

**REPORT ON RESULTS OF MONITORING THE  
ROMANIAN ELECTRICITY MARKET  
JANUARY 2011**

*- This document represents an unauthorised translation of the Romanian document -*

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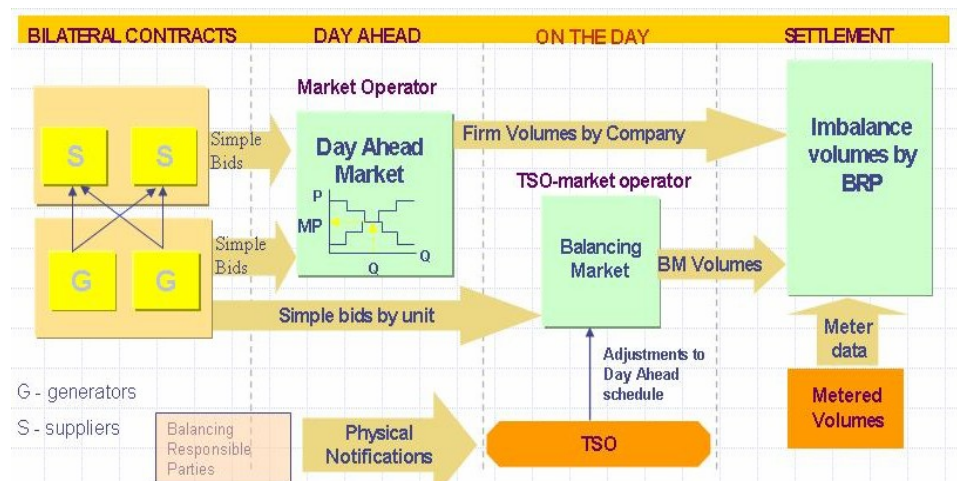
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## I. MAIN EVENTS IN THE DEVELOPMENT OF THE ROMANIAN ELECTRICITY MARKET

- GD 365/1998 – vertically integrated monopol – RENEL – was split in. Separated distribution and supply companies (SC Electrica SA) and generation companies (SC Termoelectrica SA and SC Hidroelectrica SA) were established within a new company - CONEL SA. Two other electricity generators (SN Nuclearelectrica SA and RAAN) were separately established;
- transmission, system services and market administration were separately organised, within CONEL SA;
- the relationships between parties within the electricity sector were settled based on contracts;
- GD 122/2000 – electricity market opens at 10%;
- GD 627/2000 – CONEL holding is dissolved;
- September 2000 – launch of the compulsory electricity spot market in Romania, administrated by OPCOM and organized based on pool model;
- GD 1342/2001 – SC Electrica SA splits in 8 subsidiaries for electricity distribution and supply;
- GD 1524/2002 – SC Termoelectrica SA reorganizes in several separate legal entities for generation;
- July 2005 – launch of the new market model, based on:
  - voluntary spot market, with both sides offers and bilateral settlement;
  - compulsory balancing market, with TSO as single counterparty;
  - financial responsibilities of the balancing are allocated to the BRP;
- GD 644/2005 – electricity market opens at 83.5%;
- November 2005 – launch of the green certificates market;
- December 2005 – launch of the centralized market for bilateral contracts;
- March 2007 – launch of the centralized market for partially standardized bilateral contracts with continuous negotiation;
- GD 638/2007 – fully opening of electricity and gas markets;
- July 2007 – rules for capacity market have been established.
- July 2008 – launch of the mechanism of direct debit and guarantee for electricity transactions on the day-ahead market (OPCOM as central counterparty).
- August 2008 – process of legal unbundling of distribution and supply companies has been concluded

## II. WHOLESALE ELECTRICITY MARKET

### 1. Structure of the wholesale electricity market



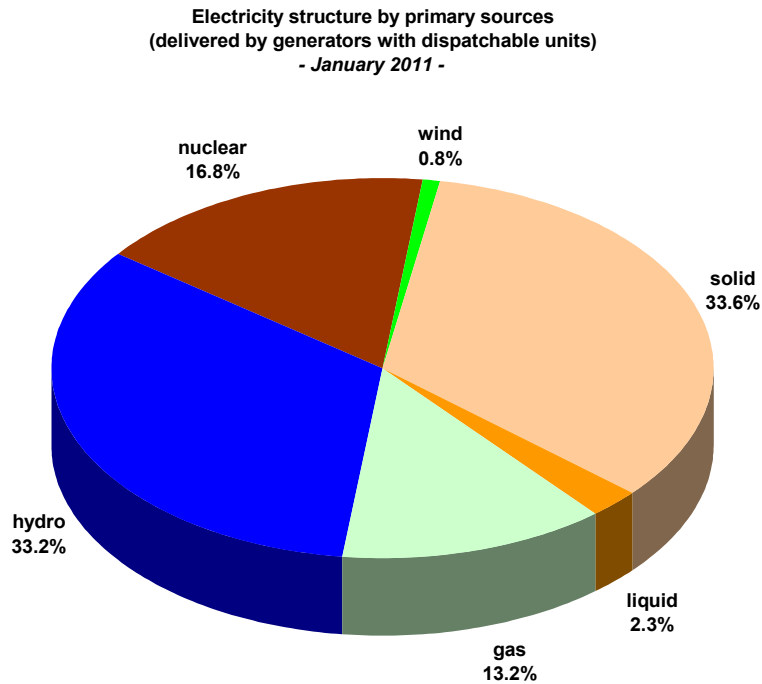
2. Participants on the wholesale electricity market

The market participants\* acting on the electricity market in January 2011 are presented below split into categories:

No.	Name	Comments	N.o.	Name
<b>A Electricity generators operating dispatching units</b>			<b>F Electricity Suppliers acting exclusively on the wholesale market</b>	
1	SC CET Bacau SA	Generators acting also as suppliers on the competitive market	1	Alpin Energy SE
2	SC CET Brasov SA		2	SCAMV Style SRL
3	SC CET Govora SA		3	CEZ as
4	SC CET Iasi SA		4	SCCEZ Trade Romania SRL
5	SC CET Oradea SA		5	SCE Edison Trading SpA
6	SC EDP Renewables România SRL		6	SCEncaz SRL
7	SC Electrocentrale Bucuresti SA		7	SCEnel Trade Romania SRL
8	SC Electrocentrale Galati SA		8	SCEnergy Market Consulting SRL
9	SC Dalkia Temo Prahova SRL		9	SC Enegron Power&Gaz SRL
10	SC Termica SA Suceava		10	EON Energy Trading SE
11	SC Termoelectrica SA		11	SCEznada SRL
12	SC Tomis Team SRL		12	Eznada SRO
13	SC Uzina Termica Giurgiu SA		13	Gazprom Marketing & Trading
16	RAAN		14	SCGDF Suez Energy Trading Romania SRL
17	SN Nuclearelectrica SA		15	CE ENI Bukarest Electricity Trading and Sales
18	SC OMV Petrom SA		16	SC Global Electric Trading SRL
19	SC CE Craiova SA		17	SC Givoco SA
14	SC CE Rovinari SA		18	Helmig Slovacka Electradn o.o.
15	SC CE Turceni SA		19	SC Invest Dynamic Project SRL
20	SC CET Arad SA		20	SC Ias Budapest Zrt
21	SC Electrocentrale Deva SA		21	JP Morgan Ltd
22	SC Hidroelectrica SA		22	SC Korfa Invest SRL
<b>B Transmission System Operator</b>			23	MVM Partner Energy Trading Ltd
1	CN TRANSELECTRICA SA	Balancing Market Operator	24	SC Power Plus SRL
<b>C DAM Operator</b>			25	SC RomEnergy Industry SRL
1	SC OPCOM SA	Operator of the Green Certificates Market, Bilateral Contracts Market and Settlement Administrator	26	RWE Supply Trading GmbH
<b>D Distribution network operators</b>			27	Repower Trading Ceska Republika
1	SC CEZ Distributie SA	Operators of the distribution network	28	SC Renover Vanzari Romania SRL
2	SC ENEL Distributie Banat SA		29	SC Romedro SA
3	SC ENEL Distributie Dobrogea SA		30	SC Rudnap SRL
4	SC E.ON Moldova Distributie SA		31	SC Sinderv SA
5	SC ENEL Distributie Muntenia SA		32	Societatea Nationala a Liniilor de Transport
6	SC FDEE Electrica Distributie Muntenia Nord SA		33	Statkraft Markets GmbH
7	SC FDEE Electrica Distributie Transilvania Sud SA		34	SC Statkraft Romania SRL
8	SC FDEE Electrica Distributie Transilvania Nord SA		35	SC TEN Transilvania Energie SRL
<b>E Incumbent suppliers</b>			<b>G Electricity Suppliers</b>	
1	SC CEZ Vanzare SA	Incumbent suppliers acting also as suppliers on the competitive market	1	SC Alpin Rom Energie SRL
2	SC ENEL Energie SA		2	SC Alpiq Rom Industries SRL
3	SC E.ON Moldova Furnizare SA		3	SC Alro SA
4	SC ENEL Energie Muntenia SA		4	SC Arceformital Galati SA
5	SC FFEE Electrica Furnizare Muntenia Nord SA		5	SC Aroon Distributie SRL
6	SC FFEE Electrica Furnizare Transilvania Sud SA		6	SC Aton Transilvania SRL
7	SC FFEE Electrica Furnizare Transilvania Nord SA		7	SC Beny Alex SRL
			8	SC Bid Energy SRL
			9	SC BPE Energy SRL
			10	SCE GL Gas & Power Romania SA
			11	SCE km ex EN SRL
			12	SCE lectica SA
			13	SCE lecticom SA
			14	SCE lectromagnetica SA
			15	SCE nergtrans SRL
			16	SCE nergy Distribution Services SRL
			17	SCE FT Romania SRL
			18	SCE nergy Holding SRL
			19	SCE nergy Network SRL
			20	SCE nex SRL
			21	SCE nert Grup SRL
			22	SCE nert Grup SA
			23	SCEURO-PEC SA
			24	SCE Fidelis Energy SRL
			25	SCGDF SUEZ Energy Romania SA
			26	SC General Com Invest SRL
			27	SC Hidroconstructia SA
			28	SC ICCO Energo SRL
			29	ELIOTOMI Impex GRPA
			30	SC ICP E Electrocond Technologies SA
			31	SC Luxten LC SA
			32	OET Obstina Enerami Targovisi
			33	SC Petprod SRL
			34	SC Renovation Trading SRL
			35	SC Timar Ltd SA
			36	SC TEN Gaz SRL
			37	SC Transformer Supply SRL
			38	SC Transenergo Com SA
			39	SC UCUM Energy SRL

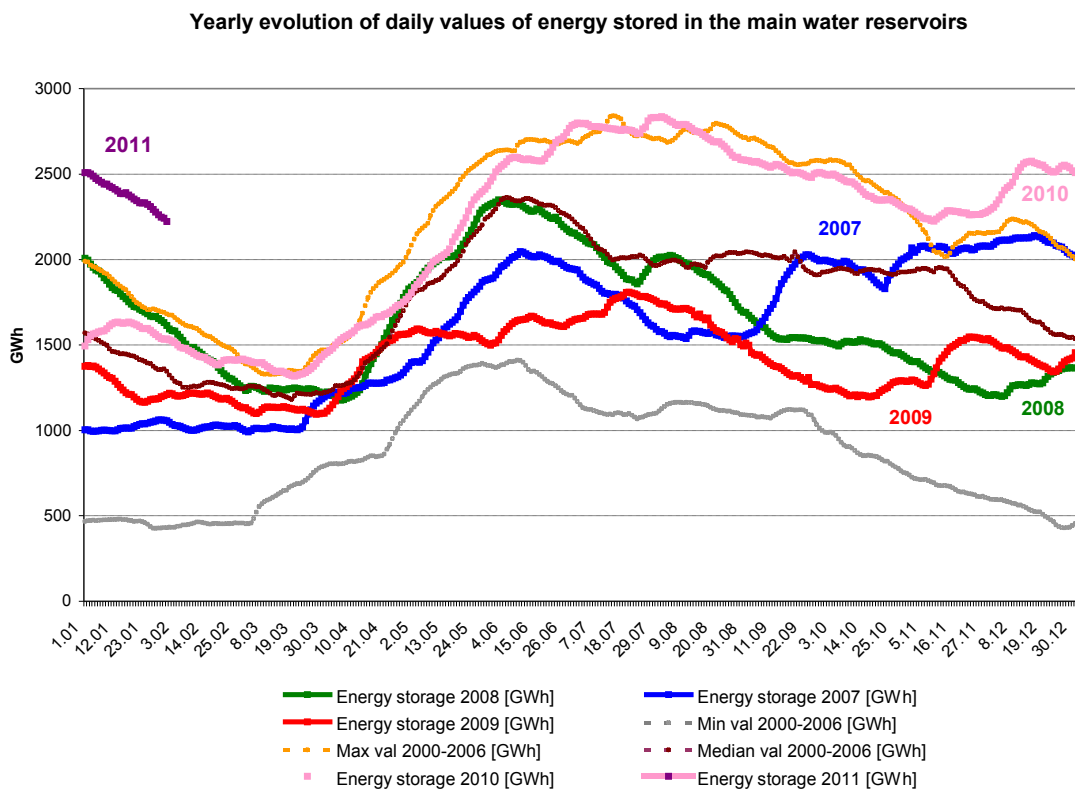
\*) The electricity market participants report to ANRE technical/commercial data according to the *Methodology of wholesale electricity market monitoring for assessing the competition level on market and preventing the abuse of dominant position*, approved by ANRE Order no. 35/2006. The table does not include the Balancing Responsible Parties (BRP). The BRP updated list is published on the Balancing Market Operator website - [www.ope.ro](http://www.ope.ro).

