

Second Amendment to the Intraday Operations Agreement (IDOA) – Annex 5 :  
Adapted Exhibit 10 to the IDOA - Rules of Internal Order (RIO)  
Confidential

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Agreement (IDOA):**  
**Adapted Exhibit 10 to the IDOA - Rules of Internal Order (RIO)**

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**I. General**

These Rules of Internal Order (the “**RIO**”) set forth the decision-making process rules of the MCSC, the HLM, the OPSCOM and the Incident Committee as referred to in Article 12 of the Agreement.

All capitalised terms not expressly defined herein shall have the meanings attributed to them in Exhibit 1 (Definition List).

## **II. RIO for MCSC**

### **1. Composition of the MCSC**

#### **1.1. Representatives**

Each Party is entitled to nominate one or several representatives to the MCSC. The representative(s) of each Party in the MCSC is/are designated in writing. The list of such representatives, including their contact details, are held by the MCSC Secretary. A Party may change its nominated representative(s) in the MCSC by providing the new contact details to the MCSC Secretary.

Each Party is, with respect to each meeting of the MCSC, duly represented either:

- by the nominated representative(s) (as designated by it in the conditions described above); or
- if a nominated representative cannot attend a meeting of the MCSC, by any other person duly mandated and empowered to take decisions binding upon its company on all items of the agenda for the meeting of the MCSC.

If a Party is unable to attend an MCSC meeting either by its nominated representative or by any other mandated person of this Party, such Party may mandate the MCSC representative of another Party to represent it.

In case of replacement, the concerned Party informs the MCSC Secretary in writing before the MCSC meeting that it cannot attend, with indication of the name of the person representing the Party on its behalf. In case of replacement by another Party, the concerned Party provides the MCSC Secretary with the power of attorney given to the other Party.

One representative may represent more than one Party, provided it is duly mandated to do so.

#### **1.2. Chair**

The meetings of the MCSC shall be jointly co-chaired by either one (1) representative (for both SDAC matters and SIDC matters) or two (2) representatives (one for SDAC matters, one for SIDC matters) elected by the NEMOs and either one (1) representative (for both SDAC matters and SIDC matters) or two (2) representatives (one for SDAC matters, one for SIDC matters) elected by the TSOs. The co-chairship of the meetings of the MCSC shall, unless

otherwise agreed amongst the NEMOs or the TSOs respectively, be rotating on a yearly basis.

Any co-chair may, in exceptional circumstances which prevent him/her to exercise his/her functions at a meeting of the MCSC, delegate such task to another co-chair or as the case may be, to a representative of the NEMOs or TSOs respectively.

Co-chairs shall not have voting rights and shall not be considered representatives of their respective companies.

### **1.3. MCSC Secretary**

The MCSC Secretary role is performed either by one (1) Party on rotating basis or by a third party appointed by the Parties.

The MCSC Secretary has no voting rights and can never (including in extraordinary circumstances) be mandated to vote for any Party.

The MCSC Secretary assists the MCSC, amongst others by:

- Drafting the agenda, preparing session files and notices of the MCSC meetings and distributing them on behalf of the co-chairs;
- Preparing the attendance list of the MCSC meetings;
- Verifying before each MCSC meeting that the representatives attending the MCSC meetings have been either listed on the list of nominated representatives or notified as replacement. In the event of representation by another Party, the MCSC Secretary collects the power of attorney given by the Party not attending;
- Verifying, for decisions on the agenda subject to a pre-alignment, if a NEMO Vote and TSO Vote have been reached and whether they match or not;
- Preparing the minutes of the MCSC meeting;
- Ensuring the drafting and circulation of the minutes of the MCSC meeting; and
- Keeping record in a common (online) storage place of the minutes and supporting documents of the MCSC meeting or coordinate with

the person responsible for record keeping in accordance with Article 26.2 of the Agreement.

The costs of the MCSC Secretary are Common Costs and shall be shared as set forth in Article 15 of the Agreement.

**2. MCSC meetings**

[Redacted text block containing multiple lines of blacked-out content]

[REDACTED]

The meeting costs (hosting, organisation, etc.) are a Common Cost and shall be shared as set forth in the Agreement, it being understood that the travel costs of each Party's representative are borne by the Party(ies) he/she is representing.

The MCSC may meet either physically or by remote meeting devices (such as e.g. conference call, video call, written procedure, etc.) and the MCSC Secretary organising the MCSC meeting shall foresee the technical equipment that would allow remote access.

In accordance with article 10 of CACM, ACER and the European Commission shall be invited as observers to the meetings of the MCSC.

**3. Decision-making rules within the MCSC**

**3.1. Quorum**

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]:

3.1.1. Specific quorum for matching pre-aligned NEMO Vote and TSO Vote

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[Redacted text block]

3.1.2. General quorum for all other types of decisions

[Redacted text block]

[Redacted text block]

[Redacted text block]

[Redacted text block]

**3.3. Pre-alignment of NEMOs' and TSOs' positions**

[Redacted text block]

**3.4. Matching NEMO Vote and TSO Vote**

[Redacted text block]

**3.5. Diverging NEMO Vote and TSO Vote / Unexpected items / Urgent Matters**

[Redacted text block]

[Redacted text block]

3.5.2. Unexpected items / Urgent matters

[Redacted text block]

#### **4. Recording of MCSC decisions**

##### **4.1. Normal procedure**

The decision(s) of the MCSC are recorded by the MCSC Secretary in written minutes.

