Functionality Process

How to make it work?

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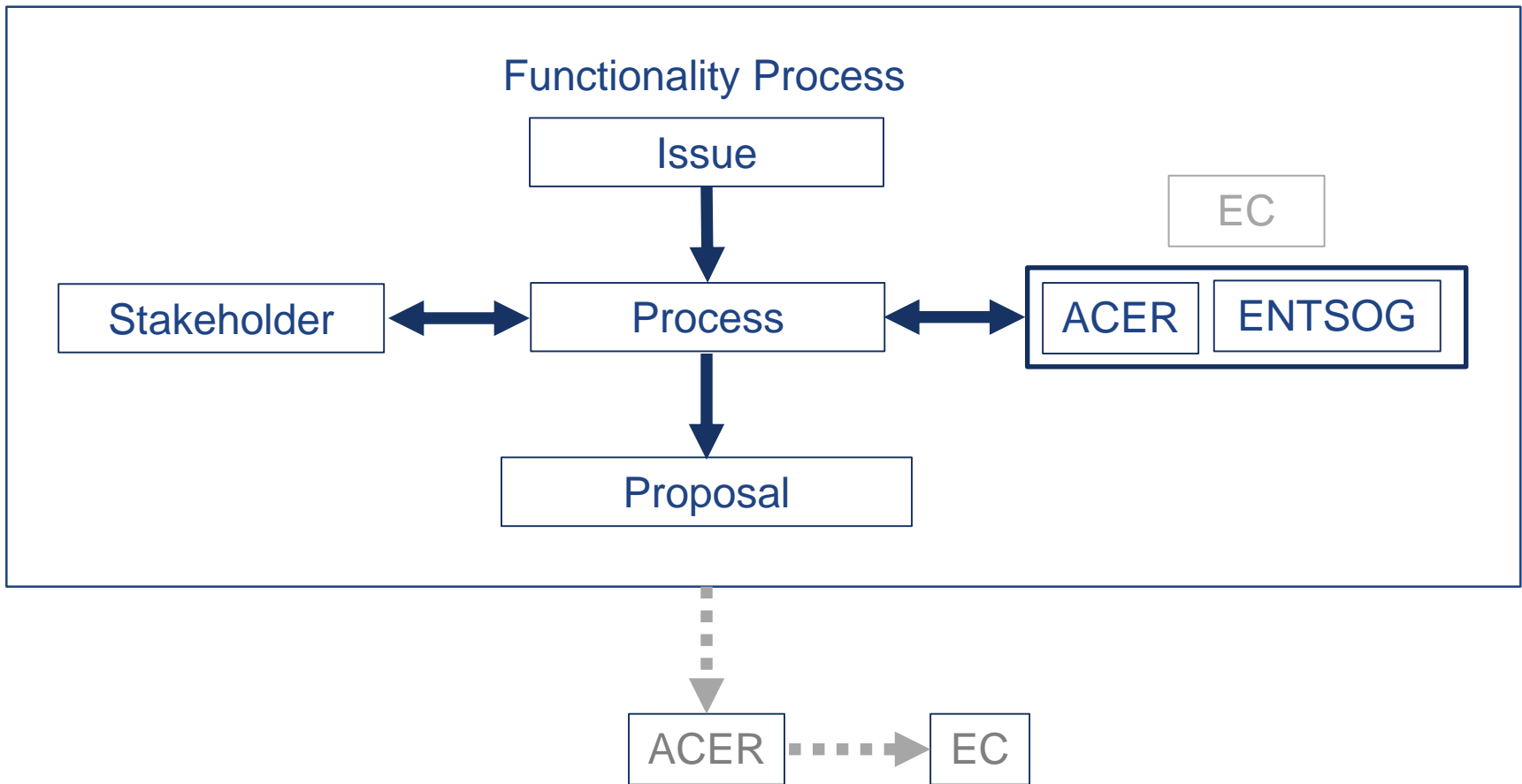
Image Courtesy of Thyssengas
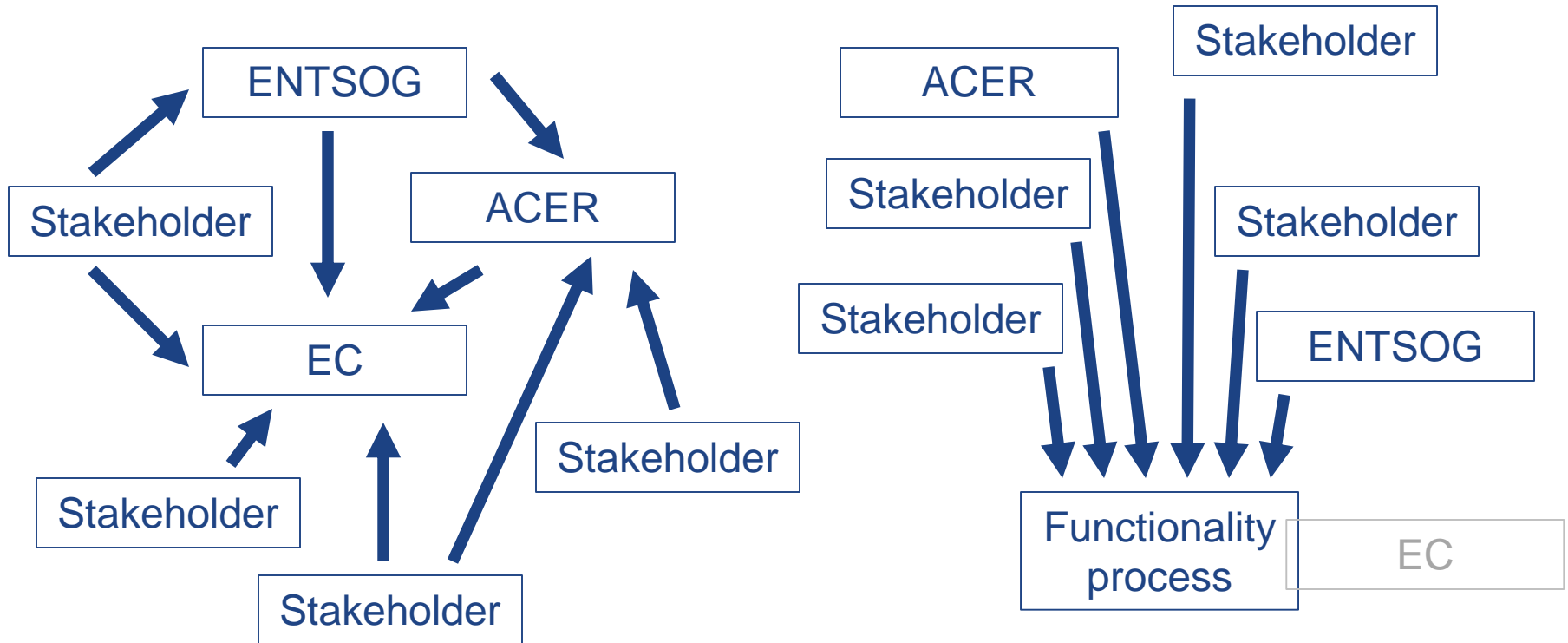
Functionality process insight

