

From: [REDACTED]
To: [REDACTED] (ACER); [REDACTED] (ACER)
Cc: [REDACTED]
Subject: RE: opinion for FI-EE force majeure: call with ECA+EV
Attachments: [image002.png](#)
[image003.jpg](#)

Dear [REDACTED],

As agreed at Monday's meeting, we hereby provide additional clarifications.

Article 6 section 7 of the Regulation (EU) 2019/942 states: „Where, in a specific case, a regulatory authority encounters difficulties with the application of the network codes and guidelines referred to in Regulation (EU) 2019/943, Regulation (EC) No 715/2009, Directive (EU) 2019/944 or Directive 2009/73/EC it may request ACER to provide an opinion. ACER shall deliver its opinion, after consulting the Commission, within three months of the date of receipt of such a request.“

In this case, the Estonian Competition Authority (ECA) is currently processing a specific case. Two complaints have been filed with the ECA by market participants regarding the TSO's choice of the event (*force majeure*) that caused the curtailment of FTRs, which the ECA is processing. We would like to clarify that in practice, as a result of the proceedings, if the ECA identifies a violation in the activities of the TSO, the ECA has the right to issue a precept to the TSO to eliminate the violation. However, since in this case, the complainants also aim to obtain certain financial compensation from the TSO, we would like to clarify that the respective claims are subject to resolution through negotiations between the parties and, if no agreement is reached, in a civil court.

Best regards,

[REDACTED]
Adviser
Department of Energy Markets
Regulatory Division

[REDACTED] [@konkurentsiamet.ee](mailto:[REDACTED]@konkurentsiamet.ee)

Estonian Competition Authority
Tatari 39, 10134 Tallinn
www.konkurentsiamet.ee



From: [REDACTED] (ACER) [REDACTED]

Sent: Monday, February 17, 2025 5:17 PM

To: [REDACTED]

[REDACTED] (ACER)

[REDACTED]

Cc: [REDACTED]

[REDACTED]

[REDACTED]

Subject: RE: opinion for FI-EE force majeure: call with ECA+EV

Tähelepanu! Tegemist on välisvõrgust saabunud kirjaga.

Tundmatu saatja korral palume linke ja faile mitte avada.

Dear all,

Thanks again for today's call. As promised, attached you may find the slides used for the discussions in today's call and the redacted version of ECA's request

[REDACTED]

You will hear from us soon on how we can further consider the case on our side or in case of any specific information needed related to the case.

Best,

[REDACTED]

[REDACTED]

Policy Officer -
Electricity

[REDACTED]

Email: [REDACTED]



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-----Original Appointment-----

From: [REDACTED] (ACER)

Sent: 17 February 2025 11:02

To: [REDACTED] (ACER); [REDACTED]
[REDACTED] (ACER)

Cc: [REDACTED]

Subject: opinion for FI-EE force majeure: call with ECA+EV

When: 17 February 2025 14:00-15:00 (UTC+01:00) Belgrade, Bratislava, Budapest, Ljubljana, Prague.

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