

Pursuant to articles 28 and 31 of the Electricity Market Act (*Official Gazette* no. 22/13 and 102/15) and with prior consent of the Croatian Energy Regulatory Agency, Class: 310-02/15-01/457; Reg. no. 371-01/16-07 dated 17 May 2016, Croatian Transmission System Operator Ltd. hereby adopts the

## **ELECTRICITY BALANCING RULES**

### **I. GENERAL PROVISIONS**

#### **Article 1**

These Electricity Balancing Rules (hereinafter: Rules) regulate commercial and technical affairs related to the balancing of the electricity system and the procurement of ancillary services, as well as contractual relations and the procurement of balancing energy, balancing energy settlement, contractual relations and responsibility for imbalances, settlement of imbalances accepting the Rules on application of standard load profiles, financial settlement of imbalances and publication of data.

### **II. DEFINITIONS**

#### **Article 2**

The terms used in these Rules shall have the meanings defined by the laws regulating energy industry, electricity market and regulation of energy activities, as well as regulations passed pursuant to those laws. The following terms used in these Rules shall have the meanings specified below:

- *Balancing energy* – electricity activated by the Transmission System Operator to cover the difference between electricity delivered or taken over and the contracted amounts of electricity for the purpose of maintaining the frequency of the electricity system within the prescribed range,
- *Settlement interval* – time period for which the imbalance is calculated,
- *Settlement period* – time period for which the imbalance needs to be settled,
- *Imbalance* – difference between a balancing group's realisation and its market position in a settlement interval,
- *Realisation* – difference between a balancing group's total electricity delivery and electricity takeover in a settlement interval,
- *Market position* – difference between a balancing group's electricity sold (including exports) and bought (including imports) in a settlement interval,
- *Balance Responsibility Agreement* – agreement between a balancing group manager and the Transmission System Operator regulating responsibility of the balancing group manager for imbalances of its balancing group,
- *Balancing group manager* – electricity market participant responsible for imbalances of a balancing group who has signed a Balance Responsibility Agreement with the Transmission System Operator.

### **III. BALANCING MECHANISM**

#### **Article 3**

- (1) Electricity system balancing mechanism shall cover all procedures related to securing balancing energy, settlement of balancing energy and settlement of imbalances.
- (2) Transmission System Operator shall procure balancing energy and issue invoices for imbalances of balancing groups based on the calculation of imbalances conducted by the Electricity Market Operator.

#### IV. BALANCING ENERGY

##### Article 4

Transmission System Operator shall mitigate the regulatory mistake in the electricity system. In the event of electricity surplus or shortfall Transmission System Operator shall procure balancing energy as follows:

- by activating (purchasing and sales) of contracted ancillary services,
- by purchasing and sales on market principles,
- by purchasing and sales from other transmission system operators.

*Purchasing and sales of balancing energy through contracted ancillary services*

##### Article 5

- (1) Agreements for the provision of ancillary services shall be entered into by all system users who can prove that they meet technical requirements.
- (2) System users shall prove that they meet technical requirements for the provision of ancillary services through a competence verification procedure for the provision of a specific ancillary service pursuant to the Transmission System Code.

##### Article 6

Ancillary services shall be procured in a transparent and discriminatory manner by conducting public procurement procedure through tendering whereby at least the following requirements shall be defined in advance:

- type of ancillary service,
- characteristics of the service,
- proof of technical qualification for providing the specific service,
- relevant guarantee confirming the offer is serious,
- draft agreement on the provision of ancillary services.

##### Article 7

In the event of procurement of ancillary services from multiple providers Transmission System Operator shall, when using ancillary services, activate offers according to economic merit order for each individual ancillary service.

## Article 8

- (1) Agreement on the provision of ancillary services shall contain at least the following:
  - data on parties to the agreement,
  - characteristics of the service,
  - proof of technical qualifications for the provision of a specific ancillary service,
  - price, method of settlement and payment,
  - conditions and penalty amount for incompliance with the agreement,
  - conditions and amount of financial guarantee,
  - manner of dispute resolution,
  - data on duration and termination of agreement and the termination period.
- (2) Specimen agreements on the provision of ancillary services shall be published on the internet pages of the Transmission System Operator.