### 3. Generation structure of National Energy System on resources types



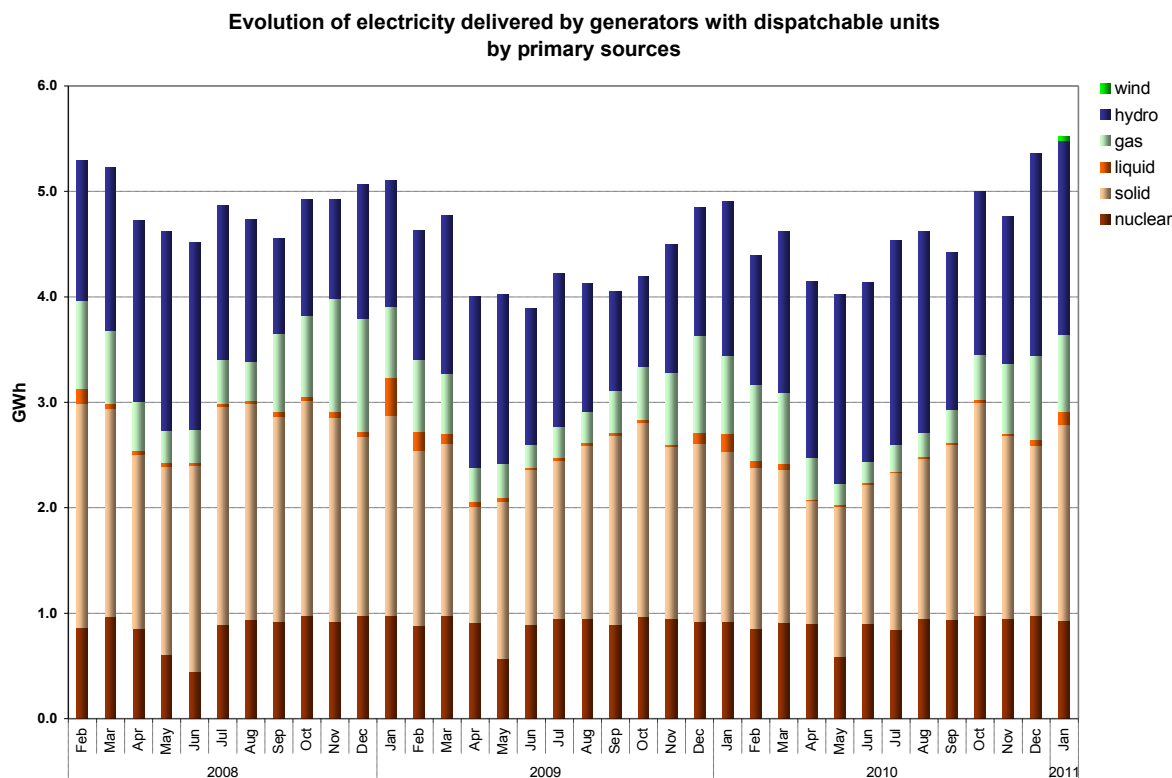
Source: Monthly reports of generators – processed by MG

The electricity generated from hydro resources and the energy stored in the main water reservoirs are directly correlated. The following graph presents the evolution of daily amounts of energy storage during the last 4 years and compared to minimum, maximum and median values from 2000-2006.



Source: Monthly reports of S.C. Hidroelectrica S.A. – processed by MG

The evolution of delivered electricity structure, during the last 3 years, is the following:



Source: Monthly reports of generators – processed by MG

The following table presents the main data regarding the physical balance of electricity for January 2011 compared to data for similar period of 2010:

	INDICATOR	MU	Jan 2010	Jan 2011	%
0	1	2	3	4	5=4/3*100
1	Generated electricity	TWh	5.36	5.99	111.75
2	Delivered electricity	TWh	4.90	5.52	112.65
3	Import	TWh	0.11	0.06	54.55
4	Export	TWh	0.20	0.55	275.00
5	Internal consumption	TWh	4.81	5.03	104.57
6	Consumption of household consumers on the regulated market	TWh	1.06	1.08	101.89
7	Consumption of non-households consumption	TWh	2.62	2.91	111.07
7.1	on the regulated market	TWh	1.02	0.85	83.33
7.2	on the competitive market	TWh	1.62	2.06	128.50
8	Transmission – Injection component	TWh	4.83	5.42	112.22
9	Transmission – Extraction component	TWh	4.94	5.50	111.34
10	System services	TWh	4.94	5.50	111.34
11	Actual transmission grid losses	TWh	0.09	0.13	144.44
12	Heat generated for delivery	Tcal	2895.55	2697.46	93.16
13	Heat in co-generation	Tcal	2375.09	2289.66	96.40

Note: 1. Data shown in the table neither include the energy produced by the generators who do not own dispatchable units (positions 1 & 2) nor the energy delivered to the consumers directly connected to the power plants (positions 6 & 7).  
2. The imported/exported quantities do not comprise transits and cross border exchange of CN Tranelectrica SA with neighbor countries in order to ensuring the balance of the national energy system.  
3. The electricity considered for transmission tariff – injection component do not comprise the electricity sold by generators for covering the transmission losses.

#### 4. Transactions' structure on the wholesale electricity market

The size of wholesale market depends on the sum of all transactions performed by the market players, exceeding the quantities physically transmitted from generation to consumption; the total transactions include also resale transactions made in order to match the contractual obligations and to obtain financial benefit.

Therefore, the wholesale electricity market includes: regulated contracts and bilateral negotiated contracts between generators and suppliers, regulated contracts for covering the network losses, bilateral negotiated contracts generator-generator and supplier-supplier, as well as contracts concluded on centralized markets: CMBC (centralized market of bilateral contracts), CMBC-CN (centralized market of partially standardised bilateral contracts, with continuous negotiation) and on the Power floor of RCE (Romanian Commodities Exchange), transactions on DAM (day-ahead market) and on BM (Balancing Market).

The volumes traded and the average prices on each type of contracts and on the main components of the wholesale market are presented in the following tables for January 2011 compared to the month before and January 2010;

<b>TRANSACTIONS ON THE WHOLESALE MARKET</b>	<b>December 2010</b>	<b>January 2011</b>	<b>January 2010</b>
<b>1. BILATERAL CONTRACTS' MARKET</b>			
traded volume (GWh)	<b>7950</b>	<b>7669</b>	<b>6076</b>
% from internal consumption (%)	181.9	152.4	126.3
average price (lei/MWh)	165.95	166.74	167.16
<b>1.1. Sales on regulated contracts</b>			
traded volume (GWh)	<b>2567</b>	<b>2827</b>	<b>2785</b>
% from internal consumption (%)	58.7	56.2	57.9
average price (lei/MWh)	172.42	170.21	177.79
<b>1.2. Sales on negotiated contracts*</b>			
traded volume (GWh)	<b>5383</b>	<b>4842</b>	<b>3291</b>
% from internal consumption (%)	123.2	96.2	68.4
average price (lei/MWh)	162.87	164.70	158.16
<b>2. EXPORT</b>			
traded volume** (GWh)	<b>520</b>	<b>549</b>	<b>200</b>
% from internal consumption (%)	11.9	10.9	4.2
average price (lei/MWh)	181.08	184.69	171.73
<b>3. CENTRALISED MARKETS OF CONTRACTS</b>			
traded volume (GWh)	<b>401</b>	<b>338</b>	<b>376</b>
% from internal consumption (%)	9.2	6.7	7.8
average price (lei/MWh)	157.29	159.12	163.15
<b>4. DAY AHEAD MARKET</b>			
traded volume (GWh)	<b>735</b>	<b>846</b>	<b>782</b>
% from internal consumption (%)	16.8	16.8	16.3
average price (lei/MWh)	169.36	188.05	152.15
<b>5. BALANCING MARKET</b>			
traded volume (GWh)	<b>219</b>	<b>310</b>	<b>356</b>
% from internal consumption (%)	5.0	6.2	7.4
upward volume (GWh)	<b>117</b>	<b>232</b>	<b>204</b>
average negative imbalance price(lei/MWh)	276.60	223.65	228.61
downward volume (GWh)	<b>102</b>	<b>78</b>	<b>152</b>
average positive imbalance price (lei/MWh )	37.07	40.07	34.29
<b>INTERNAL CONSUMPTION (includes distribution and transmission losses) (GWh)</b>	<b>4371</b>	<b>5034</b>	<b>4811</b>

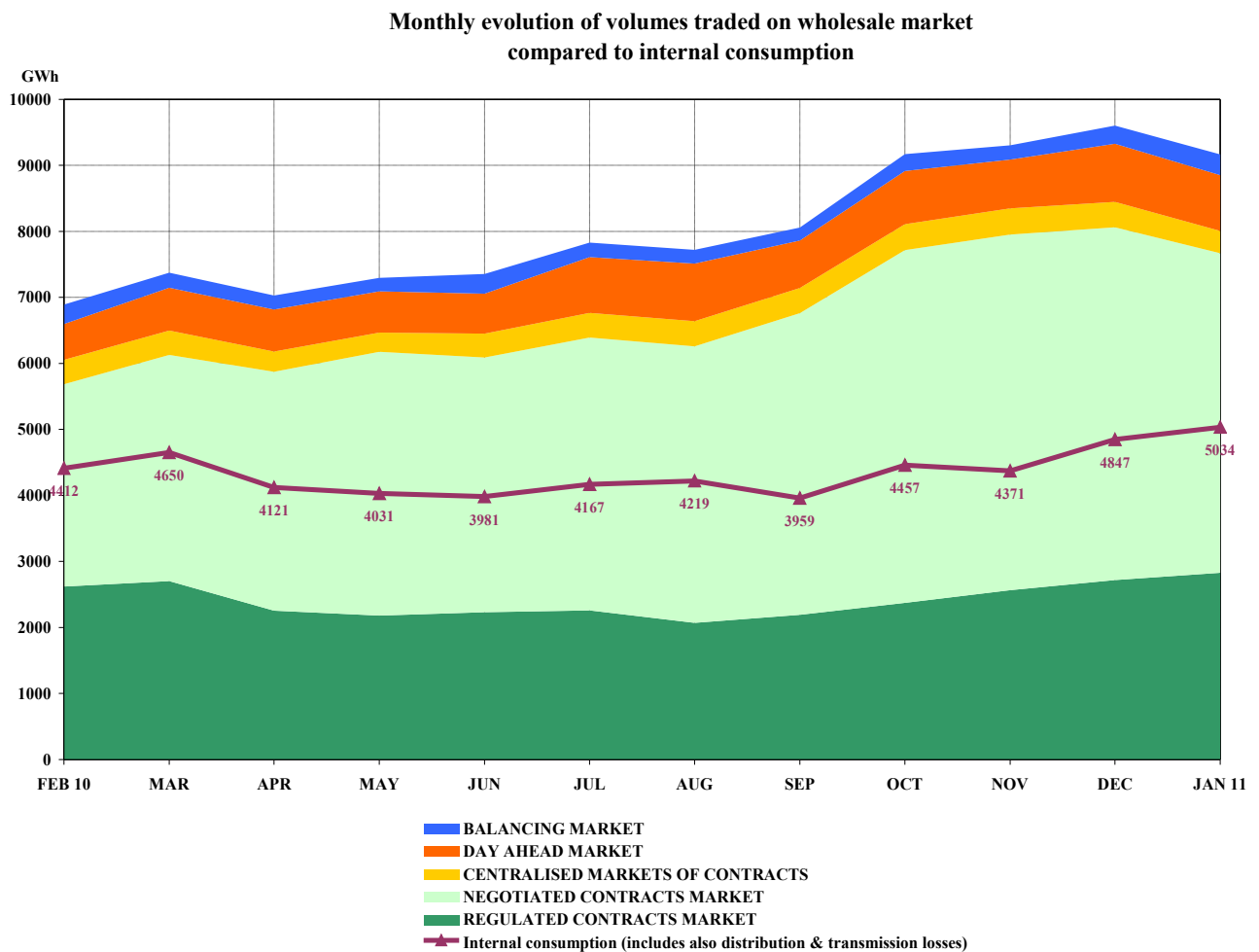
Note: \* Contracts of supply to consumers and contracts of export are not included

