

Mr Klaus-Dieter Borchardt
Director,
Internal Energy Market,
DG ENER,
European Commission

Mr Alberto Pototschnig,
ACER Director

Mr Laurent Schmitt,
Secretary General
ENTSO-E

16 May 2017,

Dear Klaus-Dieter,
Dear Alberto,
Dear Laurent,

I write on behalf of all Regulatory Authorities regarding the proposal for Day Ahead Firmness Deadline provided by all TSOs and received by the last Regulatory Authority on 19 December 2016. All Regulatory Authorities reached a unanimous agreement to approve the proposal within the six – month deadline.

This agreement by all Regulatory Authorities provides evidence that a decision on the above mentioned proposal does not need to be adopted by ACER pursuant to Article 9.11 of the Regulation 2015/1222. On the basis of the all Regulatory Authorities' agreement at the Energy Regulators' Forum, each Regulatory Authority will subsequently adopt its legally binding national decision to approve the proposal by 19 June 2017, pursuant to Article 9.10 of Regulation 2015/1222.

Please find enclosed the common paper by all Regulatory Authorities on this issue.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Lord Mogg', with a stylized flourish at the end.

Lord Mogg