### *Purchasing and sales of balancing energy on market principles*

## Article 9

- (1) Transmission System Operator shall procure balancing energy on market principles based on the minimum cost criterion in a transparent and non-discriminatory manner.
- (2) All market participants who have signed a balancing service agreement with the Transmission System Operator shall participate in the purchasing and sales of balancing energy.

## Article 10

- (1) Balancing service agreement shall contain at least the following:
  - data on parties to the agreement,
  - subject of the agreement,
  - address and method of invoice delivery,
  - method of price calculation,
  - method of settlement and payment,
  - conditions and penalty amount for incompliance with the agreement,
  - conditions and amount of financial guarantee,
  - method of complaints resolution,
  - method of dispute resolution,
  - data on duration and termination of the agreement and the termination period.
- (2) Specimen balancing service agreement shall be published on the internet pages of the Transmission System Operator.

*Purchasing and sales of balancing energy from other transmission system operators*

Article 11

- (1) In collaboration with other transmission system operators, and in order to minimise the cost of system balancing, the Transmission System Operator shall establish common mechanisms such as sharing control reserves, common merit order list of activation of ancillary services and balancing energy, etc.
- (2) In collaboration with other transmission system operators, the Transmission System Operator shall secure mechanisms of voluntary mutual assistance during black start.
- (3) Transmission system operators shall contractually define mutual rights and obligations relating to mechanism referred to in paragraphs 1 and 2 above.

*Settlement of balancing energy*

Article 12

- (1) Transmission System Operator shall measure and record balancing energy amounts referred to in article 4 herein, as well as regulatory mistake in points of separation from neighbouring transmission system operators pursuant to the Transmission System Code.
- (2) Based on metered quantities and unit prices of balancing energy in settlement intervals the Transmission System Operator shall, for each settlement period, calculate the following:
  - total engaged balancing energy per settlement interval,
  - cost of engaged balancing energy per settlement interval.

V. RESPONSIBILITY FOR IMBALANCES

Article 13

- (1) Balancing group manager shall be responsible for imbalance which is defined as a deviation of the total realisation of all balancing group members from the total market position of all balancing group members in a settlement interval.
- (2) Balancing group manager and the Transmission System Operator shall conclude an imbalances settlement agreement regulating responsibility of the balancing group manager for the imbalances of the balancing group.
- (3) Mutual relations between the balancing group manager and members of the balancing group are defined by the Electricity Market Rules.

Article 14

Obligations of the balancing group manager shall be the following:

- settle financial obligations resulting from the settlement of balancing group's imbalances pursuant to the Imbalances Settlement Agreement concluded with the Transmission System Operator,
- notify Transmission System Operator about the change of its name and headquarters within 8 days of the change at the latest.

*Imbalances settlement agreement*

Article 15

(1) Imbalances settlement agreement shall regulate the following:

- rules and obligations of the balancing group manager and of the Transmission System Operator,
- method of calculation and settlement of the total financial obligation of the balancing group manager resulting from imbalances.

(2) Imbalances settlement agreement shall contain at least the following:

- data on parties to the agreement,
- subject of the agreement,
- invoice delivery method,
- calculation and payment method,
- conditions and amount of financial guarantee of the balancing group's manager,
- confidentiality terms for sensitive data obtained directly or indirectly during the procedure of settlement of imbalances and their exclusive use for imbalances settlement,
- method of complaints resolution,
- method of disputes resolution,
- data on duration and termination of the agreement and the termination period.

(3) Specimen of imbalance settlement agreements shall be published on the internet pages of the Transmission System Operator.

VI. SETTLEMENT OF IMBALANCES

*Balancing group membership of metering points*

Article 16

(1) Agreements regulating balancing group membership of a metering point are as follows:

- balancing group membership agreement,
- end customer supply agreement,
- electricity purchase agreement,

- system use agreement,
  - agreement on exchange of metering data between transmission and distribution system operators.
- (2) For the purpose of settlement of imbalances the metering points between:
- the transmission and the distribution system of the Republic of Croatia,
  - the transmission system of the Republic of Croatia and the neighbouring countries,
  - the distribution system of the Republic of Croatia and the neighbouring countries,
- shall be considered points of separation of the above mentioned systems.
- (3) Electricity withdrawn and delivered in a metering point shall be calculated into imbalances of a balancing group to which the metering point belongs.