\*\* Export volumes correspond to the quantities for which CN Transelectrica SA applied extraction component of transmission tariff for export, which in some cases are different to those reported as traded by participants

\*\*\* Volumes traded on negotiated contracts do not include the quantities resulted from the processing contracts, as this activity is not subject of ANRE regulations and not comprised within the market participants' reports

The percentage of electricity quantities from the internal consumption (see table from above) offers a dimensional reference for each of the specified markets. Prices include only the injection component of the transmission tariff, in this way being comparable within a month and making possible the comparison with the previous month.

The evolution of the relation between the volumes sold on each market and the estimated internal consumption, during February 2010 – January 2011, is presented below:

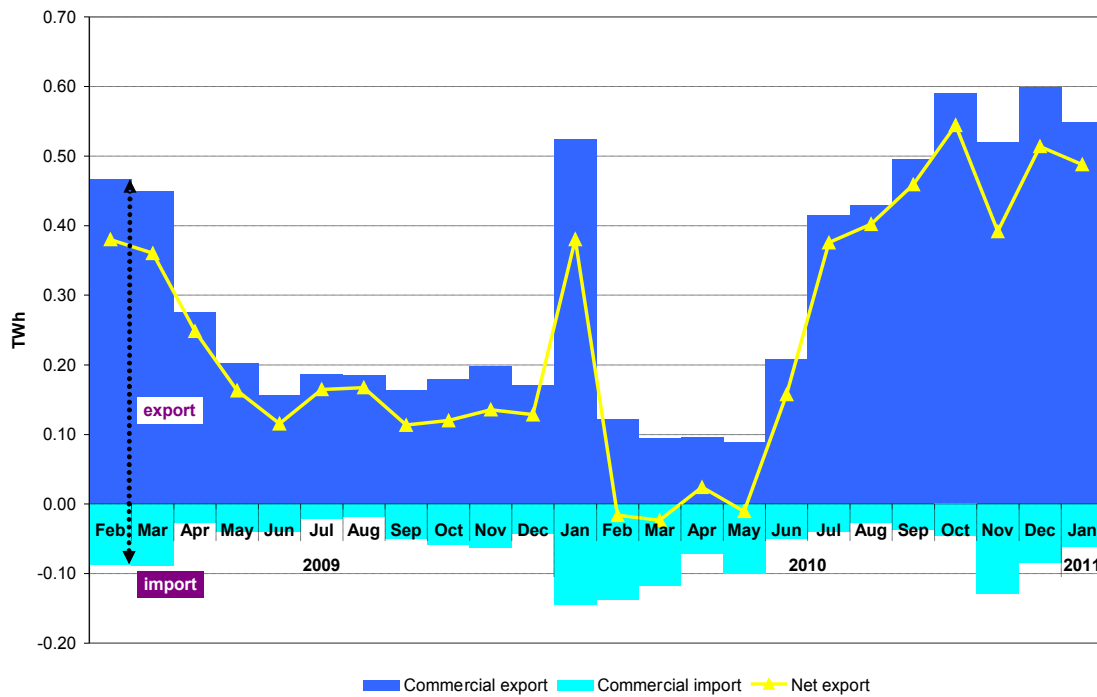


Source: Monthly reports of wholesale market participants, SC Opcom SA and CN Transelectrica SA – processed by MG

Note: In the above graph, the volumes traded on negotiated contracts' market do not include the export trades

The following graph represents the monthly values of commercial export (quantities for which the extraction component of transmission tariff was applied), commercial import (quantities for which the injection component of transmission tariff was applied) and the net export (export minus import) in the last 24 months:

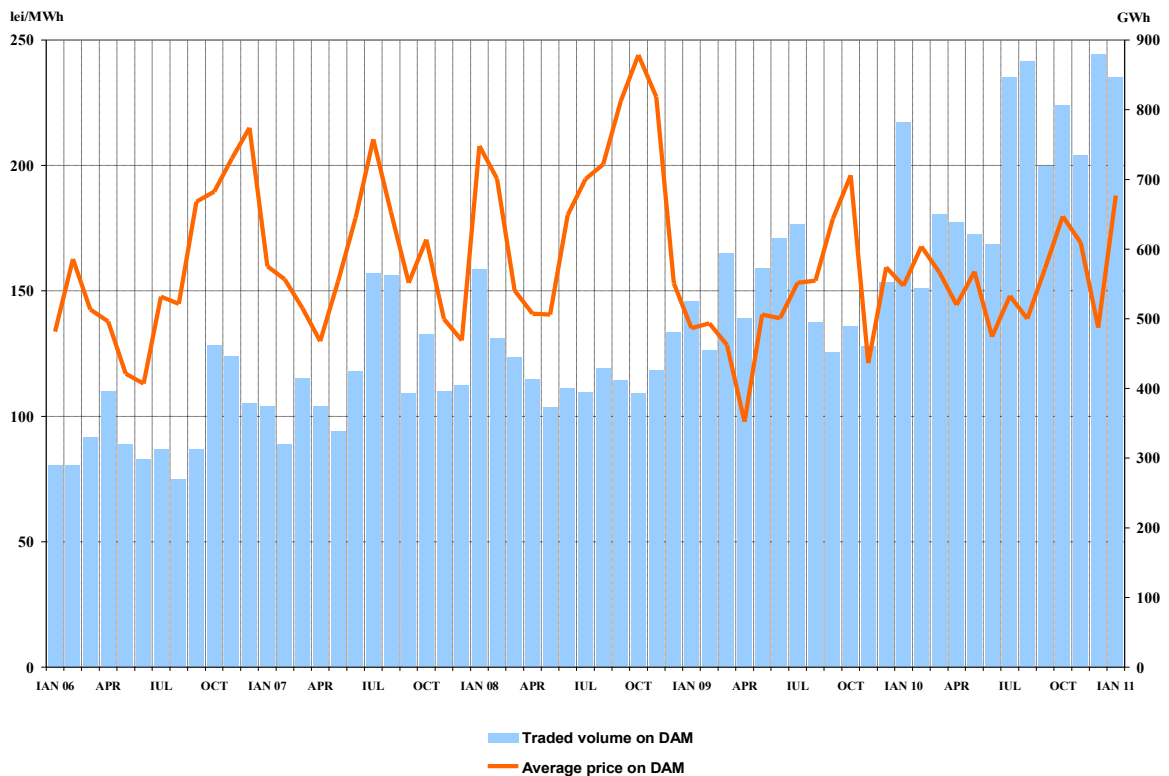
Monthly evolution of export, import and net export of electricity during the last 2 years



Source: Monthly reports of CN Tranelectrica SA – processed by MG

The following graph presents the volumes and the monthly average prices on DAM starting with January 2006.

Monthly evolution of the traded volume and average prices on DAM



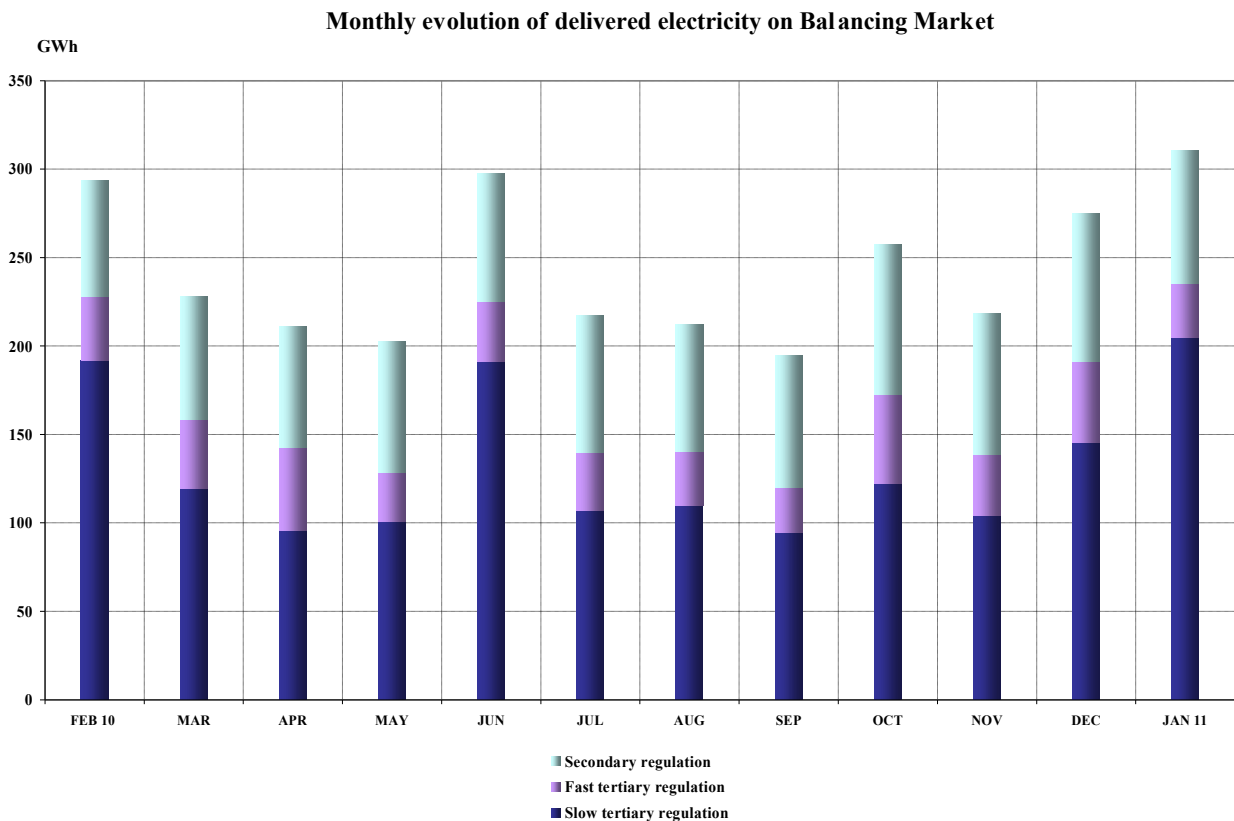
Source: Monthly reports of SC Opcom SA and CN Tranelectrica SA – processed by MG

Balancing electricity is determined by the dispatch orders (accepted offers) received by generators. After settlement, the actual electricity delivered by generators on balancing market is determined based on the measured (approved) values; the relation between the accepted and delivered electricity in January 2011 is presented in the following table:

