



E-CONTROL

Electricity Market Code

Chapter 4

Licensing of Balance Responsible Parties

Version 2.1

This document contains a partial translation of the Austrian Electricity Market Code from German into English. It is provided for the reader's convenience only, it does in no way constitute a binding document and has no regulatory character - for Austrian market rules, including market, grid and other codes, the reader should refer to the German versions of all relevant documents only.

E-Control assumes no liability whatsoever for the accuracy, correctness or completeness of the translation in this document.

Licensing process

Balance groups are established by balance responsible parties (BRPs) within control areas. The activity performed by a BRP is subject to a licence (notice) issued by E-Control. The licence conditions are laid down in the applicable provincial legislation that implements section 46 *Elektrizitätswirtschafts- und Organisationsgesetz* (Electricity Act) 1998/2000, or section 86 Electricity Act 2010. The legislation of the federal province of the BRP's company seat applies; if a BRP does not have a company seat in Austria, the legislation of that province with which the strongest relation exists applies. To obtain a BRP licence, the requirements specified for this role in the general terms and conditions of the clearing and settlement agent (GTC-CSA) must be fulfilled.

The procedure

The licensing process involves two stages of validation of the applicant's qualifications at the CSA and at E-Control:

- The GTC of the competent CSA specify the technical and financial prerequisites a BRP must live up to for this role and tasks. The related documents must be submitted to the CSA and are checked there.
- E-Control confirms whether all legal requirements are fulfilled and, if this is the case, issues a BRP licence.

In addition, a BRP must conclude an information exchange contract with the competent control area manager (CAM; in Austria, this is the TSO).

It is recommended for BRP licence applicants to start the process with all parties involved (CSA, CAM and E-Control) at the same time. However, please note that E-Control can only issue a licence once the confirmation of the CSA has been received and the CSA and future BRP have concluded a contract.

After E-Control has issued the licence, the BRP can take up operations and submit schedules.

The forms needed for application are available from the competent CSA.

In the joint APG and Tyrol control area, this is APCS:

E-mail:

office@apcs.at

Address:

APCS Power Clearing and Settlement AG

Palais Liechtenstein

Alserbachstrasse 14-16

1090 Vienna

In the VKW UNG control area, this is A&B:

E-mail:

office@aundb.at

Address:

A&B - Ausgleichsenergie & Bilanzgruppen-Management AG

Lieberstrasse 3/1

6020 Innsbruck

Numbers:

Phone: +43 512 570 883-0

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The forms to be submitted to E-Control can be requested there directly.

As licensing requirements depend on provincial legislation, there might be variations among the Austrian federal provinces. It is therefore recommended to contact E-Control before starting the licensing process.