### *Metering Points Registry*

#### Article 17

- (1) Transmission System Operator is responsible for the adjustment of the Metering Points Registry in the transmission system.
- (2) Distribution System Operator is responsible for the adjustment of the Metering Points Registry in the distribution system.
- (3) All changes in the registries shall be entered by relevant operator in line with data on coming into force, changes or termination of the agreement referred to in article 16 paragraph 1 herein, excluding the balancing group membership agreement.
- (4) The Registry shall contain at the least the following data:
- a. basic data on a metering point;
    - i. metering point ID,
    - ii. system user category,
    - iii. system user ID,
  - b. data on metering point membership in a balancing group;
    - i. member of a balancing group to which the metering point belongs,
    - ii. legal base for the membership,
    - iii. date of agreement coming into force.
- (5) Relevant system operator shall keep the registry in a manner which enables determination of the sequence of changes in the Metering Points Registry and revision of:
- i. Entries into the registry (history of changes in the registry),
  - ii. Validity date of individual data from the registry (status history).

### *Change of metering point membership in a balancing group*

#### Article 18

Change of metering point membership in a balancing group is related to a change of supplier and/or buyer of electricity, and is recorded by a change in the Metering Points Registry.

### *Balancing group's market position*

#### Article 19

- (1) Market position of a balancing group is the difference between contracted sales (including exports) and contracted purchase (including imports) of electricity on a wholesale market of all balancing group members in a settlement interval and is calculated according to the formula below:

$$W_{\text{market position BG}} = E(\text{sales})_{ug} - E(\text{purchase})_{ug} + E(\text{sales})_{ur} - E(\text{purchase})_{ur}$$

where the elements of the equation are as follows:

$W_{\text{market position BG}}$  – balancing group market position,  
 $E(\text{sales})_{ug}$  – total electricity sales according to contracted schedules of all balancing group members,  
 $E(\text{purchase})_{ug}$  – total electricity purchase according to contracted schedules of all balancing group members,  
 $E(\text{sales})_{ur}$  – total sales of balancing and other ancillary services energy,  
 $E(\text{purchase})_{ur}$  – total purchase of balancing and other ancillary services energy.

- (2) Electricity Market Operator shall define market position for each individual balancing group in each settlement interval based on the last approved contracted schedules of balancing group members and based on data on purchase and sales of balancing and other ancillary services which the Transmission System Operator shall deliver to the Market Operator pursuant to the Electricity Market Rules.
- (3) A balancing group's market position forms the basis for settlement of imbalances of a balancing group.

#### Article 20

Settlement of imbalances shall also be conducted in the event of force majeure, operation disturbances and/or emergency operation of the transmission and/or distribution network.

### *Settlement of balancing group imbalances in the first (monthly) imbalance settlement*

#### Article 21

- (1) Imbalances of individual balancing groups in the first (monthly) imbalance settlement shall be calculated by the Electricity Market Operator.
- (2) Settlement interval in the first (monthly) imbalance settlement shall be one hour, and the settlement period shall be one month.
- (3) Imbalance calculation shall be made for the entire settlement period in the month following that settlement period.

- (4) Balancing group imbalances shall be calculated for each settlement interval and shall be a difference between the balancing group's realisation ( $W_{realisation\ BG}$ ) and balancing group's market position ( $W_{market\ position\ BG}$ ) according to the formula below:

$$W_{BG\ imbalance} = W_{BG\ realisation} - W_{BG\ market\ position}$$

where  $W_{BG\ realisation}$  is defined as follows:

$W_{BG\ realisation}$  – the sum of realisation of all balancing group members.

- (5) Realisation of a balancing group member is a difference between total electricity delivered into the system ( $W_{BG\ member\ delivery}$ ) and total electricity taken over from the system ( $W_{BG\ member\ takeover}$ ) by the individual balancing group member in one settlement interval and shall be calculated according to the formula below:

$$W_{BG\ member\ realisation} = W_{BG\ member\ delivery} - W_{BG\ member\ takeover}$$

- (6) Electricity takeover and delivery data for a metering point equipped with interval meter shall be determined pursuant to the system operator's Grid Code.
- (7) For metering points not equipped with interval meters, electricity takeover and delivery realised in a settlement period shall be determined pursuant to the Rules on the application of standard load profiles.
- (8) Total electricity delivered into the system of a balancing group member in a settlement interval shall be calculated as follows:

$$W_{BG\ member\ delivery} = \sum_{i=1}^M W_i$$

where  $W_i$  refers to realised electricity delivery in a metering point „ $i$ “, and „ $M$ “ refers to the total number of metering points belonging to that balancing group member pursuant to article 6 herein.

