC.

Annex to ECRB Procedural Act 01/2020

Article 1

Scope

The purpose of this Procedural Act is to:

- 1) establish the basis for coordination of Contracting Parties' national regulatory authorities in carrying out their tasks under the REMIT Regulation,
- 2) define the process for cooperation via the Energy Community Regulatory Board (ECRB),
- 3) harmonize the templates and formats used by the regulators,
- 4) outline the process for actions to be undertaken by ECRB, and
- 5) address confidentiality concerns in relation to data and information exchange.

Article 2

Definitions

- a) 'Business secrets'² means information about an undertaking's business activity whose disclosure could result in a serious harm to the same undertaking. Examples of information that may qualify as business secrets include: technical and/or financial information relating to an undertaking's know-how, methods of assessing costs, production secrets and processes, supply sources, quantities produced and sold, market shares, customer and distributor lists, marketing plans, cost and price structure and sales strategy.
- b) 'Confidential information'² means information other than business secrets which may be considered as confidential, insofar as its disclosure would significantly harm a person or undertaking. Depending on the specific circumstances of each case, this may apply to information about undertakings which are able to place considerable economic or commercial pressure on their competitors or on their trading partners, customers or suppliers.
- c) 'Contracting Parties' means the Contracting Parties to the Energy Community Treaty.
- d) 'Regulator(s)' means the national regulatory authority (-ies) for energy of the Energy Community Contracting Parties.
- e) 'REMIT Regulation' means Regulation 1227/2011 on wholesale energy market integrity and transparency as adopted and adapted for the Energy Community based on Decision of the Energy Community Ministerial Council 2018/01/MC-EnC.
- f) The definitions of the REMIT Regulation shall apply for the purpose of this Procedural Act.

Article 3

Role of regulators and ECRB

1. Article 7 REMIT Regulation requires that regulators monitor their national wholesale energy markets and, at regional level, cooperate via ECRB.
2. Article 16(1) REMIT Regulation requires that ECRB facilitates the cooperation and coordination of regulators.

² As defined by Agency for the Cooperation of Energy Regulators.

3. Article 16(2) REMIT Regulation requires that regulators inform ECRB in case they have reasonable grounds to suspect that acts of breach of the REMIT Regulation are being, or have been carried out in their Contracting Party or in another Contracting Party. This is in particular important when a potential act of breach has impact on more than one Contracting Parties.
4. In case of a suspected breach, according to Article 16(4) REMIT Regulation, ECRB is entitled:
 - a. to request additional information from the potentially affected regulators,
 - b. to request commencement of investigation by the potentially affected regulators,
 - c. to establish an investigatory group consisting of regulators from potentially affected parties (hereafter: investigatory group of the potentially affected regulators) , in case it is considered that a suspected breach has had cross-border impact.

Article 4

Exchange of information between regulators and ECRB

1. As a principle matter Regulators shall coordinate and communicate their investigatory work with other national competent authorities (competition authority, financial regulators, etc.).
2. To comply with the ECRB related provisions of Article 16(2) of the REMIT Regulation, regulators shall submit relevant information to the ECRB via email using Template 1.
3. Template 1 is considered to be submitted to ECRB if directed via email to ECRB Section at the Energy Community Secretariat. Without due delay the ECRB Section at the Energy Community Secretariat shall distribute the information received pursuant to paragraph (1) to the ECRB President and ECRB REMIT working group via email.
4. Within 3 weeks following the submission pursuant to paragraph (2), the ECRB REMIT working group shall agree on the next steps which may include:
 - a. Not to take further action, based on the lack of evidence on the suspected breach,
 - b. To request the potentially affected regulators to provide additional information on the suspected breach. The request should be sufficiently detailed and linked to the suspected breach,
 - c. To propose to the ECRB President that s/he requests the potentially affected regulators to commence investigation, or
 - d. To propose to the ECRB President to invite ECRB to establish an investigatory group within the ECRB REMIT working group in line with Article 16(4) litera (c) REMIT Regulation consisting of representatives of potentially affected regulators.
5. In case no physical meeting of the ECRB REMIT working group is scheduled prior to the expiry of the deadline referred to in paragraph (3), the ECRB REMIT working group shall agree by means of virtual meetings, conference call or email exchanges.
6. Without due delay, the ECRB REMIT working group chair will inform ECRB in writing on actions undertaken and related progress. This shall be facilitated by the ECRB Section at the Energy Community Secretariat.
7. Within two weeks regulators receiving a request for additional information or commencement of investigation should provide the necessary information or inform on the next steps. Such feedback shall be submitted via email to ECRB Section at the Energy Community Secretariat. The ECRB Section at the Energy Community Secretariat shall inform the ECRB REMIT WG.

