**GTS’s form for non-binding demand indications by network users**

**for incremental capacity**

 **2019-07-01**

By filling out this form, the network user agrees that the document including all data from the network user, can be shared by GTS with other Transmission System Operators and National Regulatory Authorities for assessing the demand for incremental capacity and surrendered capacity in the overall system/market area.

1. **Background**

Based on NC CAM (Regulation (EU)2017/459) the incremental capacity process has been introduced, an EU-wide harmonized process to identify market demand for incremental capacity by Transmission System Operators (TSO’s).

The incremental process foresees several phases including certain requirements that need to be fulfilled, before an incremental project can be initiated and new capacity can be built.

The incremental process starts with the demand assessment phase that begins with the market demand assessment by the Transmission System Operators (TSOs) after the annual yearly capacity auction. At the beginning of this phase network users can submit non-binding demand indications within eight weeks after the start of the annual yearly capacity auction.

Network users can also submit their non-binding demand indications after this deadline. In this case the TSO can decide, if the indication can be included in the ongoing demand assessment or if it will be used in the next assessment.

This document aims to serve as a form network users can use for sending non-binding demand indications for incremental capacity to GTS according to Article 26 of Regulation (EU) 2017/459.

**Surrender of capacity**

Upon request of market parties in the Netherlands, during the market demand assessment for incremental capacity an inventory will not only be made for the non-binding demand for incremental capacity, but also for the capacity offered for the service of surrender of capacity within the TTF market area. This creates a complete overview of supply and demand. If market parties submit a request for additional capacity, it will be investigated whether it is possible to match supply and demand (including the surrendered capacity) so that the most efficient technical measures will be taken.

The shipper who will make use of the service of surrender of capacity should be aware that (s)he cannot trade the surrendered capacity until the corresponding auction:

* if the surrendered capacity can be matched with the demand for incremental capacity, it will be offered in the corresponding incremental capacity auction in 2021, in accordance with article 2.1.14 Transportcode LNB.
* If the surrendered capacity cannot be matched with the demand for incremental capacity, the surrendered capacity will automatically be offered in the next yearly auction in 2020, in accordance with article 2.1.14 Transportcode LNB.

Capacity offered for the service surrender of capacity will be traded on the relevant Virtual Interconnection Point (VIP).

Capacity offered for the service surrender of capacity which is offered at a different time than the market demand assessment for incremental capacity, cannot be guaranteed to be included in the incremental capacity process.

Please see the explanatory note on the incorporation of the service of surrender of capacity within the market demand assessment for incremental capacity 2019.

1. **Non-binding demand indications**

For submitting non-binding demand indications for incremental capacity according to the process described in Article 26.8 of Regulation (EU) 2017/459, please provide the following information:

1. The adjacent entry-exit systems between which your company expresses demand for incremental capacity.
2. Which type of capacity your demand applies (further details to be provided in case of restricted/conditional capacity).
3. Your company´s incremental capacity demand per gas year(s) between the adjacent entry-exit systems (one row = one amount of requested capacity).
4. Any demand indications which have been or will also be submitted to other transmission system operators, in case such indications are linked to your indication here.
5. In detail any conditions with respect to your demand indications above, if applicable (like e. g. demand for incremental capacity along a route with more than two adjacent entry-exit systems involved, demand for removal of existing restrictions, etc.).

Please fill in all information requested under the points (1) to (5) in the table below.

Unless specified otherwise in this non-binding demand indication form, the definitions in Article 2 of Regulation (EC) No 715/2009, Article 3 of Regulation (EU) 2017/459, Article 3 of Regulation (EU) 2017/460, Article 3 of Commission Regulation (EU) No 312/2014, Article 2 of Commission Regulation (EU) 2015/703, as well as Article 2 of Directive 2009/73/EC shall apply.

**Binding Surrender of Capacity**

For surrender of capacity according to Commission Decision (2012/490/EU) and the Transportcode LNB, please provide the following information:

1. The (V)IP on which your company wishes to surrender capacity.
2. The Booking ID
3. Which type of capacity you surrender.
4. Your company´s surrendered capacity per gas year(s) on the (V)IP.

Unless specified otherwise in this binding surrender of capacity indication form, the relevant definitions in Commission Decision (2012/490/EU) and the Transportcode LNB shall apply.

Please fill in all information requested under the points (1) to (4) in the table below.

**Incremental Capacity**

|  |
| --- |
| Incremental Capacity |
| 1 | 2 | 3 | 4 | 5 |
| From [entry-exit system name]“EXIT CAPACITY” | **To****[entry-exit system name]****“ENTRY CAPACITY”** | **Type** **of “EXIT CAPACITY”** | **Type** **of „ENTRY CAPACITY“** | **Gas year/s****[yyyy/yyyy+1]** | **Amount**  **(kWh/h)/y**  |  **Request is submitted to other TSOs****[yes, TSO] or [no]****(detailed information shall be provided below)** | **Conditions**  |

       

       

       

       

       

       

       

       

**Surrender of Capacity**

|  |
| --- |
| Surrender of Capacity |
| 1 | 2 | 3 | 4 |
| From [entry-exit (V)IP]“EXIT CAPACITY” | **To****[entry-exit** **(V)IP]****“ENTRY CAPACITY”** |  **Booking ID** | **Type** **of “EXIT CAPACITY”** | **Type** **of „ENTRY CAPACITY“** | **Gas year/s****[yyyy/yyyy+1]** | **Amount**  **(kWh/h)/y**  |

      

      

      

      

      

      

      

      

**Elaboration of conditions**

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1. **Company details**

Please provide in the fields below contact information of your company as well as the representative(s) who can be contacted regarding the non-binding demand indication. GTS will process your personal data lawfully, properly and transparently, please check our [privacy statement](https://www.gasunietransportservices.nl/en/privacy-statement).

**Company**

Company name : 
Address : 
Street No. : 
ZIP, town, country : 
VAT number : 
EIC of your company (X-code): 

**Contact person**

Name of the authorised contact person : 

Position : 

Email-address : 

Phone number : 

1. **Procedural information and fees**

After the submission of the non-binding demand indication, a response is provided by GTS.

Please note that, according to Article 26.11 and Article 26.13, h of Regulation (EU) 2017/459 after submitting this non-binding demand indication to the TSO(s) a fee may be charged for activities resulting from the submission as published on the respective TSO's website.

This fee will be reimbursed or accounted as guarantee if the economic test for at least one offer level that includes incremental capacity at the respective interconnection point(s) is positive.

No rights can be derived from using this form to send non-binding demand indications for incremental capacity to GTS.

Disputes arising in connection with this non-binding demand indication shall be referred to the competent Dutch court, and jurisdiction by any other court is excluded. This non-binding demand indication is governed by and interpreted and applied in accordance with the laws of the Netherlands.

Please submit this form at the latest on 25 August 2019 to incremental@gastransport.nl