- (9) Total electricity taken over from the electricity system by a balancing group member in a settlement interval shall be calculated as follows:

$$W_{BG\ member\ takeover} = \sum_{i=1}^M W_i + W_{nko}$$

where  $W_i$  refers to data on realised electricity takeover in a metering point „ $i$ “, and „ $M$ “ refers to the total number of metering points belonging to that balancing group member pursuant to article 6 herein, while  $W_{nko}$  refers to realised takeover of a balancing group member pursuant to article 7 herein.

*Transmission System Operator and Distribution System Operator balancing group imbalances in the first (monthly) imbalance settlement*

Article 22



- (1) Imbalances in points of separation from the neighbouring transmission system operators shall be calculated by the Transmission System Operator and shall be a difference between realised and planned cross-border electricity flows in the transmission system.
- (2) Transmission System Operator's balancing group imbalances shall be calculated by the Electricity Market Operator for each individual settlement interval and shall be a difference between actual transmission system losses and part of a Transmission System Operator's market position referring to the procurement of electricity for covering transmission system losses.
- (3) Distribution System Operator's balancing group imbalances shall be calculated by the Electricity Market Operator for each individual settlement interval and shall be a difference between realisation and Distribution System Operator's market position.

#### Article 23

- (1) For the purposes of the first (monthly) imbalance settlement distribution system losses for each settlement interval shall be calculated pursuant to the Rules for application of standard load profiles and shall be considered to be electricity taken over as *per* paragraph 5, article 21 herein.
- (2) Realisation of the Transmission System Operator's balancing group in the first (monthly) imbalance settlement shall be calculated for each individual interval and shall be a difference between total electricity delivered into the transmission system and total electricity taken over from the transmission system, whereby electricity is delivered or taken over in points of separation from the distribution system, at points of separation from transmission systems of the neighbouring transmission system operators, and in metering points of transmission system users.

#### *Settlement of balancing group imbalances in the second (annual) imbalance settlement*

#### Article 24

- (1) Settlement interval in the second (annual) imbalance settlement shall be a calendar month, and the settlement period shall be a calendar year.
- (2) In the second (annual) imbalance settlement the difference between metered realisation pursuant to the General conditions for system use and electricity supply and realisation in the first (monthly) imbalance settlement pursuant to the Rules for application of standard load profiles shall be calculated.
- (3) In the second (annual) imbalances settlement the realisation of distribution system losses is used.
- (4) The calculation of imbalances for the entire settlement period of a calendar year shall be conducted in the year following the settlement period for which the settlement is made.
- (5) Imbalances of individual balancing groups in the second (annual) calculation of imbalances shall be calculated by the Electricity Market Operator based on realisation data of balancing group members and data on actual losses in the distribution system delivered by the Distribution System Operator.

- (6) In the second (annual) imbalances settlement the realised monthly ( $W_{realisation\ i}^{II}$ ) electricity takeover and/or delivery in individual metering points („i“), as well as monthly distribution system losses for each individual settlement interval of the second imbalances calculation (calendar month) of the settlement period (calendar year) shall be calculated by the Distribution System Operator pursuant to the Rules for application of standard load profiles.
- (7) Balancing group imbalance in the second (annual) imbalance settlement is a sum of imbalances of all metering points belonging to the balancing group:

$$W_{BG\ imbalance}^{II} = \sum_{i=1}^N W_{imbalance\ i}^{II}$$

where  $W_{imbalance\ i}^{II}$  refers to the determined monthly imbalance of a metering point „i“ within the second (annual) imbalance settlement, and „N“ refers to the total number of metering points which belonged to the balancing group in the specific month.

- (8) Imbalance of a metering point in a calendar month equals a difference between realisation in the second (annual) imbalances settlement and the first (monthly) imbalances settlement:

$$W_{imbalance\ i}^{II} = W_{realisation\ i}^{II} - W_{realisation\ i}^I$$

where  $W_{realisation\ i}^{II}$  refers to the (calculated) monthly realisation of a metering point within the second (annual) imbalances settlement, and  $W_{realisation\ i}^I$  refers to the determined (calculated) data on monthly realisation in a metering point within the first (monthly) imbalances settlement.

