

Comparative Table on Market Opening I October 2009

Table 1

	Rules provision/Country	Croatia	Serbia	Montenegro	Macedonia
1.	Unbundling of Transmission: OU or accounting?	Yes – OU separate subsidiaries in the form of Public Limited Companies	Yes – OU separate subsidiaries in the form of Public Limited Companies	Yes	Yes – OU (state ownership)
2.	Unbundling of distribution into DSO and supply: OU or accounting.	Yes - OU	Yes - OU	No (vertically integrated electricity sector)	Yes – OU (company privatized)
3.	What customer classes are legally eligible?	All customers	All but households	All but households (this is not really effective because network tariffs are not developed and publicly available)	Large tariff customers connected on 110 kV and above (mandatory)
4.	How many customers actually purchase supply in the market?	32.000 (15% customers)	None	One large customer	9 out of 10 (25% consumption)
5.	Eligible Customers forced or voluntary?	Voluntary	Voluntary	Voluntary	Forced
6.	Eligible Customers able to return to tariff customer status? If so, at what tariff?	Yes, those eligible customers whose supplier ceases to operate, but only for a period of 30 days. After the expiry of the 30 day period, eligible customers who have not found their supplier pay for	No (Actually, no eligible customer exercised its eligibility status as the eligible customers can still benefit from regulated retail tariffs that are well below any electricity price that can be provided		No

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		the electricity they consume at the price of balancing energy. Each such customer must conclude a contract with HEP ODS for eligible customer supply at the price of balancing energy.	by a private supplier)		
7.	How many suppliers in the market?	4	1 (EPS)	Vertically integrated electricity sector	2
8.	Cost-based tariff methodology?	Yes	Yes	Yes	No
9.	Tariffs priced at or below market?	Below	Below	Below	Below
10.	Existence of non-discriminatory access to transmission and distribution network?	Yes	Yes	Yes	No
11.	Cross border congestion management method?	Explicit auction	Explicit auction	Explicit auction ('pay as bid' method in case of congestion)	Explicit auction ('pay as bid' method in case of congestion)
12.	Transmission System operator or ISO:				
a)	Tariff charges for services?	Yes	Yes	vertically integrated electricity sector	Yes

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b)	Procurement of ancillary services?	Yes - TSO	No	Ancillary services provided by vertically integrated company	Yes - TSO
c)	Balancing services?	Yes - TSO	No	vertically integrated electricity sector	Yes - TSO
d)	Generator dispatch?	Yes - TSO	Yes - TSO	vertically integrated electricity sector	Yes - TSO
13.	Existence of pro forma contracts for - Ancillary services - Balancing - Grid access - Grid Code - Market Rules - Financial settlement - Purchase & sale	Yes (grid access, purchase & sale, balancing)	No	Yes balancing market (short term wholesale market);	Yes (balancing.)
14.	Bilateral contracts?	Yes	No	Yes	Yes
15.	Day ahead market?	Yes (MO)	No	No	No
16.	Supplier of last resort? At what price?	Yes (there is a definition in the Primary Law)	Yes	No	No
17.	Vulnerable customer program?	No	Yes	Yes (but still to be improved in	No

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				secondary legislation to be in line with requirements defined in Article 3 of the Directive 2003/54/EC.)	
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