Description of the Process

- Aimed at developing proposals to address issues with the N**etwork Codes** and G**uidelines**.

- Functionality Process includes three steps, which are executed jointly from ACER and ENTSOG. These steps are:

  1. Collection of the issues
  2. Validation, categorization and prioritization of the issues
  3. Development, approval and publication of proposals on resolving the issue

Transparent Process

ENTSOG

Stakeholder

ACER

EC

Stakeholder

Stakeholder

Stakeholder

ACER

Stakeholder

Stakeholder

Stakeholder

Stakeholder

ENTSOG

Functionality process

EC

European process – filling in post implementation gaps

It **can** work:
- Multiple times national level proven as successful
- The process is aimed at being transparent and structured
- Involve stakeholders in the development of any proposals
- Easy to use tools are in place
- It provides industry wide solution

What **should be done** to make the process successful?
- Submit your issues
- Review process to see how it can be improved

Functionality Process

FUNC update:
How to make it work?
Do we know the needs?

Csilla Bartók
Gas Department

FUNC: The main figures

- *Joint Functionality Process* was set up jointly by the Agency and ENTSOG with EC support in 2016.
- **Aim:** all relevant parties can notify implementation and operational issues related to the gas Network Codes and Guidelines in force.
- FUNC has **77** registered users, but **no single notification** submitted.
- In terms of website visits:
    - 2400 unique visitors on the platform visiting **3500 times**.
    - Users: **78 countries**, the most of them from **UK**, then DE, BE, SI, AT, RU.
    - Average duration of the visit: 2 min.
- **Most popular pages**:
    - "List of registered issues",
    - then "Network Code documents".

- Webinar in 2017 attracted 35 users.
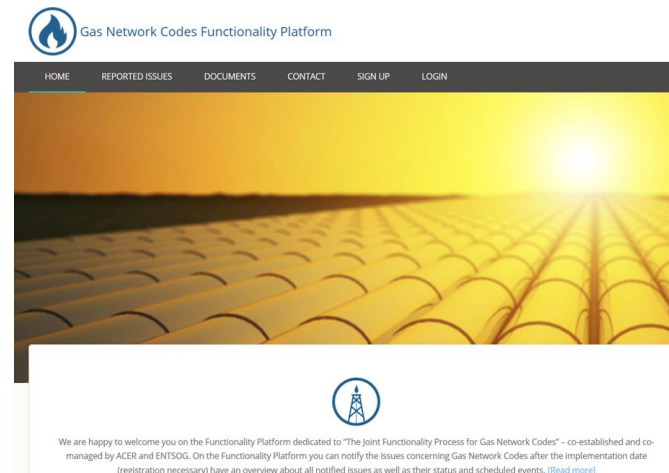
REMIT Notification Platform: the scope

1. Mandatory notifications based on **REMIT articles.** Concern **notifications and whistle blowing** possibility on potential market abuse.