- (9) Distribution System Operator balancing group imbalances in a calendar month shall correspond to the difference between realisation in the second (annual) imbalances settlement and the first (monthly) imbalances settlement:

$$W_{BG\ DSO\ imbalance}^{II} = W_{realisation}^{II} - W_{realisation}^I$$

where  $W_{realisation}^{II}$  refers to the determined (calculated) monthly realisation within the second (annual) imbalances settlement, and  $W_{realisation}^I$  refers to the determined (calculated) data on monthly realisation within the first (monthly) imbalances settlement.

*Data delivery in the first (monthly) and the second (annual) imbalances settlement*

#### Article 25

- (1) Pursuant to article 21, paragraph 5 herein, realisation of balancing group members in each settlement interval of a settlement period for metering points in the transmission system shall be calculated by the Transmission System Operator.
- (2) Pursuant to article 21, paragraph 5 herein, realisation of balancing group members in each settlement interval of a settlement period for metering points in the distribution system shall be calculated by the Distribution System Operator.

- (3) Realisation of the Transmission System Operator's balancing group shall be calculated by the Transmission System Operator.
- (4) Standard hourly values of power loss profiles in the distribution system in the first (monthly) imbalances settlement shall be calculated by the Distribution System Operator.
- (5) For the purposes of the second (annual) settlement losses in the distribution system shall be calculated by the Distribution System Operator.
- (6) The Distribution System Operator and the Transmission System Operator shall deliver data on realisation of balancing group members expressed in MWh/h and rounded to three decimal places to the Electricity Market Operator.
- (7) Distribution System Operator and Transmission System Operator are responsible for the accuracy of data delivered for the purpose of imbalances settlement.
- (8) Deadline for the delivery of data on realisation of members of balancing groups in the first (monthly) imbalances settlement is the sixteenth (16<sup>th</sup>) day of the month following the settlement period to which the data refers.
- (9) Deadline for the delivery of data on realisation of members of balancing groups in the second (annual) imbalances settlement is the tenth (10<sup>th</sup>) of July in the year following the settlement period (calendar year) to which the data refers.
- (10) Delivery of data required for imbalances settlement shall be regulated by an agreement defining mutual relations between the Transmission System Operator and the Electricity Market Operator, as well as Distribution System Operator and Electricity Market Operator pursuant to the Electricity Market Rules.
- (11) Relations in the points of separation of the Distribution System Operator and the Transmission System Operator shall be regulated by an agreement on the exchange of metering data between the Transmission and Distribution System Operators pursuant to the General conditions for system use and electricity supply.
- (12) Realisation of individual balancing groups shall be calculated in each settlement interval of a settlement period by the Electricity Market Operator.

## VII. FINANCIAL SETTLEMENT OF IMBALANCES

### *The price of imbalances*

#### Article 26

- (1) For each settlement interval in the first (monthly) imbalances settlement and the second (annual) imbalances settlement, Electricity Market Operator shall calculate unit prices for balancing energy settlement for each imbalance direction, shortage or surplus.
- (2) The prices referred to in paragraph 1 above shall be calculated based on methodology for determining prices for balancing energy calculation passed by the Agency.
- (3) All prices and amounts defined herein shall be rounded to two decimal points.