January 2011	Dispatch order (GWh)	Delivered electricity (GWh)	Deviation (%)
<b>Secondary regulation</b>	<b>75</b>	<b>75</b>	
<i>upward</i>	34	34	
<i>downward</i>	42	42	
<b>Fast tertiary regulation</b>	<b>33</b>	<b>30</b>	<b>10</b>
<i>upward</i>	19	17	8
<i>downward</i>	15	13	12
<b>Slow tertiary regulation</b>	<b>216</b>	<b>205</b>	<b>5</b>
<i>upward</i>	188	181	4
<i>downward</i>	28	24	16
<b>TOTAL</b>	<b>325</b>	<b>310</b>	
<i>upward</i>	241	232	
<i>downward</i>	85	78	
<b>INTERNAL CONSUMPTION</b>		<b>5034</b>	
<i>% share of traded volumes from internal consumption</i>		<b>6.2%</b>	

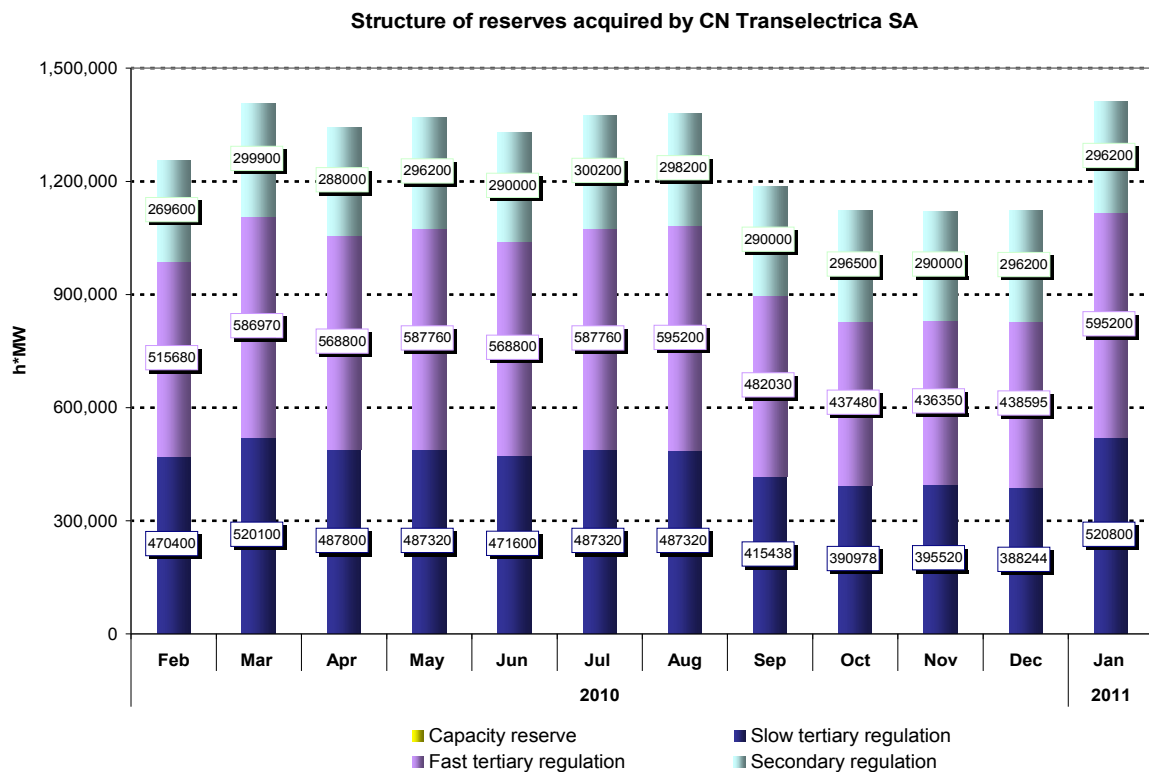
Source: Monthly reports of CN Traselectrica SA – processed by MG

The structure of balancing electricity delivered in the system on each type of regulation starting from February 2010 is presented in the graph below:



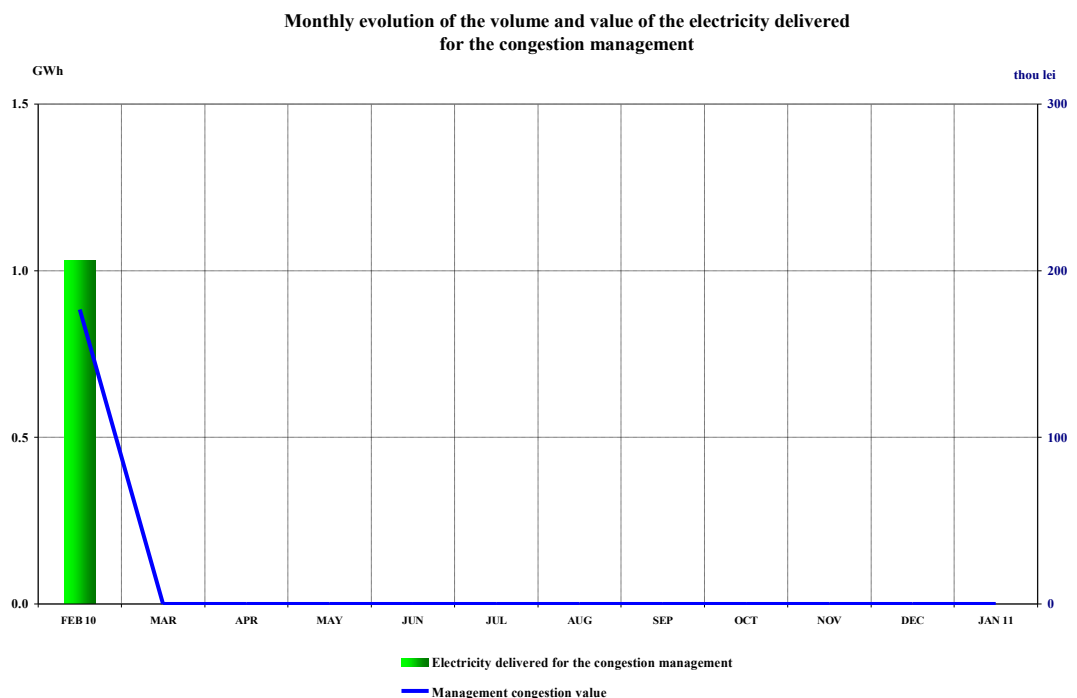
Source: Monthly reports of CN Traselectrica SA – processed by MG

For comparison, the following graph presents the evolution of reserves (ancillary services, i.e. obligations of generators to maintain their contracted capacities available for dispatching/offering on BM) acquired/paid by CN Tranelectrica SA during the last 12 months:



Source: Monthly reports of CN Tranelectrica SA – processed by MG

The following graph presents the evolution of electricity traded by CN Tranelectrica SA on the Balancing Market for covering the electricity used for congestion management (in order to solve the congestions occurred within the transmission grid) and the evolution of the values of these transactions starting with February 2010.



Source: Monthly reports of CN Tranelectrica SA – processed by MG

## 5. Trading structure on the wholesale electricity market of different participant categories

### Generators

The structure of electricity sales obligations contracted before delivery day by the electricity generators with dispatchable units in January 2011 compared to previous month and January 2010 was the following:

Transaction type	- GWh -		
	December 2010	January 2011	January 2010
0	1	2	3
Regulated to incumbents, thermal generators	1181.09	1183.79	1358.79
Regulated to incumbents, hydro generator	262.87	283.47	206.62
Regulated to incumbents, nuclear generator	491.45	470.55	496.21
Regulated for distribution losses, thermal generators	426.38	450.39	366.91
Regulated for distribution losses, hydro generator	51.37	113.90	43.03
Regulated for distribution losses, nuclear generator	81.71	155.89	127.30
Regulated for transmission losses, thermal generator	82.06	80.32	86.96
Regulated, to other generators (with return of obligation within a year)	139.94	88.37	99.42
Negotiated, to other generators	93.42	79.79	96.00
Negotiated, to suppliers	1451.61	1321.32	968.02
Contracts concluded on centralized markets (CMBC, CMBC-NC, RCE)	385.82	337.72	375.73
Supply to consumers (regulated and competitive)	131.21	231.75	221.60
Export	102.68	132.56	58.46
DAM	542.80	603.37	474.93
<b>Total</b>	<b>5424.41</b>	<b>5533.20</b>	<b>4979.98</b>

Source: Monthly reports of generators – processed by MG

### Suppliers

In January 2011, 81 companies having as main activity the supply of electricity concluded transactions on the electricity market; from these, 35 suppliers traded electricity exclusively on the wholesale market and 46 suppliers on both retail and wholesale markets (in this category are also included the 7 incumbent suppliers).

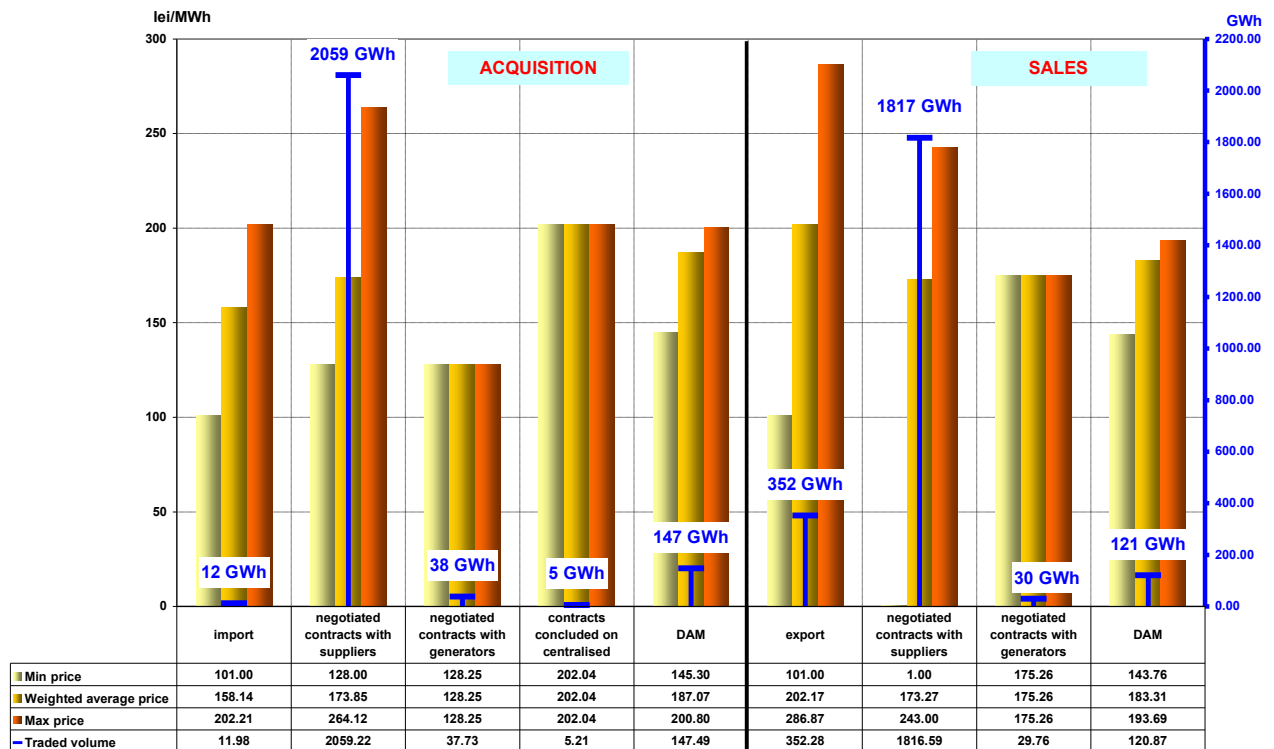
#### Suppliers acting exclusively on WEM

The following table shows the activity for January 2011 compared to January 2010 of the suppliers acting exclusively on WEM, acquisitions and sales being split by categories of markets/participants:

Transactions' structure of suppliers acting exclusively on WEM	- GWh -	
	January 2010	January 2011
<b>Acquisitions</b>		
Import	38.73	11.98
Negotiated contracts with suppliers	1220.24	2059.22
Negotiated contracts with generators	0.00	37.73
Contracts concluded on centralized markets	43.99	5.21
DAM	46.80	147.49
<b>Sales</b>		
Export	123.77	352.28
Negotiated contracts with suppliers	1154.75	1816.59
Negotiated contracts with generators	0.00	29.76
DAM	81.22	120.87

In addition to the data from the table above, the following graph presents the minimum, average and maximum actual prices by categories of transactions completed by the suppliers acting exclusively on WEM (traders) in January 2011:

