

The Director

Ljubljana, 2 December 2011
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**To the Members of the Board
of Regulators**

By e-mail only

***Subject: Establishment of an IT Management & Governance Contact Group for the
Implementation of REMIT – Nomination of NRA representatives***

Dear Member of the Board of Regulators,

As the Regulation on Wholesale Energy Market Integrity and Transparency (REMIT) will be published any time soon and will enter into force 20 days following its publication - presumably towards the end of December - I would like to bring to your attention its immediate effects:

- on market participants, concerning the prohibition of market abuse (Articles 3 and 5) and the obligation to publish inside information (Article 4);
- on “persons professionally arranging transactions”, concerning their obligation to establish and maintain effective arrangements and procedures to identify breaches of Articles 3 and 5;
- on NRAs and ACER, who will become the recipients of notifications from market participants and persons professionally arranging transactions. The former are obliged to send notifications on delayed publication of inside information to ACER and competent NRAs according to Articles 3(4)(b) and 4(2). The latter are obliged to notify the competent NRA, without further delay, of any reasonable suspicion that a transaction might breach Articles 3 and 5.

ACER is currently planning to collect the notifications on delayed publication of inside information through an electronic format made available on the ACER website. Any such notification could then be easily - and securely - routed to an NRA mailbox. Concerning the notifications from persons professionally arranging transactions, I would propose that NRAs set up a secure REMIT-specific mailbox. I would like to highlight that according to Article 16(2), such notifications would have to be forwarded to ACER, which could also be done through the aforementioned system set-up for the routing of notifications from ACER to NRAs.

In order to prepare such electronic system, I intend to establish, as a matter of priority, an IT Management & Governance Contact Group (CG) between NRAs and ACER in order to agree IT and procedural aspects related to the above-mentioned notifications. I would therefore be grateful if you could nominate an IT expert from your NRA as member of this CG. Please send your nomination to Mr. Luca Lo Schiavo (Luca.LO-SCHIAVO@acer.europa.eu) and Mr. Stefano Bracco (Stefano.BRACCO@acer.europa.eu).

I thank you in advance for your cooperation in the joint effort to implement REMIT and I look forward to receiving your feedback, possibly by December 8th.

Yours sincerely,



Alberto Pototschnig