

## **Febeliec answer to the CREG consultation (PRD)2667 on the proposal of decision regarding the modification of the Code of Conduct for Electricity transmission grids**

Febeliec would like to thank CREG for its consultation (PRD)2667 on the proposal of decision regarding the modification of the Code of Conduct for Electricity transmission grids.

On the formal procedure regarding this consultation, Febeliec most deeply deplores that only three weeks are given to provide an answer. Febeliec wants to insist that a sufficiently long consultation period, with a minimum of one month, is foreseen in order to allow stakeholders to formulate an answer and consult and discuss on this answer internally before officially replying to consultations. While Febeliec understands that in some circumstances such consultation period is not possible because of critical timing constraints, it does not consider this consultation to be subject to such critical timing constraints.

While Febeliec appreciates that CREG is acting proactively in order to ensure that the Code of Conduct will not be a blocking element for some future evolutions which are being discussed, Febeliec would not want in any respect this modification to be considered as anticipating conclusions regarding the on-going discussions on flexible access to grids, as this discussion has not been finalized yet, with several elements under revision being critical for industrial consumers. Febeliec considers a too frequent application of a flexible access for consumers to be an unwanted evolution, unless this happens with the explicit consent of the involved consumers and with a corresponding applicable tariff framework. Moreover, as consumers pay the lion share of the Elia grid tariffs, it would be unacceptable that such situation would continue over time due to insufficient grid investments, unless again this happens with the explicit consent of the involved consumers and with a corresponding applicable tariff framework

Regarding the proposed modifications on the procedural framework for approval of the CREG of proposals by Elia, Febeliec does not want to make any in-depth remarks at this point without further discussion with all involved stakeholders on this topic, but insists that such modifications should have as goal to make the decision process faster and easier by removing as many operational inefficiencies as possible for all involved parties, while safeguarding the rights and obligations of all involved parties. Febeliec supports the use of an objective and transparent set of criteria for Elia, insofar such criteria will be discussed with grid users and be the result of a consulted proposal, preferably based on a consensual proposal after discussion with the involved stakeholders. Febeliec also would like to foresee explicitly a clearly detailed and transparent procedure for market parties to challenge any decisions towards flexible access which would entail a negative impact on their business operations.