Transactions concluded by suppliers acting exclusively on WEM  
- January 2011 -



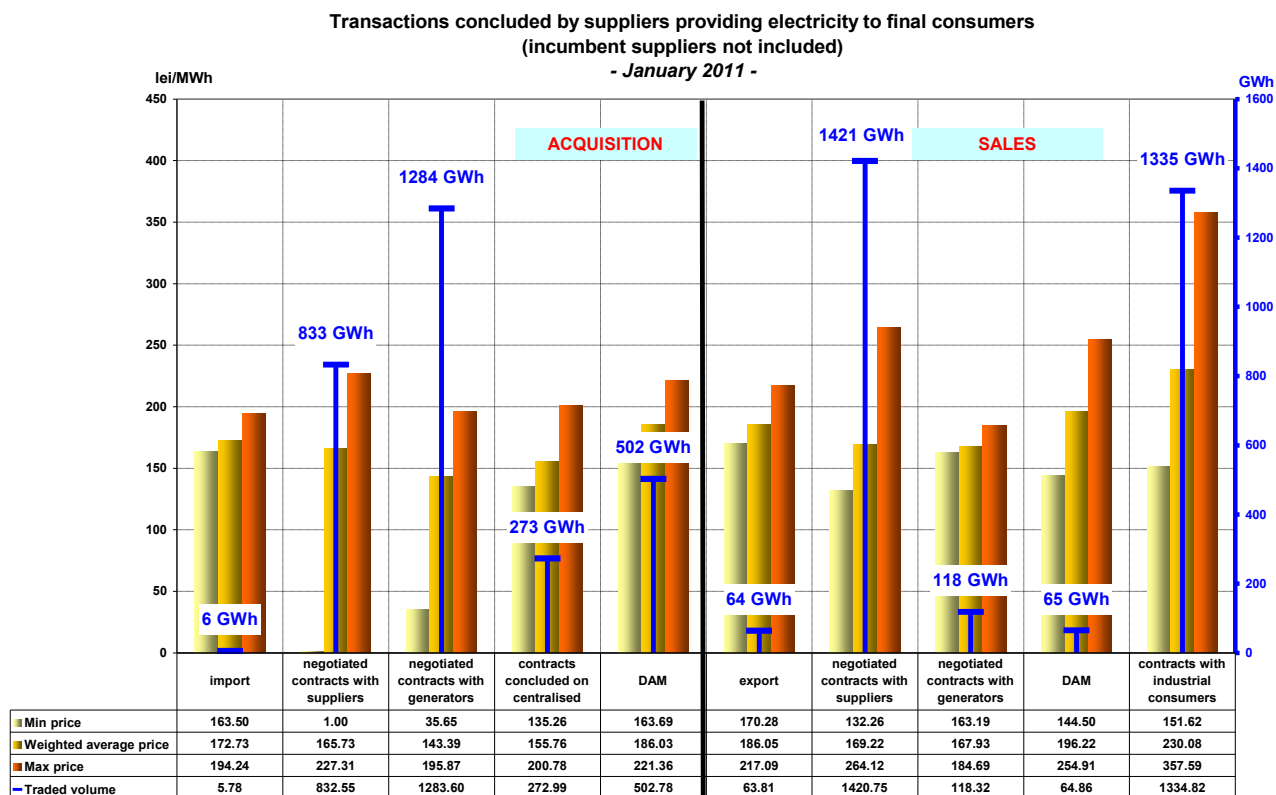
Source: Monthly reports of the competitive suppliers– processed by MG

Active suppliers on REM (the incumbent suppliers are not included)

The following table presents aggregated information on transactions volume and structure for suppliers providing electricity to final consumers, on the competitive market, for January 2011 and January 2010.

	- GWh -	
Transactions' structure of suppliers providing electricity to final consumers (the incumbent suppliers are not included)	January 2010	January 2011
<b>Acquisitions</b>		
Import	26.59	5.78
Negotiated contracts with suppliers	737.03	832.55
Negotiated contracts with generators	968.02	1283.60
Contracts concluded on centralized markets	290.82	272.99
DAM	286.12	502.04
<b>Sales</b>		
Export	11.27	63.81
Negotiated contracts with suppliers	1012.33	1420.75
Negotiated contracts with generators	7.55	118.32
Contracts concluded on centralized markets	0.00	0.00
DAM	178.39	64.86
Final consumers	1112.67	1334.82

In addition to the data from the table above, the following graph presents the sales structure and the minimum, average and maximum actual prices by categories of transactions completed by suppliers providing electricity to final consumers in January 2011:



Source: Monthly reports of the competitive suppliers – processed by MG

### Incumbent suppliers

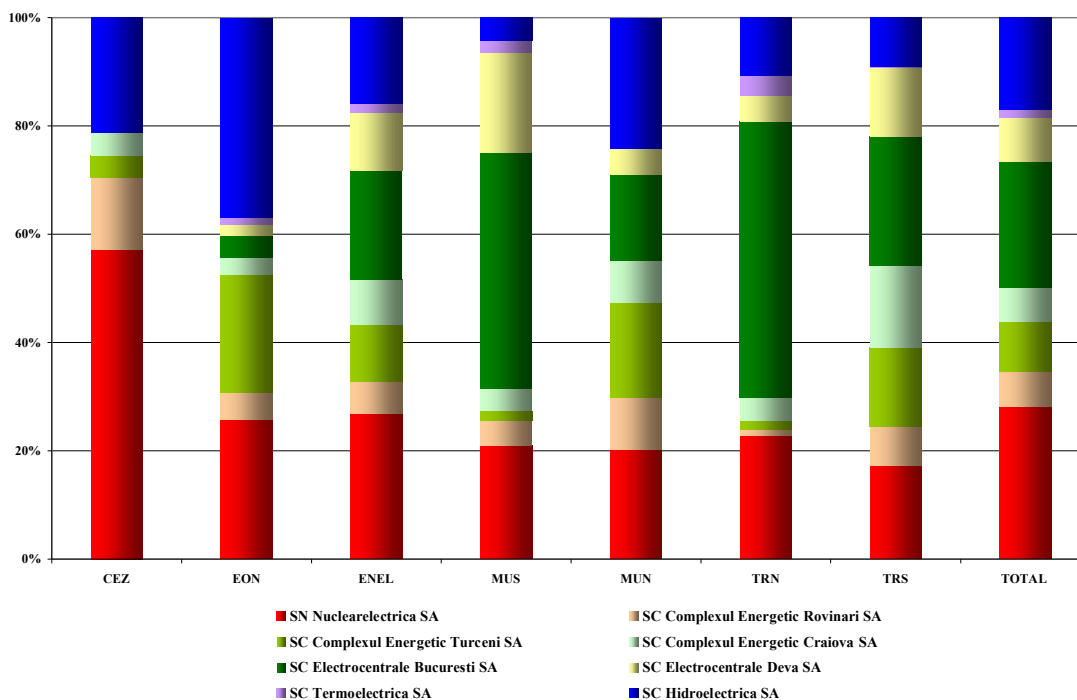
Electricity acquisition structure of incumbent suppliers (before the delivery day), for supplying the regulated market consumers, is presented in the table below, for January 2011 compared to the situation of January 2010:

- GWh -

Acquisition structure of incumbent suppliers for regulated REM component	January 2010	January 2011
Regulated contracts with generators	2127.76	2003.46
Negotiated contracts	22.20	25.73
Contracts concluded on centralized markets	0.00	0.00
DAM	77.71	33.04

The structure of the electricity purchased by the incumbent suppliers from the main generators on regulated contracts is presented in the following graph for January 2011:

Electricity acquisition from main generators, on regulated contracts, of incumbent suppliers for delivering electricity to final consumers on regulated market  
January 2011



Source: Monthly reports of the incumbent suppliers – processed by MG

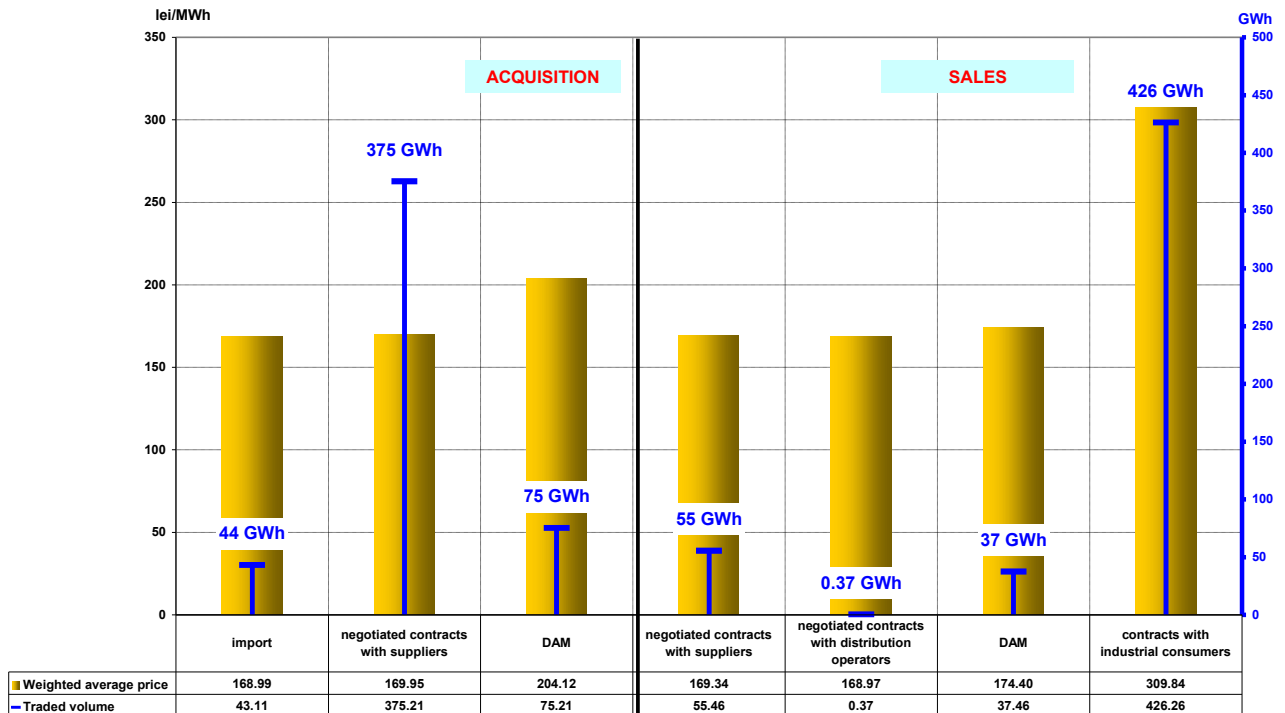
Likewise to the situation presented for the regulated REM, the table below presents the structure of incumbent suppliers' transactions (before the delivery day), corresponding to the competitive REM (energy supplied at negotiated prices to the consumers who renounced to regulated tariffs) for January 2011 compared to January 2010:

- GWh -

Transactions' structure of incumbent suppliers for competitive REM component	January 2010	January 2011
<b>Acquisitions</b>		
Import	22.55	43.11
Negotiated contracts with suppliers	233.47	375.21
Negotiated contracts with generators	0.00	0.00
Contracts concluded on centralized markets	0.00	0.00
DAM	90.51	75.21
<b>Sales</b>		
Negotiated contracts with suppliers	45.93	55.46
Negotiated contracts with distributors	6.64	0.37
DAM	30.36	37.46
Final consumers	269.73	426.26

The structure by types of sources/destinations of the traded volumes combined with the actual average prices of the incumbent suppliers corresponding to the competitive segment of REM is presented in the following graph for January 2011:

Transaction concluded by incumbent suppliers providing electricity  
on the competitive component of REM  
- January 2011 -



