

## Contents

EU Member States were required to implement the Third Energy Package, adopted in 2009, by 3 March 2011. On the same date, the Agency for the Cooperation of Energy Regulators (ACER) also became operational. Ownership unbundling, one of the key and most controversial features of the legislative package, will have to wait another year before its full implementation.

## Key topics

- State of play in implementation of the Third Energy Package and completion of an internal energy market in the EU
- Complementary measures, such as those on energy infrastructure for 2020 and enhancing market integrity and transparency in the energy sector
- The external dimension of EU energy policy, e.g. the Regulation on security of gas supply
- Enforcement of competition law rules as a complementary way to achieve an effective EU internal energy market, in particular through commitment decisions
- The role of ACER in assisting and coordinating regulatory authorities in the exercise of their regulatory tasks at EU level, as well as monitoring the Transportation System Operators (TSOs) and their cooperation
- The relationship between national competition authorities and national regulatory authorities in light of the Third Package and some recent developments at national level
- The possible need for a Fourth Package.

## Who should attend?

Lawyers in private practice and in-house counsel, especially in the energy industry, industry representatives, civil servants in energy departments and regulatory authorities.

## Speakers

**Marcos Araujo**, Partner, Garrigues, Madrid

**Nicolaas Bel**, DG Energy, European Commission, Brussels

**Céline Gauer**, Head of Unit, DG Competition, European Commission, Brussels

**Professor Leigh Hancher**, Of Counsel, Allen & Overy, Amsterdam; University of Tilburg

**Karl-Peter Horstmann**, RWE Supply & Trading GmbH, Essen

**Jan Erik Janssen**, Partner, Stek, Amsterdam

**Paul Martinet**, Legal Advisor, Agency for the Cooperation of Energy Regulators (ACER), Ljubljana

**Jean-Paul Peers**, Vice President, Governmental Affairs, Siemens AG, Erlangen\*

**Francesco Maria Salerno**, Senior Attorney, Cleary Gottlieb Steen & Hamilton, Brussels

**Professor George Yarrow**, Chairman, Regulatory Policy Institute, Oxford; Emeritus Fellow, Hertford College, Oxford University

\* to be confirmed

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## SHAPING AN INTERNAL EU ENERGY MARKET

BETWEEN *EX ANTE* REGULATION  
AND *EX POST* INTERVENTION

**Brussels, 23-24 May 2011**  
MCE Management Centre Europe,  
Rue de l'Aqueduc 118  
B-1050 Brussels

**Conference organiser:**  
Dr Michele Messina, ERA

**Language:**  
English

**Event number:**  
211D29



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## Monday, 23 May 2011

09:00	Arrival and registration of participants
09:30	<b>Welcome words</b> <i>Michele Messina</i>
Chair:	<i>Michele Messina</i>
09:45	<b>The state of play in the implementation of the Third Package – towards the completion of an internal energy market in the EU</b> <i>Nicolaas Bel</i>
10:30	Discussion
11:00	Coffee break
11:30	<b>Complementary initiatives:</b> <ul style="list-style-type: none"><li>▪ The Commission's Communication on energy infrastructure for 2020 and beyond <i>Jean-Paul Peers</i></li><li>▪ The proposal for a Regulation on energy market integrity and transparency <i>Karl-Peter Horstmann</i></li></ul>
12:30	Discussion
13:00	Lunch
14:30	<b>The external dimension of EU energy policy: the example of the Regulation on security of gas supply in the EU and beyond</b>

15:00	Discussion
15:15	Coffee break
Chair:	<i>Michele Messina</i>
15:45	<b>The role of ACER in the liberalisation of EU electricity and natural gas markets: the 2011 working programme priorities and beyond</b> <ul style="list-style-type: none"><li>▪ cross-border congestion management and third party access exemptions</li><li>▪ the submission of framework guidelines for network codes and opinions on their compliance</li><li>▪ advising, monitoring and reporting to the EU institutions <i>Paul Martinet</i></li></ul>
16:15	Discussion
16:45	<b>Roundtable: The relationship between national competition authorities and national regulatory authorities in light of the Third Package and some recent developments at national level</b> <i>Marcos Araujo</i> <i>George Yarrow</i> <i>Jan Erik Janssen</i>
17:45	Discussion
18:15	End of first conference day

## Tuesday, 24 May 2011

Chair:	<i>Leigh Hancher</i>
09.30	<b>The role of Articles 101 and 102 TFEU in reaching an effective internal EU energy market: the relationship between the new regulatory framework and competition law enforcement</b> <i>Francesco Maria Salerno</i>
10:15	Coffee break
10:45	<b>The effectiveness of commitment decisions in reaching energy market liberalisation objectives: the example of ownership unbundling</b> <i>Céline Gauer</i>
11:15	Discussion
11:45	<b>Conclusion: What perspectives for a Fourth Internal EU Energy Market Package?</b> <i>Leigh Hancher</i>
12:15	Discussion
12:30	End of conference

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