

REGENT-Rules Jemgum

on the implementation of No. 2 and 3 of the operative part of the Federal Network Agency's decision concerning the periodic decision-making regarding the reference price methodology and the other points listed in Article 26 (1) Regulation (EC) No 2017/460 regarding all transmission system operators (determinations BK9-19/610 of 11.09.2020, hereinafter referred to as "**REGENT 2021**").

According to section 2 of the operative part of **REGENT 2021**, network operators are obliged to offer a discounted network tariff at entry and exit points at storage facilities if and to the extent that a storage facility is not used as an alternative to grid connection point.

The network operator must have the storage operator prove the non-usability of the storage facility with discounted capacities as an alternative to a grid connection point in accordance with section 2 of the operative part of **REGENT 2021**.

With effect from 01.10.2021 **REGENT 2021** replaces the decision of the Federal Network Agency dated 29.03.2019, ref. no. BK9-18/610-NCG and BK9-18/611-GP (hereinafter referred to as **REGENT**) due to the merger of the previous market areas Net Connect Germany and GASPOOL into the joint market area "Trading Hub Europe" (hereinafter referred to as "**THE**") with effect from 01.10.2021.

Therefore, **astora** and **Storage Customer agree** on the following:

Section1 Installation of discount and non-discounted accounts in the **Storage** by **astora**

1. **astora** undertakes to keep a separate account for each **Storage Customer** to which the working gas quantities are booked which are
 - a. injected and withdrawn from the **Storage** using exit or injection capacity of the network operator at the storage connection point, which is priced with a discounted tariff in accordance with the provisions of section 2 sentence 1 of the operative part of **REGENT 2021** (hereinafter referred to as "**discounted capacity**") (hereinafter referred to as "**discount account THE**"),
 - b. injected into and withdrawn from the **Storage** using exit or entry capacity of the network operator at the storage connection point which is not priced with a discounted tariff according to the provisions of Number 2 Sentence 1 of the operative part of **REGENT 2021** (hereinafter referred to as "**non-discounted capacity**") (hereinafter referred to as "**non-discounted account THE**"), and
 - c. injected into and withdrawn from the **Storage** using exit or entry capacity of the network operator of the connected market of the neighbouring country at the storage connection point (hereinafter referred to as "**GTS capacities**") (hereinafter referred to as "**non-discounted account TTF**").

The provisions of section 2 number 2 lit. d) and e) remain unaffected.

2. **astora** shall initially ensure that a reclassification of gas volumes
 - a. between the **discount account THE** and a **non-discount account THE** as well as
 - b. between the **discount account THE** and a **non-discount account TTF**

is not possible in either direction.

Working gas quantities which were stored in discount or non-discount accounts from the GASPOOL market area prior to 01.10.2021 shall be allocated to the corresponding **discount account THE** or **non-discount account THE** with effect from 01.10.2021, 06:00 am. These working gas quantities shall be deemed to have been originally injected from the **THE** market areas of 01.10.2021, 06:00 am...

Section 2 Entry of exit and entry capacities into balancing groups/sub-balancing accounts and allocation of working gas quantities to discounted and non-discounted accounts in the storage facility

1. In accordance with **REGENT 2021**, the network operator shall ensure that a transport customer
 - a. can only place **discounted capacity** into a balancing group/sub-balancing account without a special designation for non-discounted capacity (hereinafter referred to as "**Bdiscounted**"),
 - b. can only place **undiscounted capacity** into a specially marked balancing group/sub-balancing account for non-discounted capacity (hereinafter referred to as "**Bnon-discounted**"), and
 - c. can place **GTS capacities** in a balancing group/sub-balancing account of Gas Transport Services B.V., Groningen (NL) (hereinafter referred to as "**Bnon-discounted TTF**").
2. **astora** shall initially ensure that working gas quantities under the **Storage Service Agreements** concluded between the **Contractual Counter Party** which are
 - a. are injected from a **Bdiscounted** are exclusively allocated to a **discount account THE**,
 - b. are injected from a **Bnon-discounted**, are exclusively allocated to a **non-discounted account THE**,
 - c. are injected from a **Bnon-discounted TTF**, are exclusively assigned to a **non-discounted account TTF**,
 - d. are withdrawn from a non-discounted account,
 - i. are either transferred to a **Bnon-discounted**
 - ii. or be transferred to a **Bnon-discounted TTF**,
 - iii. or, if the injected working gas quantities can be proven to have been transferred back to the **THE** market area from which the working gas quantity in question was originally injected, to a **Bdiscounted**, and
 - e. are withdrawn from a **discount account THE**, are either transferred to a **Bdiscounted** or, if the injected working gas quantities can be proven to be withdrawn again into the market area **THE** from which the working gas quantity in question was originally injected, are transferred to a **Bnon-discounted**.

The working gas quantities are allocated to the respective accounts of the **Storage Customer** by means of different balancing group codes. The **Storage Customer** shall inform **astora** of the balancing group codes to be used by the **Storage Customer** no later than five (5) calendar days before the start of the **Storage Service Agreement**.

3. If the **Storage Customer** and the network operator have agreed on invoicing in accordance with recital 558 of **REGENT 2021**, the **Storage Customer** shall be responsible to submit the written information of the respective network operator to **astora** in a timely manner. In this case, a transfer from the **discount account THE** to the **non-discounted account THE** or from the **non-discounted account TTF** to the **discount account THE** may be performed in deviation from section 1 number 2, sentence 1.
4. If an allocation or transfer of the working gas quantities cannot take place in accordance with number 2, **astora** will reduce the nominations concerned to zero in the context of matching and communicate this to the network operators.