Source: Monthly reports of the incumbent suppliers– processed by MG

**Main distribution operators**

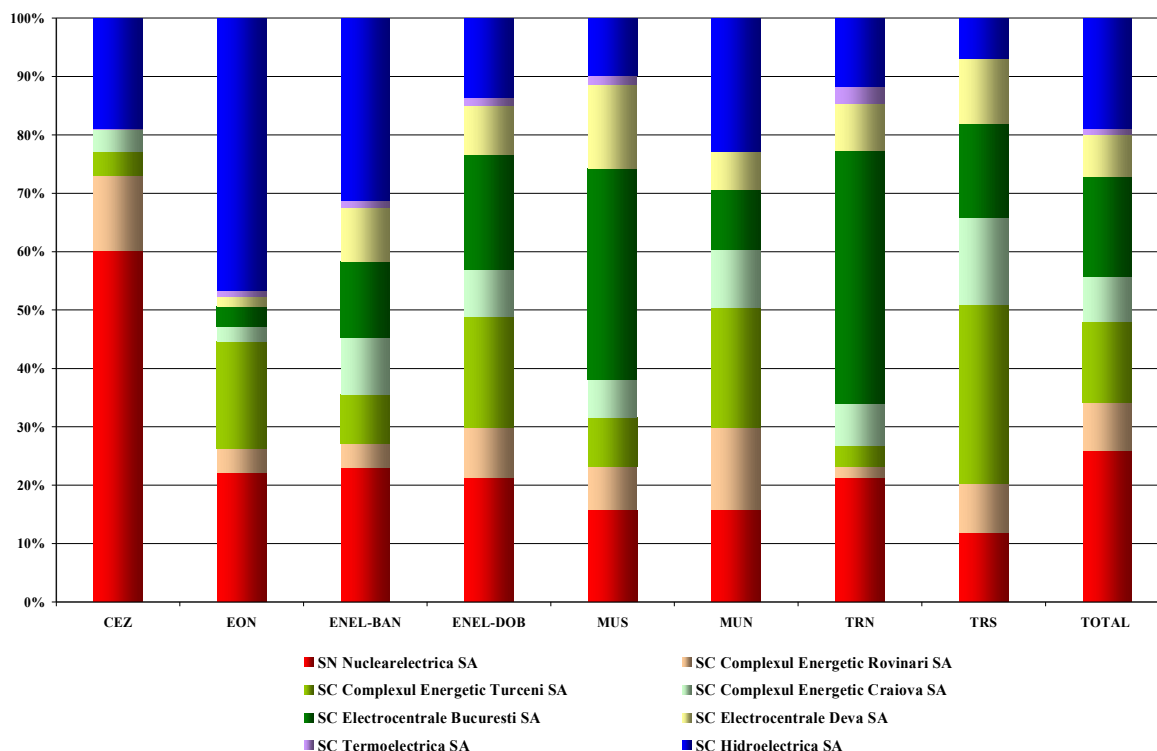
The following table shows the electricity acquisition structure of main distribution operators (before the delivery day), for covering the distribution network losses, for January 2011 compared to January 2010:

- GWh -

Acquisition structure	January 2010	January 2011
Regulated contracts with generators	537.24	728.27
Negotiated contracts with suppliers	6.64	0.37
Contracts concluded on centralized markets	0.00	0.00
DAM	265.11	170.39

The electricity purchased by the 8 distribution operators from the main generators on regulated contracts, for covering their network losses is presented in detail in the following graph, for January 2011:

Electricity acquisition of distribution operators from main generators, on regulated contracts, for covering the distribution losses  
 JANUARY 2011



Source: Monthly reports of the distribution operators – processed by MG

## 6. Concentration indicators on the wholesale electricity market and its components

According to the economic theory and the EU documents, the following market concentration indicators may be defined:

- HHI, Herfindahl-Hirschman Index = sum of square market shares (%) of participants:

The indicator values signify:

HHI < 1000	non-concentrated market;
1000 < HHI < 1800	moderately concentrated market;
HHI > 1800	highly concentrated market.

- C3 = sum of market shares of the main three participants in the market:

The indicator values signify:

40% < C3 < 70%	moderately concentrated market;
C3 > 70%	highly concentrated market.

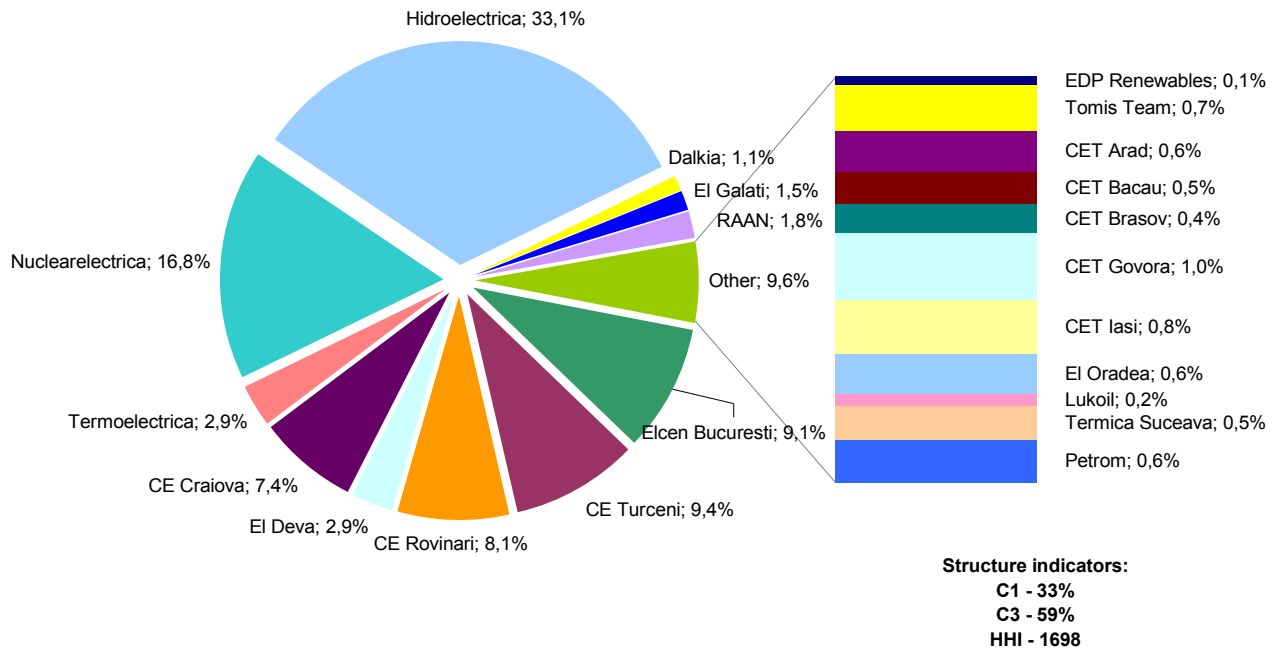
These concentration indicators may be defined for the wholesale market (electricity market or ancillary services market) or for each of its components where direct competition takes place.

### Concentration indicators and market shares of the electricity generators

The market structure regarding the electricity generation offers an initial basis for analyzing the possible competitiveness level of the electricity market.

The market shares of the electricity generators, taking into account all components of the wholesale electricity market, are presented in the following graph, for January 2011. These market shares are calculated based on the electricity delivered into networks.

**Market shared of generators with dispatchable units by delivered electricity  
- January 2011 -**



Source: Monthly reports of generators – processed by MG

A component of the WEM where direct competition between generators exists is the Balancing Market (BM). The values of concentration indicators on this market are determined based on effectively delivered electricity, for each type of regulation defined within the Commercial Code, and they are presented in the following table for January 2011:

Structure/concentration indicators of BM - JANUARY 2011 -	Regulation					
	Secondary		Fast tertiary		Slow tertiary	
	upward	downward	upward	downward	upward	downward
<b>C1 - % -</b>	<b>59</b>	<b>58</b>	<b>61</b>	<b>64</b>	<b>48</b>	<b>59</b>
<b>C3 - % -</b>	<b>89</b>	<b>88</b>	<b>80</b>	<b>82</b>	<b>84</b>	<b>87</b>
<b>HHI</b>	<b>3945</b>	<b>3867</b>	<b>4002</b>	<b>4323</b>	<b>3162</b>	<b>3896</b>

The competition between generators is also present when speaking about the ensuring the reserves necessary for security of supply in the NES. Due to the fact that generators have different levels of capabilities for ensuring this type of service, this market has an important regulated component.

The relationship between regulated and competitive components on the Ancillary Services Market (ASM) as well as the main concentration indicators on each type of reserve (secondary, fast tertiary and slow tertiary) are presented in the following table for January 2011. Starting with August 2009, the acquisitions of electricity from the capacity market through bidding process had been suspended:

<b>Concentration indicators on ASM - January 2011 -</b>		<b>Secondary reserve</b>	<b>Fast tertiary reserve</b>	<b>Slow tertiary reserve</b>
<b>regulated component</b>	<b>contracted quantity (h*MW)</b>	<b>296.200</b>	<b>595.200</b>	<b>520.800</b>
	<b>C1 (%)</b>	<b>62.5</b>	<b>77.6</b>	<b>45.0</b>
	<b>C3 (%)</b>	<b>82.9</b>	<b>87.5</b>	<b>92.1</b>

### Concentration Indexes for the Day Ahead Market

Day Ahead Market (DAM) is a voluntary market, opened both for buying and selling for all types of market participants: generators, suppliers, grid operators, under applicable regulations.

The concentration indicators on DAM reflects the level of competition between sellers and between buyers respectively, the dynamics of both influencing the price level. The following table presents C1, C3 and HHI for buying and for selling side of DAM in January 2011, based on quantities traded by participants on this market.

<b>Concentration indicators on DAM - January 2011 -</b>	<b>C1 (%)</b>	<b>C3 (%)</b>	<b>HHI</b>
<b>Buying transactions</b>	<b>18%</b>	<b>33%</b>	<b>712</b>
<b>Selling transactions</b>	<b>19%</b>	<b>44%</b>	<b>954</b>

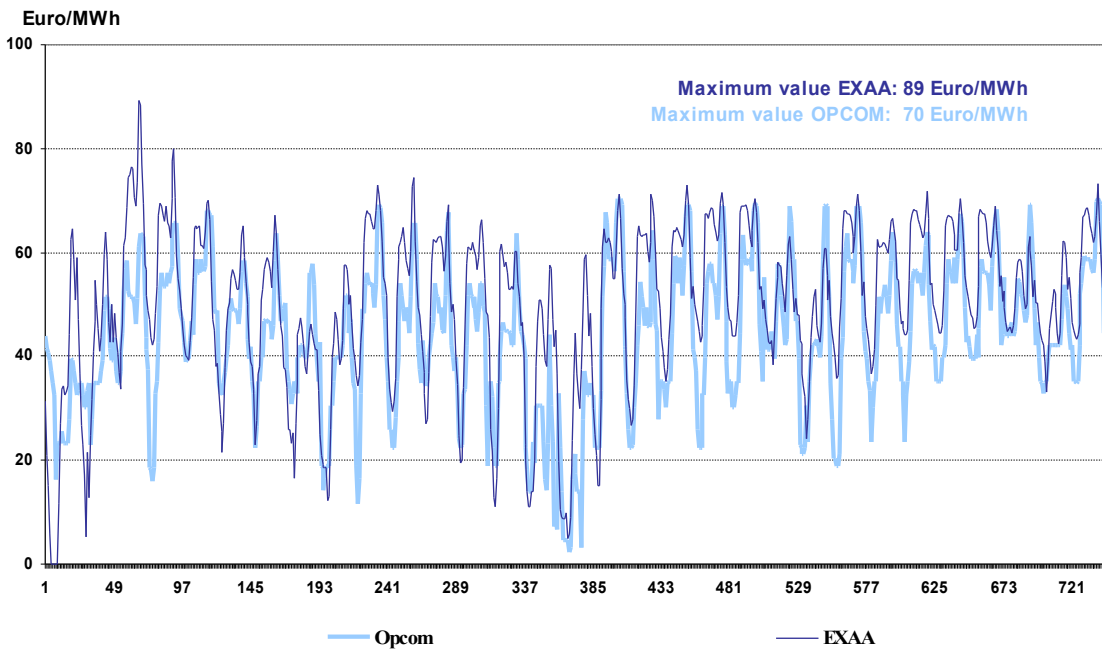
### **7. Price evolution on wholesale electricity market**

SC Opcom SA is the administrator of DAM. The MCP on DAM represents a reference value for the prices on the bilateral contracts. The evolutions of hourly and daily average prices on DAM in January 2011 are presented in the following graphs, along with the prices on EXXA.