The draft minutes (including decisions) are circulated by the MCSC Secretary to the members of the MCSC, within a maximum of the number of Working Days set forth in Appendix 1 of the meeting concerned.

Members of the MCSC may comment on the draft minutes within the number of Working Days set forth in Appendix 1 after such circulation (it being understood that the decisions themselves cannot be challenged and are binding as of the meeting during which they are taken). Unless agreed otherwise at the MCSC meeting, the minutes are approved at the next MCSC meeting.

The comments on the draft minutes received (if any) are discussed at the next available MCSC meeting.

The final minutes shall be made available by the MCSC Secretary to all Parties, by the number of Working Days set forth in Appendix 1 of their approval, by storing them in the common (online) storage place as set forth in Article 26.2 of the Agreement.

##### **4.2. Procedure pursuant to article II.3.1.2.b)**

Decision(s) taken in application of article II.3.1.2.b) shall be stored in the common (online) storage place as set forth in Article 26.2 of the Agreement.

#### **III. RIO for HLM**

The rules of internal order for the MCSC under Article II apply *mutatis mutandis* for the HLM.

#### **IV. RIO for OPSCOM**

##### **1. Tasks and roles**

###### **General delegation by the MCSC**

The OPSCOM shall have the following powers and tasks:

- Elaboration of advice and recommendations to the MCSC on the design and operation of the SIDC;
- Performance of all acts in relation to the monitoring of the daily operations of the SIDC and ensuring the well-functioning and continuity of it;
- Performance of the tasks appointed to it in the Change Control Procedure;
- Performance of the reporting activities following Algorithm Monitoring Procedure;
- Handling escalations from the Incident Committee in an ad hoc OPSCOM call;
- Organization and coordination of testing activities in the context of incidents and change control;
- Organization and coordination of training activities;
- Discussion and evaluation of any incident; and
- Recommendation of operational improvements based on experience.

In addition, it performs any specific task delegated expressly to it by the MCSC.

In any event, should a decision (or several accumulated decisions) of OPSCOM have financial impact in excess of an amount to be decided upon by MCSC, it shall be subject to validation at MCSC level.

###### **Tasks of the OPSCOM under the Change Control Procedure**

The OPSCOM performs the specific tasks appointed to the function of "Change Control Board (CCB)", as described in the Change Control Procedure.

##### **2. Reporting and external communication**

The OPSCOM periodically reports to the MCSC.

In addition, it provides input for the periodic regulatory reports following the Algorithm Monitoring Procedure..

### **3. Organization and functioning rules**

#### **OPSCOM composition and functioning**

In the OPSCOM, the following roles are distinguished:

- Member;
- Chair (no voting rights);
- OPSCOM Secretary (no voting rights); and
- Invited participants.

Each Party is entitled to nominate one or several representatives to the OPSCOM but will, regardless of the number of the nominated representatives, always have one (1) vote. The representative(s) of each Party in the OPSCOM is/are designated in writing. The list of such representatives, including their contact details, are held by the OPSCOM Secretary. A Party may change its nominated representative(s) in the OPSCOM by providing the new contact details to the OPSCOM Secretary.

Only representatives from Operational Parties are entitled to vote in the OPSCOM for Operational Decisions in accordance with [Article 12.4](#) of the Agreement, it being understood that all representatives are entitled to participate in the discussions on such decisions.

Each Party is, with respect to each meeting of the OPSCOM, duly represented either:

- by the nominated representative(s) (as designated by it in the conditions described above); or
- if a nominated representative cannot attend a meeting of the OPSCOM, by any other person duly mandated and empowered to take decisions binding upon its company on all items of the agenda.

If a Party is unable to attend an OPSCOM meeting either by its nominated representative or by any other person of this Party, such Party may mandate the OPSCOM representative of another Party to represent it.

In case of replacement, the concerned Party informs the OPSCOM Secretary in writing before the OPSCOM meeting that it cannot attend this OPSCOM meeting,

with indication of the name of the person representing the Party on its behalf. In case of replacement by another Party, the concerned Party provides the OPSCOM Secretary with the power of attorney given to the other Party.

One representative may represent more than one Party provided it is duly mandated to do so.

[REDACTED]

The **OPSCOM Chair** and **OPSCOM Secretary** will prepare and circulate an agenda for each OPSCOM meeting. The agenda will contain at least incidents and changes. Furthermore, it may include items such as the organization of release, testing and training activities.

Each Party commits to be present or represented at an OPSCOM meeting. In case (a) Party(ies) unwilfully does/do not attend an OPSCOM meeting, they are expected to arrange representation or to subscribe to the OPSCOM decisions, while the deemed acceptance principle is applied for them, *i.e.* in case the not represented party objects to a decision, they should indicate this within two (2) Working Days after distribution of the minutes.

The representatives of the Parties in the IDSC elect an OPSCOM Chair for 12 months, and an OPSCOM Secretary for the period as agreed by the Parties, from



**Appendix 1: Applicable timeframes**

Article	Topic	Deadline (in Working Days)
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]

In accordance with Article 24.1 of the Agreement, the timeframes mentioned in this appendix may be adapted by MCSC decision.