Article 5

The role of investigatory group

1. The investigatory group established in accordance with Article 3(4) and 4(3) of this Procedural Act will assess the provided data and information and if necessary exchange additional data and information provided in the process by the involved members of the investigatory group.
2. The work of the investigatory group shall be facilitated by the ECRB Section at the Energy Community Secretariat.
3. In case of disagreement among the members of the investigatory group on the next steps and the follow-up actions, the ECRB Section will submit a written request to the ECRB REMIT working group to discuss the next steps or follow-up actions.
4. Representatives of Agency for the Cooperation of Energy Regulators or/and EU regulators may be invited to the investigatory group subject to their agreement. In this case, invitations shall be directed by the ECRB REMIT working group chair, following the request of the investigatory group. If such invitation was not directed by investigatory group, ECRB REMIT working group may direct such invitation if it finds it is necessary for the completion of the investigatory tasks.
5. Should the investigatory group need information or data from a regulator that is not member of the investigatory group or considers important the participation of other regulators or ACER, it shall request the ECRB REMIT working group chair to, on behalf of the working group and with the support of the ECRB Section:
 - a. invite the relevant regulator or ACER to inform and/or consult the investigatory group, or
 - b. request the relevant regulator to provide information related to the suspected breach.
6. Regulators receiving a request for additional information should provide feedback to the investigatory group within two weeks.
7. Regulators may refuse to act on a request for additional information where:
 - a. compliance might adversely affect the sovereignty or security of the relevant Contracting Party; or
 - b. judicial proceedings have already been initiated in respect of the same actions and against the same persons before the authorities of the state; or
 - c. a final judgment has already been delivered in relation to such persons for the same actions in the relevant Contracting Party.

In any such case, the relevant regulator shall notify the investigatory group accordingly, providing as detailed information as possible on those proceedings or the judgment.

8. Within six weeks after its establishment the investigatory group will submit a report to the ECRB REMIT working group which shall include a recommendation related to the next steps. If necessary, the investigatory group may present a state of play and request additional time to complete its recommendation.
9. Within one month following the recommendation submitted by the investigatory group to the ECRB REMIT working group, the ECRB REMIT working group shall agree on next steps, taking also into account potential deadlines set in the legislation of the relevant Contracting Parties.
10. In case no physical meeting of the ECRB REMIT working group is scheduled prior to the expiry of the deadline referred to in paragraph (7), the ECRB REMIT working group shall agree by means of virtual meetings, conference call or email exchanges.

11. For avoidance of doubt, the investigation referred to in this context is consultative and does not substitute the investigatory powers of national regulatory authorities in line with their national competences.
12. Regulators are expected to coordinate and communicate their national investigatory work with other national competent authorities (competition authority, financial regulators, etc.) and if necessary establish channels of communication with investigatory group established under this Procedural Act.

Article 6

Confidentiality requirement

1. Article 11 of the REMIT Regulation obliges regulators to preserve the confidentiality of commercially sensitive information, including business secrets.
2. In case the information and data provided by regulators, as required by the REMIT Regulation and detailed under this Procedural Act, constitute confidential or commercially sensitive information (business secrets) they should be tagged as such by the regulators providing such information.
3. Where data and information are tagged as confidential or business secrets, regulators should ensure confidentiality, integrity and protection of the confidentiality of information received and shall take all necessary measures to prevent any misuse of and unauthorized access to the information maintained in their systems.
4. To the extent required by individual members of ECRB, the ECRB REMIT working group or the investigatory group, a non-disclosure agreement shall be signed between the relevant members by using the template in [Template 2](#).
5. Internal reports prepared by the investigatory group and/or ECRB REMIT working group shall be tagged as confidential to the extent that they include confidential information and business secrets. If necessary, for publication or submission to external parties, a version of report which does not include confidential information and business secrets should be developed.

