

On the basis of the fourth paragraph of Article 268 of the Energy Act (Official Gazette of the Republic of Slovenia, Nos. 17/14 and 81/15) 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, Nos. 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. 73-13/2017-04/213 dated 24th November 2017, the

Act amending the network code for the natural gas transmission network

Article 1

In the Network Code for natural gas transmission system (Official Gazette of the Republic of Slovenia, No. 55/15), the first paragraph of Article 34 is amended to read as follows:

»(1) At the request of the investor or contractor, the transmission system operator shall determine the project conditions on the basis of the regulations and technical requirements set out in Annex 1 of this Act.«.

The second sentence of the sixth paragraph is amended to read as follows:

"In such a case, the transmission system operator shall issue one consent for the displacement and one for the intervention in the buffer zone.«.

Article 2

In the second paragraph of Article 36, a new second sentence is added to read as follows:

"The investor of the planned construction or other intervention may acquire a building permit for the displacement of the transmission system on his own behalf and for his own account; however, the acquired building permit must be transferred to the transmission system operator before the start of the construction of the displacement of the transmission system.«.

Article 3

In the third paragraph of Article 46, the tenth indent is deleted and a new third indent is added which reads as follows:

»- transmission pressure.«.

Other indents are renumbered.

Article 4

At the end of the fifth paragraph of Article 56, the words »or otherwise regulate mutual contractual relations in such a way that the new user of the system has a valid connection contract.« are replaced by a new wording that reads as follows: », so that the new user of the system enters into all the rights and obligations of the connection contract.«.

Article 5

After the seventh paragraph of Article 59, a new eighth paragraph is added to read as follows:

»(8) In the event that the system user wishes to re-connect to the transmission system within a period shorter than one year, he must pay at the time of connection also the fixed costs of the network charge for the time of disconnection in the amount of the minimum natural gas flow rate under the connection contract. If for the same period the transmission system operator has claimed an alternative fulfilment in accordance with the first paragraph of Article 50 of this Act, the payment of the replacement fulfilment in the amount of the network charge calculated in accordance with this Article shall also be considered as the fulfilment of the claim referred to in this Article.«.

Article 6

After the third paragraph of Article 60, a new fourth paragraph is added to read as follows:

»(4) In the event that the system user wishes to re-connect to the transmission system within a period shorter than one year, he must pay at the time of connection also the fixed costs of the network charge for the time of disconnection in the amount of the minimum natural gas flow rate under the connection contract. If for the same period the transmission system operator has claimed an alternative fulfilment in accordance with the first paragraph of Article 50 of this Act, the payment of the replacement fulfilment in the amount of the network charge calculated in accordance with this Article shall also be considered as the fulfilment of the claim referred to in this Article.«.

Article 7

The sixth paragraph of Article 61 is amended to read as follows:

»(6) In the event that the system user wishes to re-connect to the transmission system within a period shorter than one year, he must pay at the time of connection also the fixed costs of the network charge for the time of disconnection in the amount of the minimum natural gas flow rate under the connection contract. If for the same period the transmission system operator has claimed an alternative fulfilment in accordance with the first paragraph of Article 50 of this Act, the payment of the replacement fulfilment in the amount of the network charge calculated in accordance with this Article shall also be considered as the fulfilment of the claim referred to in this Article.«.

Article 8

In the first paragraph of Article 82, in the fifth indent, the words »and balance differences« are deleted.

Article 9

In the second paragraph of Article 90, in the third indent, the words »with point (b)« are replaced by »with the second sentence«.

The third paragraph is amended to read as follows:

»(3) The amount of the financial guarantee referred to in the preceding paragraph shall be checked at the end of each calendar month in relation to the performed calculation of the deviations in the takeover and delivery of natural gas. In order to calculate the required amount of the financial guarantee, the average monthly price of gas, calculated in accordance with the second sentence of the fourth paragraph of Article 111 of this Act for the last available calendar month, shall be used instead of the c_{gas} .«.

Article 10

The fourth paragraph of Article 111 is amended to read as follows:

»(4) If, on a particular accounting day, the transmission system operator has not performed any sale of nominal products on the trading platform, the valid price for the calculation of positive quantitative deviations shall be determined as the weighted average of the last five selling prices from the trading of the transmission system operator with the nominal products reduced by 10%. If, on a particular accounting day, the transmission system operator has not performed any purchase of nominal products on the trading platform, the valid price for the calculation of negative quantitative deviations shall be determined as the weighted average of the last five purchase prices from the trading of the transmission system operator with the nominal products increased by 10%.

Article 11

The title of subsection 7 is amended to read as follows: »7. Systemic differences«.

Article 114 is amended to read as follows:

»114. Article

(Systemic differences)

(1) Systemic differences in the transmission system are a surplus or lack of energy and are the result of measurement uncertainties and losses. Losses are the quantities of natural gas that can occur during the operation of the transmission system or during the implementation of maintenance work on the transmission system. System differences as such cannot be measured and represent a computational correction as a surplus or lack of energy in the transmission system. The transmission system operator determines the systemic differences by a calculation using the systemic equation:

$$Q(\text{deliv}) - Q(\text{take}) - \Delta LP - SD = 0$$

(2) The marks referred to in the preceding paragraph shall mean the following:

Q(deliv)	Energy delivered from the transmission system in kWh
Q(take)	Energy taken over into the transmission system in kWh
ΔLP	Changes in total energy in the transmission system in kWh
SD	Systemic differences in kWh

«.

Article 12

Article 115 is deleted.

Article 13

The title of Article 116 shall be amended to read as follows: »(Monthly calculation of neutrality costs)«.

In the first and second paragraphs, the word »quarter« is replaced by the word »month« in the appropriate case.

The third paragraph is deleted.

Article 14

In the last sentence of Article 117, the dot is replaced by a comma and the following wording is added:

»using the annual average price of natural gas. The annual average price of natural gas shall be calculated by the transmission system operator from twelve consecutive average monthly prices calculated on the basis of averages of marginal sales and marginal purchase prices for each calendar month.«.

Article 15

The first paragraph of Article 118 shall be amended to read as follows:

»(1) The transmission system operator shall charge or authorise the following costs to the holder of the balance group no later than 20 days after the end of the accounting month which the calculation refers to:

- the amount of the balance of the daily deviation costs determined in accordance with Article 113 of this Act,
- the amount of surplus or deficit of neutrality costs determined in accordance with Article 116 of this Act.«.

Article 16

In the first paragraph of Article 120, the words "or quarter" are deleted.

The second paragraph is amended to read as follows:

»(2) In the event that the holder of the balance group does not pay his obligations until the due date of the invoice, the transmission system operator shall charge the lawful default interest to him from the next day after the due date and until payment.«.

Article 17

In the first paragraph of Article 122, the third indent is deleted. Other indents are renumbered.

Article 18

The second paragraph of Article 127 shall be amended to read as follows:

»(2) In the event that the system user does not pay his obligations until the due date of the invoice, the transmission system operator shall charge the lawful default interest to him from the next day after the due date and until payment.«.

Article 19

In the second sentence of Article 143, the number »125.« is replaced by the number »121«.

TRANSITIONAL AND FINAL PROVISIONS

Article 20

The provisions of Articles 11 and 12 of this Act shall apply from the beginning of the new regulatory period, and until then the provisions of Articles 114 and 115 of the Network Code

for natural gas transmission system (Official Gazette of the Republic of Slovenia, No. 55/15) shall apply.

Article 21

This Act shall enter into force on 1st January 2018.

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PLINOVODI d.o.o.

General Manager
Marjan Eberlinc

Deputy General Manager
M.Sc. Sarah Jezernik