For comparison with prices on the European power exchanges, the spot price on SC Opcom SA is denominated in EUR, taking into consideration the daily exchange rates Euro/leu communicated by the National Bank of Romania.

**HOURLY SPOT PRICES**

January 2011



Source: Daily reports of SC Opcom SA and published data of EXAA  
– processed by MG

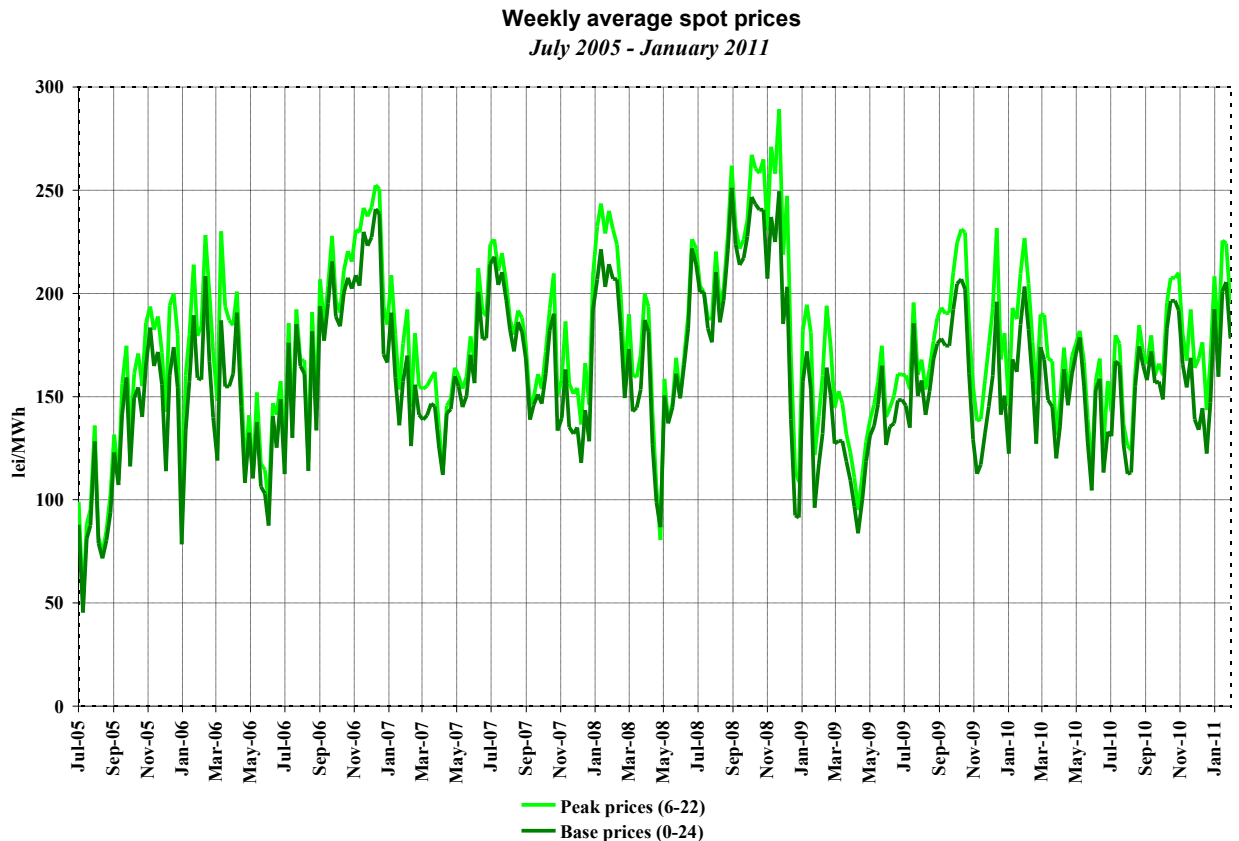
**PRETURI SPOT MEDII ZILNICE**

January 2011



Source: Daily reports of SC Opcom SA and published data of EXAA  
– processed by MG

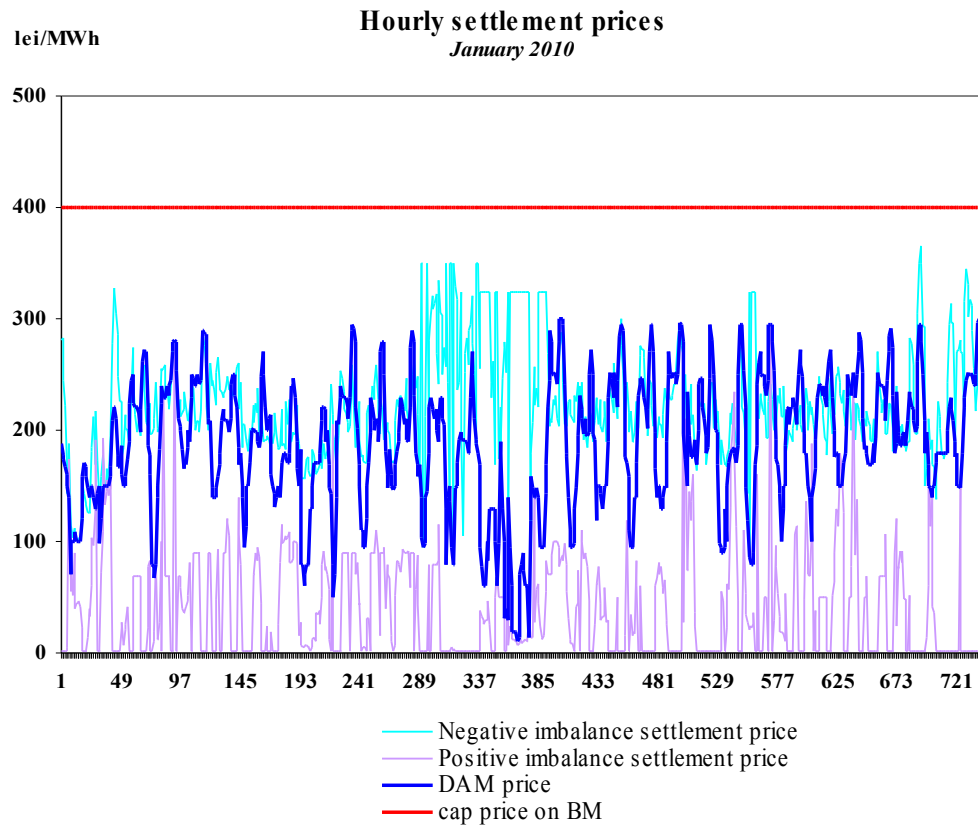
The following graph presents the evolution of weekly average spot prices starting with July 2005:



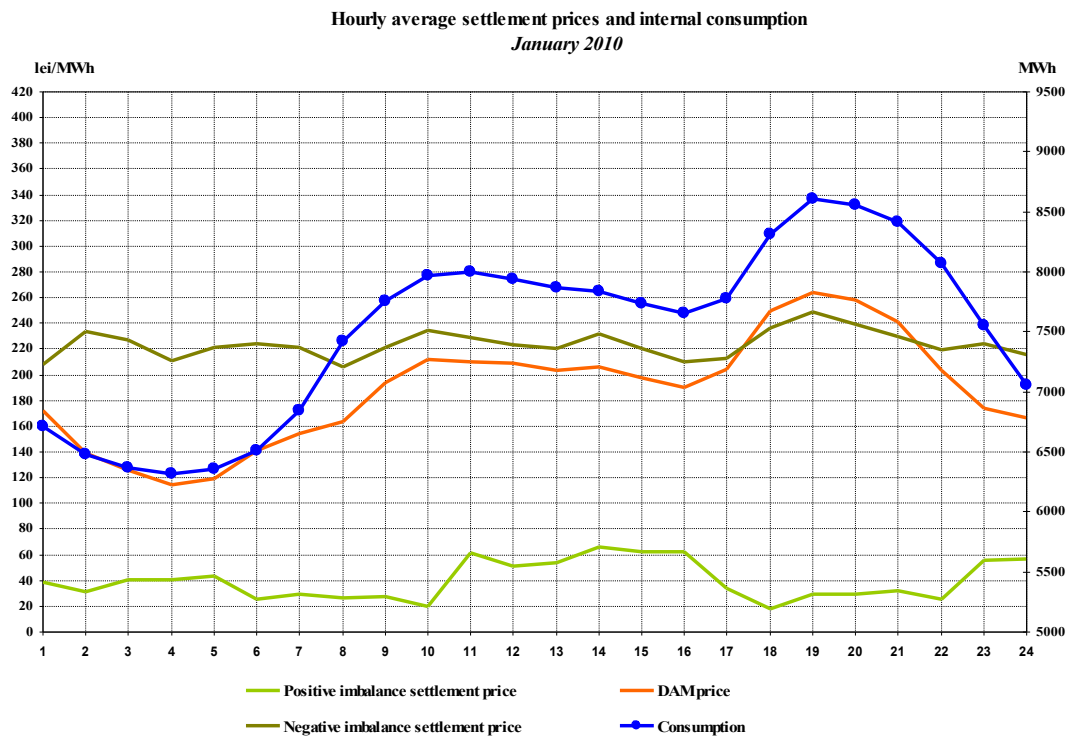
*Source: Daily reports of SC Opcom SA – processed by MG*

In order to cover the differences between planned/contracted amounts of consumption/generation and the real time consumption, the system operator (CN Transelectrica SA) operates the BM by buying or "selling" electricity at prices determined by the merit order of dispatchable generators' offers. The participants who generate the imbalances, grouped in BRPs, have to bear the imbalances costs. For the negative imbalances, they have to pay the settlement price resulting from the upward bids accepted on the BM, while for the positive imbalances they receive the settlement price resulting from the downward bids accepted on the BM.

The settlement prices (MCP on DAM, negative imbalance settlement price and positive imbalance settlement price) are represented on the same graph, showing the two markets correlation degree. In the first graph the prices are expressed in hourly values, in the second graph in hourly average values compared to internal consumption, and in the last graph in average monthly values.

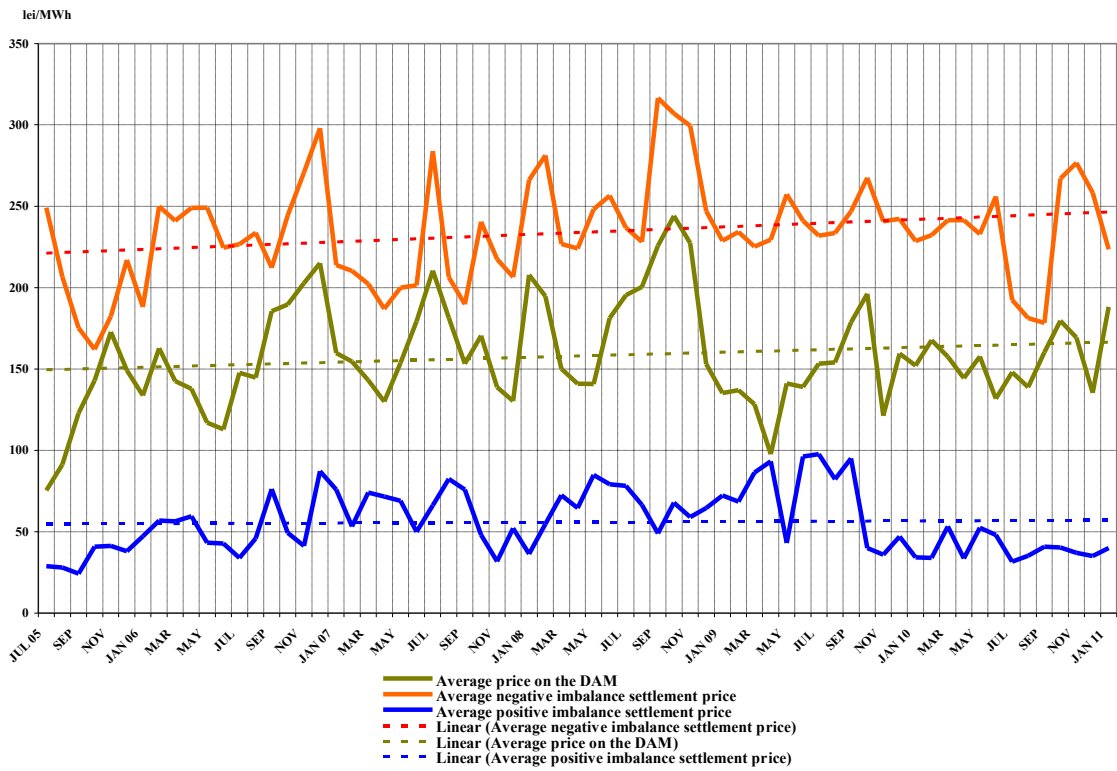


Source: Daily/monthly reports of SC Opcom SA – processed by MG



Source: Monthly reports of SC Opcom SA and CN Transelectrica SA – processed by MG