Article 7

Reporting potential breaches of the REMIT Regulation to regulators and ECRB

1. Regulators and ECRB shall publish the form outlined in [Template 3](#), to be used by market participants for reporting potential breaches of the REMIT Regulation.
2. Template 3 should be used also by Persons Professionally Arranging Transactions (PPAT) as part of their obligation under Article 13 REMIT Regulation.

Article 8

Use of exemption and delaying publication of inside information

1. The prohibition on insider trading does not apply to the cases outlined in Article 3(4) litera (b) REMIT Regulation. Regulators shall publish the form outlined in [Template 4](#) to be used by market participants which report the use such exemption.
2. The requirement for timely publication of inside information does not apply to the case outlined in Article 4(2) of the REMIT Regulation. Regulators shall publish the form outlined in [Template 5](#) to be used by market participants which report the delay of publication of inside information.

Article 9

Registration of market participants

1. Article 9 of the REMIT Regulation requires that each market participant that performs activity in the wholesale energy market is registered with the regulator of the relevant Contracting Party. Based on this requirement, regulators shall establish a national registry.
2. Regulators shall publish the form outlined in Template 6 to be used by market participants to comply with their registration requirements pursuant to paragraph (1).
3. Regulators shall use the form outlined in Template 7 to publish the national registry of market participants pursuant to paragraph (1).
4. Regulators shall provide a registration code ('ECRB code'), as a unique identifier, to each registered market participant. The registration code shall be generated in line with Template 8.
5. Market participants shall communicate promptly to national regulatory authority any change which has taken place as regards the information provided in the registration form.

Article 10

ECRB central registry of market participants

1. Article 9(3) of the REMIT Regulation requires regulators to transmit the information published according to Article 9(3) of the present Procedural Act to ECRB, based on which ECRB shall publish a central registry of market participants active in the Contracting Parties.
2. The ECRB Section at the Energy Community Secretariat shall make the central register available on the Energy Community website by providing links to the national registries established based on Article 9(3) of this Procedural Act.
3. ECRB may consider developing proposals for automatized update of national registries and generation of the central ECRB registry.

Article 11

Harmonised regulatory guidance on the REMIT Regulation

1. Where necessary, ECRB may issue regulatory recommendations to market participants and regulators to facilitate consistent understanding and implementation of the REMIT Regulation across Contracting Parties.
2. Such recommendation shall be consistent with guidance issued by the Agency for the Cooperation of Energy Regulators.

Article 12

Final provisions

1. Decision making within the REMIT working group shall follow the decision making requirements established for ECRB working groups.
2. This Procedural Act and its Templates enter into force immediately upon its adoption.
3. This Procedural Act and its Templates are applicable subject to transposition of the REMIT Regulation in the individual Contracting Parties.
4. This Procedural Act and the forms outlined in its Templates may be amended subject to ECRB approval.

Template 1

Submission of information by a regulator to ECRB on the suspected breach in the Contracting Party pursuant to Article 4(1) of ECRB Procedural Act 01/2020

A. General information

No.	Title	Information to be provided
1	Contracting Party	
2	Reporting regulator	
3	Person(s) representing the regulator in relation to this report and their contact details (phone and email)	
4	Submission date to the ECRB Section:	
5	Email address of the ECRB Section for submission of the report	[to be provided by the ECRB Section]
6	Other information (if necessary)	

B. Information about the suspected breach

No.	Title	Information to be provided
1	Commodity: -Electricity and/or gas wholesale market	
2	Contracting Party where the suspected breach occurred	
3	Category or suspected breach of the REMIT Regulation: -Insider Trading (Art 3) -Market Manipulation (Art 5)	
4	Provide a summary of the suspected breach (a more detailed description to be provided in part C below)	

