

On the basis of the fourth paragraph of Article 268 of the Energy Act (Official Gazette of the Republic of Slovenia, No. 60/19 - official consolidated text and No. 65/20) and in accordance with the Act on mandatory content of the system operating instructions for the natural gas transmission network (Official Gazette of the Republic of Slovenia, No. 17/15 and 66/17), the transmission system operator Plinovodi d.o.o. hereby issues, after having obtained the consent from the Energy Agency No. 73-2/2020-07/245 dated 7th of September 2020, the following

Act amending the Network Code for the natural gas transmission system

Article 1

In the Network Code for natural gas transmission system (Official Gazette of the Republic of Slovenia, No. 55/15 and 80/17), the fifth paragraph of Article 27 is amended to read as follows:

“(5) The transmission system operator shall not be held responsible for any damage that the customer or system user might suffer due to the temporary limitation or interruption of the natural gas transmission, if he acts in accordance with the previous paragraph, and that he shall not be liable for damages connected with the cause for maintenance works in accordance with the general rules of the law of obligations.”

Article 2

In the second paragraph of Article 41, the phrase “final customers” is replaced by the phrase “network users”.

Article 3

The tenth paragraph of Article 48 shall be amended to read as follows:

“(10) In the preparation of an assessment of the economic viability of connection for a connection change of the system user, the transmission system operator shall consider as additional income only that part of the income that exceeds the possible obligation of the volume of the connection use by the system user. In this case, the system user shall indicate in the connection consent application the possible obligation of the volume of the connection use from the existing connection and separately the anticipated volume of use of the modified connection by individual years. The transmission system operator shall indicate in the operative part of the connection consent the possible obligation of the volume of the connection use until now and the anticipated volume of use of the modified connection by individual years. The obligation connected with the volume of use such as nominated and established in the connection consent shall also be determined in the connection contract.”

Article 4

The second paragraph of Article 57 shall be amended to read as follows:

“(2) A change of technical properties shall be any change in the construction, volume, technical properties of withdrawal at the connection or the purpose of the connection use, which affects the gas offtake at the connection, and in particular in the cases referred to in the second paragraph of Article 46 of this Act.”

Article 5

Article 67 is amended to read as follows:

»Article 67

(Application of General Acts by the Transmission System Operator)

“(1) The access to the interconnection points of the transmission system is implemented in accordance with the Rules on terms and conditions for capacity allocation mechanisms at interconnection points of the transmission system through auction.

(2) The access to the entry and exit points in the Republic of Slovenia is implemented in accordance with the Rules on the procedure for the allocation of transmission system capacities for entry and exit points in the Republic of Slovenia.

(3) The congestion management procedure and capacity trading on the secondary market is implemented in accordance with the Rules on the congestion management procedure and capacity trading on the secondary market.”

Article 6

Article 75 is amended to read as follows:

»Article 75

(Notification of Transactions at the Virtual Point)

“(1) Virtual point members can execute transactions in natural gas quantities at a virtual point if they notify such transactions to the transmission system operator. Members of balancing groups shall be obliged to notify all natural gas transactions to the transmission system operator. For individual offtake places, which are included in one or more balancing groups, virtual point members can authorise the balancing group leader to notify natural gas transactions in the transmission system at the virtual point on their behalf.

(2) Notifications of transactions are provided to the transmission system operator through the web application referred to in Article 73 herein, specifying the following data:

- - Contact data of notification sender,
- - Quantity of natural gas in transaction,
- - Date of gas day which the notification refers to,
- - Members involved in the relevant transaction,
- - Type of notification (sale or purchase).

(3) The transaction participants are entitled to notify the transaction that refers to the day-ahead delivery on the previous gas day of delivery “D-1” within the two deadlines, if possible by 2:00 p.m., otherwise by 7:00 p.m.

(4) The transaction participants are entitled to notify the transaction that refers to the delivery during a gas day “D” within the interval between 9:00 a.m. and 7:00 p.m., effective at least two hours after the first full hour following the notification of the transaction. The transmission system operator shall check the conformance of transactions every full hour within the interval for the notification of transactions for delivery within a gas day.”

(5) The transaction participants are entitled to notify the transaction that refers to a weekly delivery valid from Monday at 6:00 a.m. until the following Monday at 6:00 a.m. (7 days) at the latest on the previous gas day of the weekly delivery “Sunday” by 2:00 p.m.”

(6) The transaction participants are entitled to notify the transaction that refers to a monthly delivery valid from the first day of the month at 6:00 a.m. until the first day of the next calendar month at 6:00 on the last gas day in the previous calendar month by 2:00 p.m.

(7) Each of the participants in an individual transaction shall provide their notification for each legal transaction in the transaction.

(8) Any notification that is not submitted in the above-determined way shall be considered as non-existent. ”

Article 7

The third paragraph of Article 76 shall be amended to read as follows:

(3) The transmission system operator shall provide to each virtual point member who has submitted the notification of transaction, and their authorised person, if any, the information about the approved quantities no later than:

- For a transaction that relates to day-ahead delivery: within 30 minutes after the end of the deadline for the notification of transaction;
- For a transaction during a gas day “D”: within 30 minutes after the end of the deadline for the notification of transaction;
- For a transaction that refers to a weekly delivery valid from Monday at 6:00 a.m. until the following Monday at 6:00 a.m. (7 days): within 30 minutes after the end of the deadline for the notification;
- For a transaction that refers to a monthly delivery valid from the first day of the month at 6:00 a.m. until the first day of the following calendar month at 6:00 a.m.: within 30 minutes after the end of the deadline for the notification.

Article 8

Article 111 is amended to read as follows:

»Article 111

(Methodology for Determining the Valid Price for the Calculation of Daily Imbalance Costs)

“(1) The valid price, in accordance with which the transmission system operator calculates the liabilities relating to daily imbalance costs, shall be defined as a marginal sell price, if the quantity of daily imbalance is positive, or as a marginal buy price, if the quantity of daily imbalance is negative.

(2) The marginal sell price and the marginal buy price for every accounting gas day are shaped on the basis of reference market prices from trading with title products on the trading platform, whereby:

(a) The marginal sell price is lower of:

- The lowest price of a title product, in which the transmission system operator participated on the trading platform on the gas day; or
- Weighted average price of title products for the gas day, reduced by 10%.

(b) The marginal buy price is higher of:

- The highest sell price of a title product, at which the transmission system operator participated natural gas on the trading platform on the gas day; or
- Weighted average price of title products for the gas day; increased by 10%.

(3) The weighted average price referred to in the previous paragraph means weighted average price calculated on the basis of energy from trading in nominal products on the trading platform on the gas day.

(4) If, on a particular gas day, no trading in nominal products was performed on the trading platform, the weighted average price for calculating the marginal sell and buy price shall be determined as the energy-weighted average of the last five trading instances in nominal products on the trading platform.

(5) Prices for the calculation of daily imbalances valid each time are expressed in EUR/kWh and are rounded to six decimal points using the mathematical rounding principle.”

Article 9

In the first paragraph of Article 118, the number “20” is replaced by the number “18”.

Article 10

The sixth paragraph of Article 125 is deleted.

The current seventh paragraph becomes the sixth paragraph.

Article 11

In the third paragraph of Article 128, words “in the same local community” and “to this distribution system of this local community” are deleted.

FINAL PROVISION

Article 12 (Entry into Force)

The Act shall enter into force fifteen days following its publication in the Official Gazette of the Republic of Slovenia.