2. Platform can **handle a large number of notifications** with ease.

3. Platform collects files under full confidentiality and commits to high standards of data protection.

4. Those are taken care under the confidentiality notice and privacy statements of the Platform.

https://www.acer-remit.eu/np/home

Welcome to the Notification Platform

Notification according to Article 3(4)(b) of REMIT
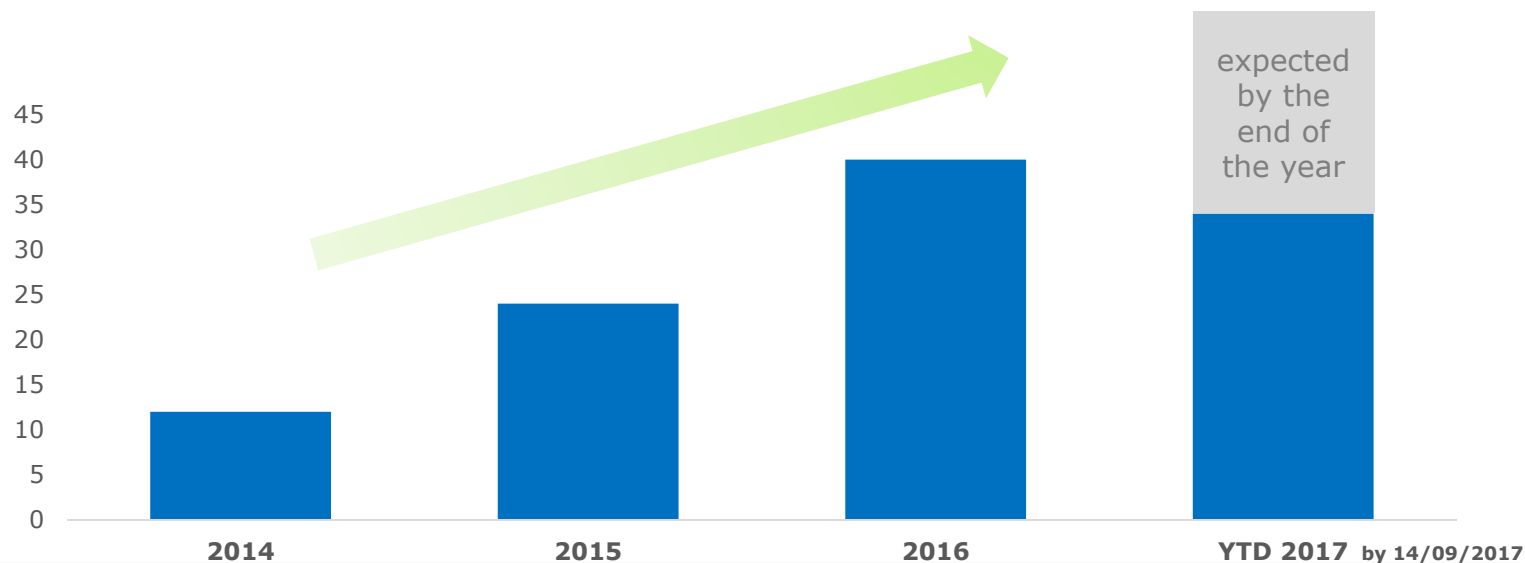
Notification according to Article 4(2) of REMIT

Suspicious Transaction Reporting (STR) according to Articles 15 and 16 of REMIT

REMIT Notification Platform: organic growth

- Organic growth from the first notification.
- The growing numbers show that stepwise the market got a better understanding of the legal obligations.

Suspicious transaction reports submitted via the REMIT Notification Platform

20 October 2017   * The tool also allows for the notifications according to Article 3(4)b and 4(2) of REMIT linked to the obligations to disclose inside information and the prohibition of insider trading.   9

REMIT NP: awareness

- A steady increase of use and the trend continues.
- It could be explained with:
    - o **understanding** of REMIT increases and
    - o **awareness** about the NP as the main reporting tool widens.

- The registered users are the NRAs. **No registration is required for** those reporting.
- **Anonymous** use will be permitted soon.
- Secure one stop shop to notify multiple NRAs at the same time.

FUNC: what are the questions we need to ask

- Difference between platforms
  - Registered users, but no notifications.
  - Notification is not a legal obligation.
  - Broader scope for notification? Awareness of FUNC?

- What is the scope of your visit? Others' complaints?
- No notification, no issues, all works well?
- What are your needs? An information platform or a closed platform for complaints? Are there other issues to complain about, but not captured on FUNC? Any practical constraints in using the platform?

- Are the benefits tangible?
  - Prioritising issues;
  - Completing understanding (next to reports, consultations, meetings);
  - Improve implementations, where not that thorough.

Thank you for your attention!

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