5	Date (and time if applicable) when the suspected breach occurred (or when it started)	
6	How did the regulator learn about the suspected breach	
7	Market participant(s) involved in the suspected breach	
8	Is there an investigation ongoing by the reporting regulator related to this breach (in case the breach occurred in the jurisdiction of the reporting regulator)	
9	What is the view of the reporting regulator on the general impact on the market	
10	Which Contracting Parties may the suspected breach affect (or has affected)	
11	What is the recommendation of the reporting regulator to ECRB related to suspected breach	
12	Does this report (or any annex) include any confidential and commercially sensitive information (if "yes" please highlight which of the information provided are confidential or commercially sensitive). Provide an indication as to why such information constitutes confidential or commercially sensitive information.	
13	Please provide list of annexes/files attached this this report	

C. Provide more detailed information about the suspected breach

[...]

[if necessary please provide annexes, excel spreadsheets, etc. so support the case]

Template 2

MUTUAL NON-DISCLOSURE AGREEMENT

This Mutual Non-Disclosure Agreement is made by and between _____ (hereinafter 'the 1st Party') and _____ (hereinafter 'the 2nd Party') [to be added subject to involved regulators]

WHEREAS the 1st Party and the 2nd Party [and the 3rd Party etc if needed] (hereinafter 'the Parties') have an interest in participating in discussions and cooperate for the purpose of implementation of Regulation 1227/2011 on wholesale energy market integrity and transparency¹ and related coordination under the Energy Community Regulatory Board (ECRB) pursuant to ECB Procedural Act 01/2020 wherein either Party might share information with the other that the disclosing Party considers to be proprietary and confidential to itself according to the definitions of Article 2 of ECRB Procedural Act 01/2020 and the provisions of its Article 6 (hereinafter 'Confidential Information');

THE PARTIES AGREE AS FOLLOWS:

1. The Parties shall act in line with ECRB Procedural Act 01/2020 and, in particular, Article 6 thereof to identify confidential information and business secrets (hereafter "Confidential Information") to the other Party [Parties].
2. When informed of the proprietary and confidential nature of Confidential Information that has been disclosed by the other Party, the receiving Party (hereinafter 'the Recipient') shall, for a period of ____ years from the date of disclosure, refrain from disclosing such Confidential Information to any contractor or other third party without prior, written approval from the disclosing Party and shall protect such Confidential Information from inadvertent disclosure to a third party using the same care and diligence that the Recipient uses to protect its own proprietary and confidential information, but in no case less than reasonable care. The Recipient shall ensure that each of its employees, officers, directors, or agents who has access to Confidential Information disclosed under this Agreement is informed of its proprietary and confidential nature and is required to abide by the terms of this Agreement. The Recipient of Confidential Information disclosed under this Agreement shall promptly notify the disclosing Party of any disclosure of such Confidential Information in violation of this Agreement or of any subpoena or other legal process requiring production or disclosure of said Confidential Information.
3. All Confidential Information disclosed under this Agreement shall be and remain the property of the disclosing Party and nothing contained in this Agreement shall be construed as granting or conferring any rights to such Confidential Information on the other Party. The Recipient shall honor any request from the disclosing Party to promptly return or destroy all copies of Confidential Information disclosed under this Agreement and all notes related to such Confidential Information. The Parties agree that the disclosing Party will suffer irreparable injury if its Confidential Information is made public, released to a third party, or otherwise disclosed in breach of this Agreement and that the disclosing Party shall be entitled to obtain injunctive relief against a threatened breach

¹ As adopted and adapted for the Energy Community based on Decision of the Energy Community Ministerial Council 2018/01/MC-EnC.



or continuation of any such breach and, in the event of such breach, an award of actual and exemplary damages from any court of competent jurisdiction.

4. The terms of this Agreement shall not be construed to limit either Party's right to independently use received from the disclosing Party without use of the other Party's Confidential Information.

