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20.12.2013



**LAUSUNTO REMIT-ASETUKSEN MUKAISTEN MARKKINOIDEN VÄÄRINKÄYTTÖÄ  
KOSKEVIEN KIELTOJEN TÄYTÄNTÖÖNPANOSTA**

Nord Pool Spot thanks for the possibility to comment on the new proposed laws.

Nord Pool Spot's preliminary understanding is that one consequence of the combination of 16 § and 20 d § of the "Law on supervision of electricity and gas markets" (Sähkö- ja maakaasumarkkinoiden valvonnasta annettu laki) is that all breaches of REMIT Articles 3, 4, or 5 would lead to at least a Public warning, or the sanction of a Seuraamusmaksu-type fine. In contrast, 20 c § gives Energiavirasto the possibility to not sanction on breaches of REMIT Articles 8, 9, and 15, in cases that fulfil the requirements mentioned in 20 c §.

Nord Pool Spot's experience is that a number of incidents may be breach with REMIT Articles 3, 4, or 5, but at the same time be of a nature that will make a public warning disproportionate. We have had several cases, where the negative impact on the market is negligible, and it would not be appropriate to give a public warning in such cases.

If our interpretation is correct, we recommend amending the proposed laws to allow Energiavirasto the opportunity to not sanction on breaches of REMIT Articles 3, 4, or 5, for cases that do not have a large market impact – possibly defined similar to exemptions in 20 c § for other breaches of REMIT.

Respectfully,

A handwritten signature in blue ink, appearing to be "Sami Oksanen".

Sami Oksanen  
On behalf of Nord Pool Spot