



BULGARIAN  
PHOTOVOLTAIC  
ASSOCIATION

**To Mr. Ivan Ivanov,  
Chairman of  
Energy and water regulatory commission  
Sofia, 8-10, Al. Dondukov blvd.**

## **STATEMENT**

*from*

*Bulgarian Photovoltaic Association, ЕИК 175801326*

Regarding: Proposal for a Draft of the rules for amendment and supplement of the trading rules with electricity

Dear Mr. Ivanov,

In connection with the proposed Draft of the rules for the amendment and supplement of the trading rules with electricity, we make our proposals as follows:

1. In Article 4, the following is added:  
"In Art. 11 is being created a new point 17 shall be inserted with the following content:  
"17. Contract under Art. 100, para. 6 of the Energy Act. "

Motives: The norm of Art. 100, para. 6 of the Energy Act creates specific relations between the balancing group members with installed capacity of 4 MW and over 4 MW and the balancing group coordinator who require a contractual arrangement in which their commitments are regulated in order to comply with the Act. Since producers with installed capacity of 4 MW and over 4 MW will receive a premia against the commitment to sell the produced electricity on an organized stock market and / or on a balancing market (alone and / or through a balancing group coordinator), the contracts under Article 100, paragraph 6 of the Energy Act should be regulated in the Trading rules with electricity. Through the contract under art. 100, para 6 of the Energy

Act, the producers with installed capacity of 4 MW and over 4 MW transfer the obligation to sell the produced electricity on an organized stock market to the balancing group coordinator.

2. In Article 5, the following is added:

1. In point 3, the following is added:

"In para. 3, item 1 is being created a new letter "i" („и“):

i) Balancing Group Coordinator in the cases of Art. 11, item 17.

2. Point 5 is added

"In para. 3, item 3 is being created a new letter "g" („ж“):

(g) balancing group coordinator, in the case of trading platforms on an organized stock market exchange. "

Motives under item 1: The contract under Art. 11, item 17 of the trading rules with electricity is implemented between a producer with an installed capacity of 4 MW and over 4 MW and a balancing group coordinator at freely negotiated prices.

Motives under item 2: The sale of electricity on the long-term contracts platform on an organized market stock exchange requires the conclusion of a purchase contract between a balancing group coordinator and an electricity trader.

3. Being created a new § 10a with the following content:

"A new article is created. 26a with the following content:

"Art. 26a. (1) Subject of the contract under Art. 11, para. 17 is the sale of the generated electricity from producers from renewable sources with production sites, with a total installed capacity of 4 MW and more than 4 MW with a balancing group coordinator in implementation of Art. 100, para. 6 of the Energy Act.

(2) The contract under para. 1 is concluded between a balancing group coordinator on the one hand and producers from renewable sources with production sites, with a total installed capacity of 4 MW and more than 4 MW on the other.

(3) The coordinator of the balancing group shall to sell the purchased electricity with a contract under para. 1 through a separate registration on an organized market exchange under the conditions of the trading rules with electricity. "

Motives: In the proposed new Art. 26a are described, the parties to the contract under Art. 11, item 17 and their obligations.

4. In § 18 the following amendments are made:

1. In Art. 56b, para. 3 the text: „p. 2“is deleted.

Motives: Described in Art. 56b, para. 1, item 2 subgroup is the sub-group of producers with installed capacity below 4 MW, reaching "net specific production", which sells the produced

electricity at freely negotiated prices without restriction, respectively in para. 3 of Art. 56b creates an obligation they to be direct members. Due to the number of these participants in balancing groups, more than 800, we suggest that these producers drop out of the norm of Art. 56b, para. 3. Creating the status of direct members of such a large number of producers would create administrative chaos and require additional administrative capacity in ESO EAD, as well as in balancing groups where they are members without contributing to the objectives of the Energy Act. These producers negotiating and selling by them self by freely negotiated prices of electricity, produced after reaching "net specific production" without any restrictions.

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Kind Regards,

Sofia

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