5. Notwithstanding the above, the Parties agree that information shall not be deemed Confidential Information and the Recipient shall have no obligation to hold in confidence such information, where such information:

- (a) Is already known to the Recipient, having been disclosed to the Recipient by a third party without such third party having an obligation of confidentiality to the disclosing Party; or
- (b) Is or becomes publicly known through no wrongful act of the Recipient, its employees, officers, directors, or agents; or
- (c) Is independently developed by the Recipient without reference to any Confidential Information disclosed hereunder; or
- (d) Is approved for release (and only to the extent so approved) by the disclosing Party; or
- (e) Is disclosed pursuant to the lawful requirement of a court or governmental agency or where required by operation of law.

6. Neither Party will, without prior approval of the other Party, make any public announcement of or otherwise disclose the existence or the terms of this Agreement.

7. This Agreement in no way, creates an obligation for either Party to disclose information to the other Party or to enter into any other agreement.

8. This Agreement enters into force as of the last date signed below (hereinafter 'the Effective Date').

9. This Agreement shall remain in effect for a period of ____ years from the Effective Date unless otherwise terminated by either Party giving notice to the other of its desire to terminate this Agreement. The requirement to protect Confidential Information disclosed under this Agreement shall survive termination of this Agreement.

IN WITNESS WHEREOF:

1st Party Signature _____ Print Name _____

Date _____

2nd Party Signature _____ Print Name _____



Date _____

[and the 3rd Party etc if needed]



Template 3

Reporting potential breaches of the REMIT Regulation to regulators and/or ECRB pursuant to Article 7 of ECB Procedural Act 01/2020

Background: any legal or physical persons may report suspicious behavior in the wholesale electricity and gas markets and any potential breaches of the REMIT Regulation to the National Regulatory Authority and/or the Energy Community Regulatory Board (ECRB) using this form.

The form should be published by each regulator of the Contracting Parties.

A. General information

No.	Title	Information to be provided
1	Reporting party: -market participant -PPAT -other competent authority -other	[name of the person/firm/authority and address]
2	Person(s) representing the reporting party in relation to this report and their contact details (phone and email)	
3	Email address of the NRA for submission of the report	[form published by ECRB will contain a link to all NRA webpages – specifically to the form published by NRA]
4	Email address of the ECRB Unit for submission of the report	[to be provided by ECRB in case the reporting party wants to submit it to ECRB as well]
5	Submission date	
6	Other information (if necessary)	

B. Information about the suspected breach

No.	Title	Information to be provided
1	Commodity: -Electricity and/or gas wholesale market	

2	Contracting Party where the suspected breach occurred	
3	<p>Category or REMIT suspected breach:</p> <ul style="list-style-type: none"> -Insider Trading (Art 3) -Disclosure of inside information obligation (Art 4) -Market Manipulation (Art 5) <p>PPAT</p> <ul style="list-style-type: none"> -Registration obligation (Art 9) -PPAT obligation (Art 15) 	
4	<p>Provide a summary of the suspected breach</p> <p>(a more detailed description to be provided in part C below)</p>	
5	Date (and time if applicable) when the suspected breach occurred (or when it started)	
6	How did the reporting party learn about the suspected breach	
7	Market participant(s) involved in the suspected breach	
8	Are you aware of an investigation ongoing by any of the NRAs related to this breach	
9	What is the view of the reporting party on the general impact on the market (more details may be provided in part C below)	
10	Which other Contracting Parties may the suspected breach affect (or has affected)	
11	Does this report (or any annex) include any confidential and commercially sensitive information (if "yes" please highlight which of the information provided are	

	<p>confidential or commercially sensitive).</p> <p>Provide an indication as to why such information constitutes confidential or commercially sensitive information.</p>	
13	<p>Please provide list of annexes/files attached this this report</p>	

C. Provide more detailed information about the suspected breach

[...]