*Delivery of the first (monthly) and the second (annual) imbalances settlement*

Article 27

- (1) In the first (monthly) imbalance settlement Electricity Market Operator shall by the eighteenth (18<sup>th</sup>) of the month following the settlement period deliver to the Transmission System Operator imbalance settlement of each balancing group for the relevant settlement period.
- (2) The imbalances settlement in the first (monthly) imbalances settlement shall include the following:
  - the amount of shortage or surplus of a balancing group for each settlement interval calculated pursuant to article 21, paragraph 4 herein,
  - unit price for balancing energy settlement for each imbalance direction, shortage or surplus for each settlement interval,
  - financial obligation of the balancing group manager for each settlement interval which shall be calculated as a product of the imbalance amount and relevant imbalance price,
  - total financial obligation of the balancing group manager for settlement period which equals the sum of financial obligations in all settlement intervals.
- (3) In the first (monthly) imbalance settlement Electricity Market Operator shall by the eighteenth (18<sup>th</sup>) of the month following the settlement period deliver to the balancing group manager imbalance settlement for his balancing group, as well as imbalances per balancing group member for each settlement interval.
- (4) In the second (annual) imbalance settlement Electricity Market Operator shall by the 20<sup>th</sup> July in the year following the settlement period (calendar year) for which the settlement is made deliver to the balancing group manager estimated amount of the imbalances of his balancing group per balancing group member and for each settlement interval.
- (5) In the second (annual) imbalance settlement Electricity Market Operator shall by the 10<sup>th</sup> September at the latest in the year following the settlement period (calendar year) for which the settlement is made deliver to all balancing group managers and to the Transmission System Operator final imbalances settlement.
- (6) Final imbalances settlement in the second (annual) imbalances settlement shall include the following:
  - the amount of imbalances of a balancing group for each settlement interval,
  - unit price for balancing energy settlement for each imbalance direction, shortage or surplus, for each settlement interval,
  - financial obligation of the balancing group manager for each settlement interval which shall be calculated as a product of the imbalance amount and relevant price of imbalance,
  - total financial obligation of the balancing group manager for settlement period which equals the sum of financial obligations in all settlement intervals.

*Invoicing*

Article 28

- (1) If the total financial obligation for balancing group imbalances within a settlement period is negative, Transmission System Operator shall issue an invoice to the balancing group manager.
- (2) If the total financial obligation for balancing group imbalances within a settlement period is positive, the balancing group manager shall issue an invoice to Transmission System Operator.
- (3) Invoices referred to in paragraphs 1 and 2 above shall within the first (monthly) imbalances settlement be issued by the twentieth (20<sup>th</sup>) of the month following the settlement period (month) for which the settlement is made.
- (4) Invoices referred to in paragraphs 1 and 2 above shall within the second (annual) imbalances settlement be issued immediately upon the delivery of the final imbalances settlement by the Electricity Market Operator.
- (5) Imbalances settlement of a balancing group shall be a component part of each invoice.
- (6) The invoice matures fifteen (15) days within invoice issuing.

## VIII. RESOLUTION OF COMPLAINTS

### Article 29

- (1) Issued invoice referred to in article 28 herein can be disputed by the balancing group manager by filling a complaint to the Transmission System Operator within eight (8) days from the date of invoice issuing, only in the event that the Transmission System Operator has, when issuing the invoice based on imbalances data provided by the Electricity Market Operator, miscalculated the financial obligation of the balancing group manager. Complaints filed for any other reason shall be forwarded to the Electricity Market Operator for competent handling.
- (2) Market position of a balancing group referred to in article 19 herein, imbalances settlement referred to in article 21 and 24 herein, and the calculation of unit prices referred to in article 26 herein can be disputed by the balancing group manager by filing a complaint to the Electricity Market Operator within eight (8) days from the delivery date of the first (monthly) imbalances settlement and the second (annual) estimated imbalances settlement.
- (3) The complaint shall be intelligible and shall contain everything necessary to ensure its implementation. It should especially contain the title of the body which it is submitted to, first and last name of the person filing the complaint, and legal basis for filing the complaint.
- (4) Claimant referred to in paragraph 2 herein shall state reasons for contestation in the complaint and attach documents proving groundedness of the complaint. Should the complaint lack elements required for its handling, or should it be unintelligible or incomplete, an official shall invite the claimant to complete the complaint within three (3) days, also notifying the claimant of legal consequences. If the claimant should not proceed pursuant to the previous paragraphs herein, the Transmission System Operator shall issue a decision discarding the complaint.

- (5) In the event of a complaint filed as per paragraph 2 herein, within five (5) working days from the delivery of the written complaint to the Electricity Market Operator:
- the Transmission System Operator shall give its response regarding the accuracy of the realisation pursuant to article 25, paragraphs 1 and 3 herein, and regarding the purchase and sales data of balancing energy determined based on a request for activation of ancillary service of tertiary control and of balancing energy required to meet the needs of other system services referred to in article 19, paragraphs 1 and 2 herein,
  - Distribution System Operator shall give its response regarding the accuracy of realisation referred to in article 25, paragraph 2 herein and of standard settlement data referred to in article 25, paragraphs 4 and 5 herein.
- (6) Complaints validly filed pursuant to paragraph 1 of this article and referring to the first (monthly) imbalances settlement shall postpone the maturity and settlement of financial obligation of the balancing group's manager as per invoices issued.
- (7) Complaints referred to in paragraph 2 of this article referring to the first (monthly) imbalances settlement shall not postpone the maturity and settlement of financial obligation of the balancing group's manager as per invoices issued.
- (8) Electricity Market Operator shall within fifteen (15) days from the date of reception of the complaint referred to in paragraph 2 of this article make a decision of its acceptance or rejection.
- (9) Should the complaint referred to in paragraph 2 of this article be accepted, Electricity Market Operator shall correct the imbalances settlement which shall then become final and shall form a basis for issuing a new invoice and for adjustment of financial relations between the Transmission System Operator and the balancing group's manager.
- (10) A complaint cannot be filed against the final settlement in the second (annual) imbalances settlement referred to in article 27, paragraphs 5 and 6 herein.
- (11) Balancing group's manager shall be authorised to file a complaint to the Agency against the application of these Rules pursuant to the Electricity Market Act.
- (12) Filing a complaint to the Agency against the application of these Rules shall not postpone the maturity and settlement of obligations of the balancing group's manager regarding the payment of invoices.
- (13) Agency shall, without delay, and at the latest within thirty (30) days from the filing of the complaint, notify the claimant in writing of the measures it has undertaken regarding the complaint. Should the claimant not be satisfied with the measures undertaken or should the claimant not be notified of the measures undertaken within the specified time, the claimant can institute administrative dispute.

## IX. TRANSITIONAL AND FINAL PROVISIONS

### Article 30

The Transmission System Operator shall publish specimen agreement referred to in article 8, paragraph 2 and article 10, paragraph 2 herein on its internet pages within two months of these Rules coming into force at the latest.

## Article 31

- (1) The Transmission System Operator and the Distribution System Operator shall, each for its own system, by the date the provisions of the effective Electricity Market Rules come into force at the latest adjust the Metering Points Registry pursuant to these Rules and technically enable collection and delivery of data pursuant to these Rules.
- (2) Balancing group managers shall, pursuant to these Rules, regulate relations with the Transmission System Operator at the latest by the date the provisions of the effective Electricity Market Rules come into force.
- (3) Until the provisions of the effective Electricity Market Rules relating to balancing groups come into force imbalances settlement shall be conducted according to the Electricity Balancing Rules (Official Gazette no. 133/06 and 135/11) excluding article 24 (Force Majeure), Methodology for determining the prices for balancing energy settlement for BRPs (Official Gazette no. 121/13, 82/14 and 135/14) and the effective Rules on the application of standard load profiles.
- (4) The manager of the eco balancing group shall regulate relations with the Transmission System Operator pursuant to these Rules by 31 December 2016 at the latest.
- (5) The Distribution System Operator shall, by 31 December 2016 at the latest, form Distribution System Operator's balancing group and regulate its relations with the Transmission System Operator pursuant to these Rules. In the period of the provisions of the effective Electricity Market Rules relating to balancing groups coming into force until 31 December 2016 the Distribution System Operator shall be a member of the balancing group as regulated by these Rules and the Electricity Market Rules.
- (6) In the transitional period starting from the provisions of the effective Electricity Market Rules relating to balancing groups coming into force until 31 December 2016, correction factor  $k$  pursuant to article 12 of the Electricity Balancing Rules (Official Gazette no. 133/06 and 135/11) shall be applied.
- (7) The second (annual) imbalances settlement for 2017 shall be conducted in 2018.
- (8) These Rules shall come into force fifteen (15) days following their publication on the internet pages of the Transmission System Operator, and shall be applicable from the date of the provisions of the Electricity Market Rules relating to balancing groups coming into force, which is when the provisions of the Electricity Balancing Rules (Official Gazette no. 133/06 and 135/11) shall cease to have effect, excluding article 12a of the Electricity Balancing Rules (Official Gazette no. 133/06 and 135/11) which shall remain in effect until 31 December 2016.
- (9) Transmission System Operator shall be responsible for the interpretation of these Rules.
- (10) Should the need for amendments to these Rules arise, Transmission System Operator shall, on its own or upon the proposal of the Agency, initiate the amendment process.

President of the Management Board

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