[if necessary please provide annexes, excel spreadsheets, etc. so support the case]



Template 4

Reporting to the regulators the use of exemption related to insider trading pursuant to Article 8(1) of ECRB Procedural Act 01/2020

Background: under Article 3.4(b) of REMIT, the prohibition on insider trading does not apply to: “transactions entered into by electricity and natural gas producers, operators of natural gas storage facilities or operators of LNG import facilities the sole purpose of which is to cover the immediate physical loss resulting from unplanned outages, where not to do so would result in the market participant not being able to meet existing contractual obligations or where such action is undertaken in agreement with the transmission system operator(s) concerned in order to ensure safe and secure operation of the system. In such a situation, the relevant information relating to the transactions shall be reported to the national regulatory authority. This reporting obligation is without prejudice to the obligation set out in Article 4(1)”

Market participants using such exemption should use this form to report the use of exemption to the regulators. The form should be published by each regulator of the Contracting Parties of the Energy Community.

A. General information

No.	Title	Information to be provided
1	Name and address of reporting market participant	
2	Person(s) representing the reporting party in relation to this report and their contact details (phone and email)	
3	Type of market participant: -electricity or gas producer -operator of electricity or gas infrastructure -other [provide a description]	
4	Email address of the NRA for submission of the report (provided by NRA)	[provided by NRA]
5	Submission date	
6	Other information (if necessary)	

B. Information on the inside information concerned

No.	Title	Information to be provided
1	Name of the facility	
2	Installed capacity of the facility	



3	Unavailable capacity	
4	Dates, including hours, of the unplanned outage (from-to)	
5	Other details	

C. Indication of the transaction concerned

Further below provide details of the contract concluded to cover the immediate physical loss resulting from unplanned outages. The details should include, at least: contracted capacity, price per traded unit, length of the contract (date/hours of delivery), counterparties and date and time when concluded.

Additional information may be requested by the regulator.



Template 5

Reporting to NRA delayed publication of inside information pursuant to Article 8(2) of ECRB Procedural Act 01/2020

Background: under Article 4(2) of the REMIT Regulation a market participant “may under its own responsibility exceptionally delay the public disclosure of inside information so as not to prejudice its legitimate interests provided that such omission is not likely to mislead the public and provided that the market participant is able to ensure the confidentiality of that information and does not make decisions relating to trading in wholesale energy products based upon that information. In such a situation the market participant shall without delay provide that information, together with a justification for the delay of the public disclosure, to the relevant national regulatory authority.”

The following form should be used by market participants submitting such information to regulators. The form should be published by each regulator of the Contracting Parties.

A. General information

No.	Title	Information to be provided
1	Name and address of reporting market participant	
2	Person(s) representing the reporting party in relation to this report and their contact details (phone and email)	
3	Type of market participant: -electricity or gas producer -operator of electricity or gas infrastructure -other [provide a description]	
4	Email address of the NRA for submission of the report	[to be provided by the regulator]
5	Submission date	
6	Other information (if necessary)	

B. Information on the inside information concerned

No.	Title	Information to be provided
1	Name of the facility	
2	Installed capacity of the facility	
3	Unavailable capacity	



4	Dates, including hours, of the unplanned outage (from-to)	
5	Expected time of public disclosure	
6	Address/link where the information will be disclosed	
7	Other details	

C. Justification for delayed publication

[...]

Additional information may be requested by the regulator.

Registration Authority	
Country	
User Form	Info to be completed by market participant
Date of Submission	
Company Registration Info	
Company Legal Name	
Legal form	
Company Address (Headquarter)	
Company City	
City ZIP Code	
Country	
Company EIC code	
Company BIC code	
Company LEI code	
Company VAT Number	
Company Website	
Are you a company employee?	
Company ownership info	
Director Name	
Director Surname	
Director E-mail	
Director Telephone	
Ultimate controller	
Inside Information Disclosure	
Webpage where inside information are disclosed: 1	
Webpage where inside information are disclosed: 2 (if any)	
Webpage where inside information are disclosed: 3 (if any)	
Contacts of Reference Person for registration issues	
Name of reference person for registration issues	
Surname of reference person for registration issues	
Email of reference person for registration issues	
Phone Number of reference person for registration issues	
Contacts of Reference Person for legal issues	
Name of reference person for legal issues	
Surname of reference person for legal issues	
Email of reference person for legal issues	
Phone Number of reference person for legal issues	
Contacts of Reference Person for commercial issues	
Name of reference person for commercial issues	
Surname of reference person for commercial issues	
Email of reference person for commercial issues	
Phone Number of reference person for commercial issues	
Contacts of Reference Person for other issues	
Name of reference person for general issues	
Surname of reference person for general issues	
Email of reference person for general issues	
Phone Number of reference person for general issues	

explanations [to be added]

bank identification code - only in case of banks or financial service providers

legal entity identifier - to the extent available

add definition from <https://www.emissions-euets.com/remi-registration-format>

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Template 6 - registration with regulators

Note: this template is to be used for the purpose of registration of market participants according to Article 9(2) ECRB PA 01/2020 with the regulators and has **no publication purpose**. A reduced content of Template 6 is listed in Template 7 ECRB PA 01/2020 for publication purposes of a national register pursuant to Article 9(3) ECRB PA 01/2020

Note: this template is aligned with EU registration requirements - see: https://www.acer-remi.eu/ceremp/home?nraShortName=27&lang=en_UK

Registration Authority	
Country	
User Form	Info to be completed by market participant
Date of Submission	
Company Registration Info	
ECRB registration code	
Company Legal Name	
Legal form	
Company Address (Headquarter)	
Company City	
City ZIP Code	
Country	
Company EIC code	
Company BIC code	
Company LEI code	
Company VAT Number	
Company Website	
Inside Information Disclosure	
Webpage where inside information are disclosed: 1	
Webpage where inside information are disclosed: 2 (if any)	
Webpage where inside information are disclosed: 3 (if any)	

explanations [to be added]

bank identification code - only in case of banks or financial service providers
 legal entity identifier - to the extent available

ECRB Procedural Act 01/2020

Template 7 - public national registry

Note: this template is to be used for the purpose of establishing a **publicly available national registry** of market participants according to Article 9(3) ECRB PA 01/2020. The content of Template 7 is an excerpt of Template 6

Note: this template is aligned with publically available registration information in the central register of ACER - see <https://www.acer-remit.eu/portal/european-register>



Template 8

Generating the ECRB code as unique identifier market participants pursuant to Article 8(4) of ECRB Procedural Act 01/2020

Background: Article 9 of the REMIT Regulation obliges market participants ‘...entering into transactions with wholesale energy products or expressing interest to enter into such transactions through orders to trade <...> shall register with the national regulatory authority in the Contracting Party where the delivery of the wholesale energy products takes or will take place...’

Further, Article 9(2) *leg cit* states: ‘... national regulatory authorities shall establish national registers of market participants which they shall keep up to date. The register shall give each market participant a unique identifier...’

Generating the ECRB code

1. Regulators should use the following formula to generate the ECRB code as unique identifier of the registered market participants, harmonised across Contracting Parties.
2. The ECRB code should consist of 20 characters generated under the following logic:
 - a. Characters 1 to 4 should always read: ‘ECRB’
 - b. Characters 5 and 8 should always read: ‘-’
 - c. Characters 6 and 7 should read the alphabetic identifier of the Contracting Party, for example for Albania it should read: ‘AL’
 - d. Characters 9 to 16 should read the date of submission of completed registration form, starting with 4 characters reserved for the year (YYYY), 2 characters for the month (MM) and 2 reserved for the day (DD); for example: ‘20200212’
 - e. Character 17 should always read: ‘-’
 - f. Characters 18 to 20 should be numbering order of the market participants that submitted the registration form on the same day to the same NRA, for example: ‘001’ for the first submitted form on that day, and ‘017’ for the 17th participant registered that day.

Example:

Two market participants (A and B) submitted the registration form to ERE (Albanian NRA) on the 12.02.2020.

ECRB code of market participant A: ECRB-AL-20200212-001

E	C	R	B	-	A	L	-	2	0	2	0	0	2	1	2	-	0	0	1
1			4		6	7		9							16		18		20

ECRB code of market participant B: ECRB-AL-20200212-002

E	C	R	B	-	A	L	-	2	0	2	0	0	2	1	2	-	0	0	2
1			4		6	7		9							16		18		20