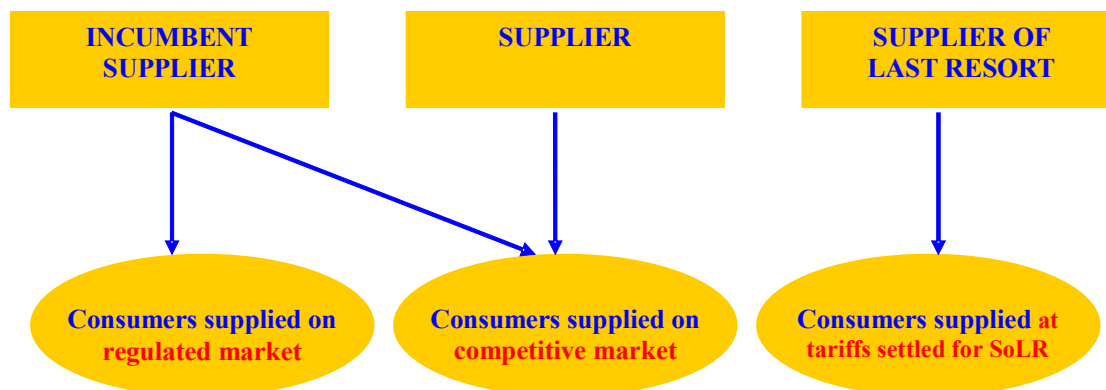
Monthly average prices on DAM and BM  
July 2005 - January 2011



Source: Monthly/daily reports of SC Opcom SA – processed by MG

### III. RETAIL ELECTRICITY MARKET

#### 1. Structure of the retail electricity market

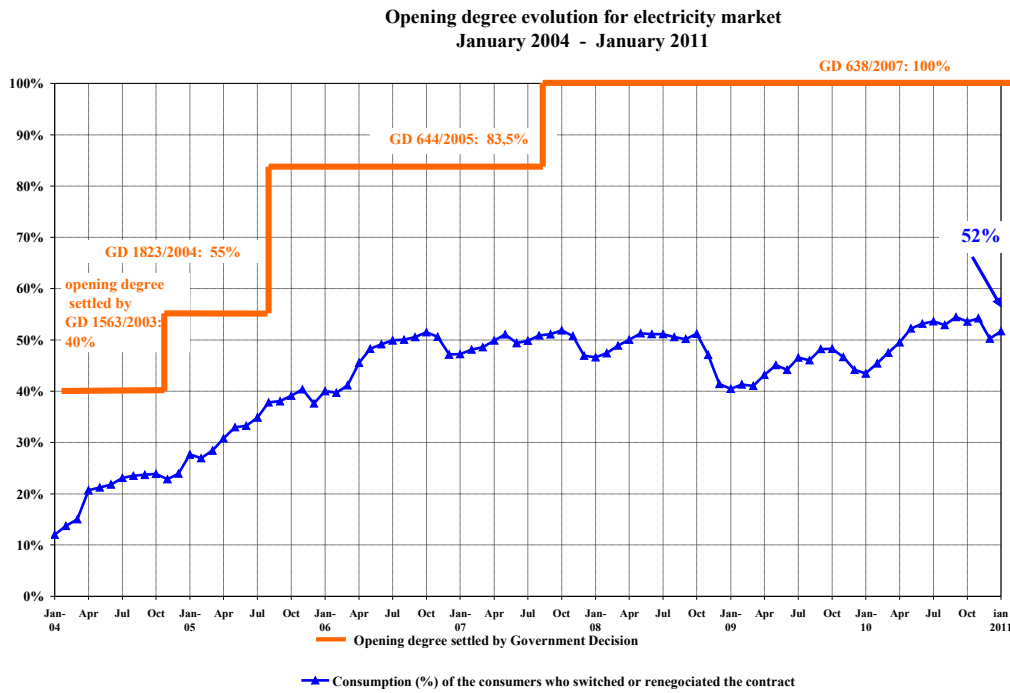


#### 2. Steps in the opening process of the electricity market

Government Decision	Opening degree %	Annual consumption threshold GWh/year
No. 122/2000, published in O.G. 77/21.02.2000	10	100
No. 982/2000, published in O.G. 529/27.10.2000	15	100
No. 1272/2001, published in O.G. 832/21.12.2001	25	40
No. 48/2002, published in O.G. 71/31.01.2002	33	40
No. 1563/2003, published in O.G. 22/12.01.2004	40	20
No. 1823/2004, published in O.G. 1062/16.11.2004	55	1
No. 644/2005, published in O.G. 684/29.07.2005	83.5	-
No. 638/2007, published in O.G. 427/27.06.2007	100	-

#### 3. Electricity market opening degree

The following graph contains the quota of the consumption from total consumption, of the consumers who switched their supplier or renegotiated their contracts with the suppliers operating on the regulated market, during January 2004 – January 2011. The values presented are cumulated from the beginning of the opening process and are presented monthly:



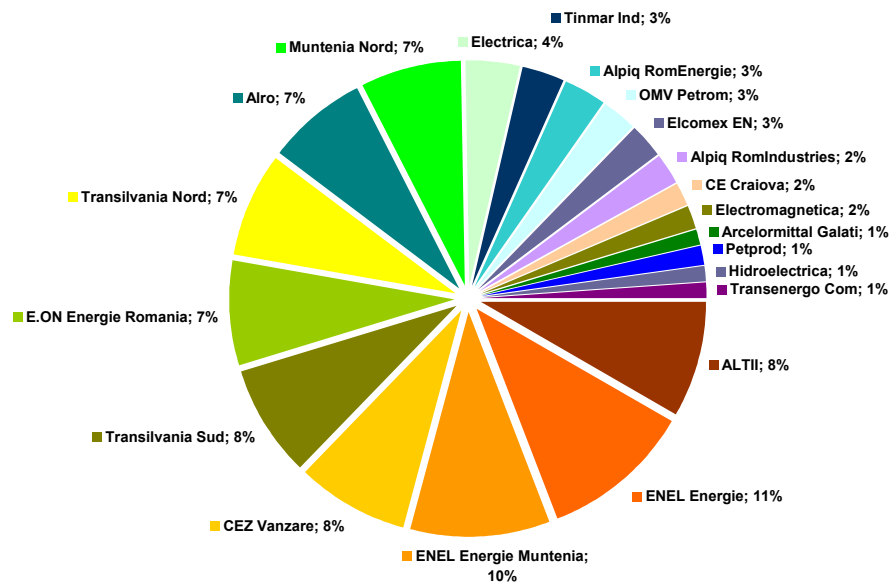
Source: Monthly reports of the final consumers' suppliers – processed by MG

#### 4. Market shares of the electricity suppliers

In the following three graphs there are presented the market shares of electricity suppliers on the retail market, calculated:

- a) for all suppliers (including the incumbents) on REM – based on the electricity supplied to the consumers on regulated tariffs as well as to the consumers who switched their supplier or renegotiated their contract;

**Market shares of suppliers for final consumers  
- January - January 2011 -**

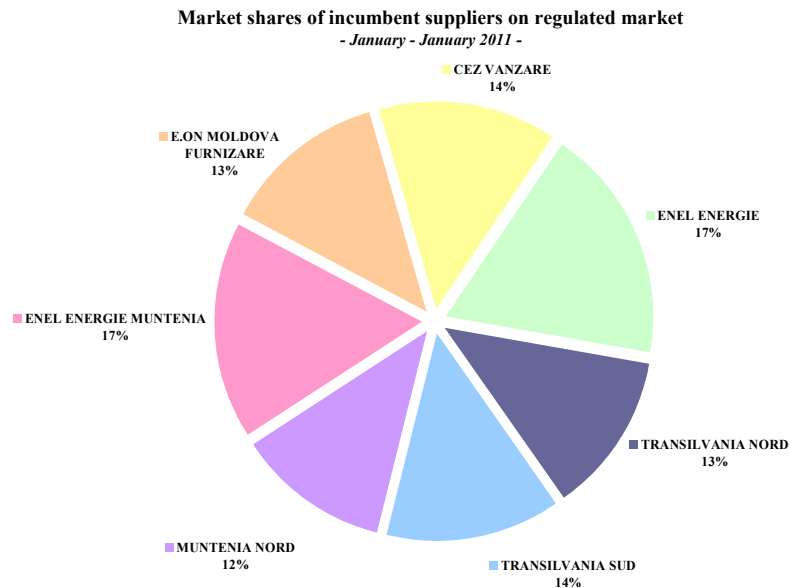


Final consumption: 3997 GWh

Category "Altii" includes 34 suppliers with individual market share less than 1%

Source: Monthly reports of the incumbent suppliers – processed by MG

- b) for incumbent suppliers - based on the electricity supplied to the consumers at regulated tariffs,

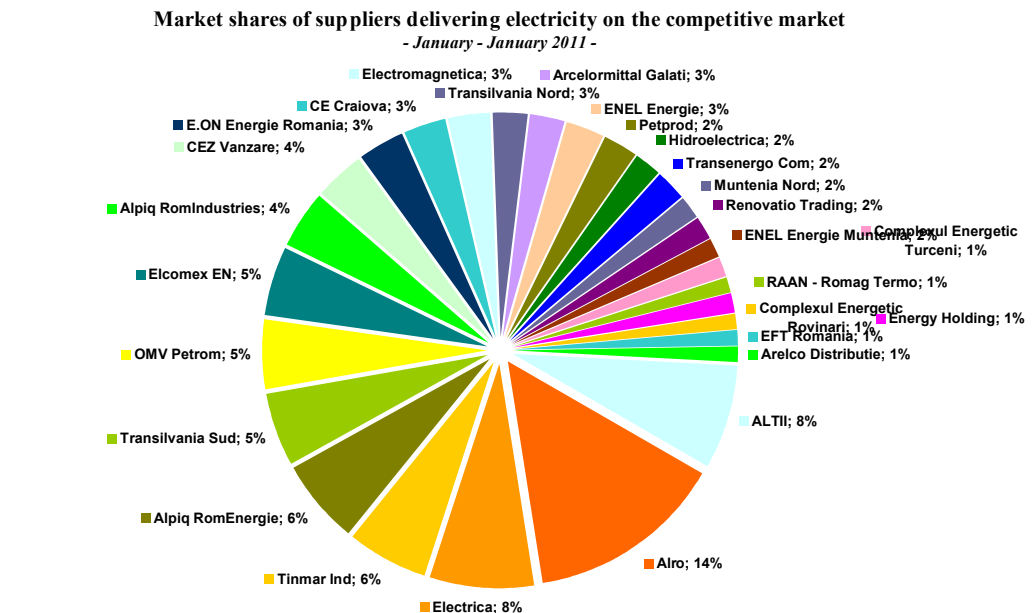


Consumption of consumers supplied at regulated tariffs: 1931 GWh

Source: Monthly reports of the incumbent suppliers– processed by MG

and

- c) for all suppliers (including the incumbents) based on the electricity supplied for the consumers at negotiated prices on competitive component of REM:



Consumption on competitive market: 2066 GWh

Structure indicators:  
HHI - 520; C3 - 28%; C1 - 14%

Category "Altii" includes 27 suppliers with individual market share less than 1%

Source: Monthly reports of the competitive suppliers– processed by MG

The values of market indicators were calculated without taking into consideration the dominance principle. The delivered electricity used for determining the market share of each supplier comprises the self-consumption of the largest industrial consumer which owns a supply license and based on it acquired its electricity from the WEM as a competitive supplier.

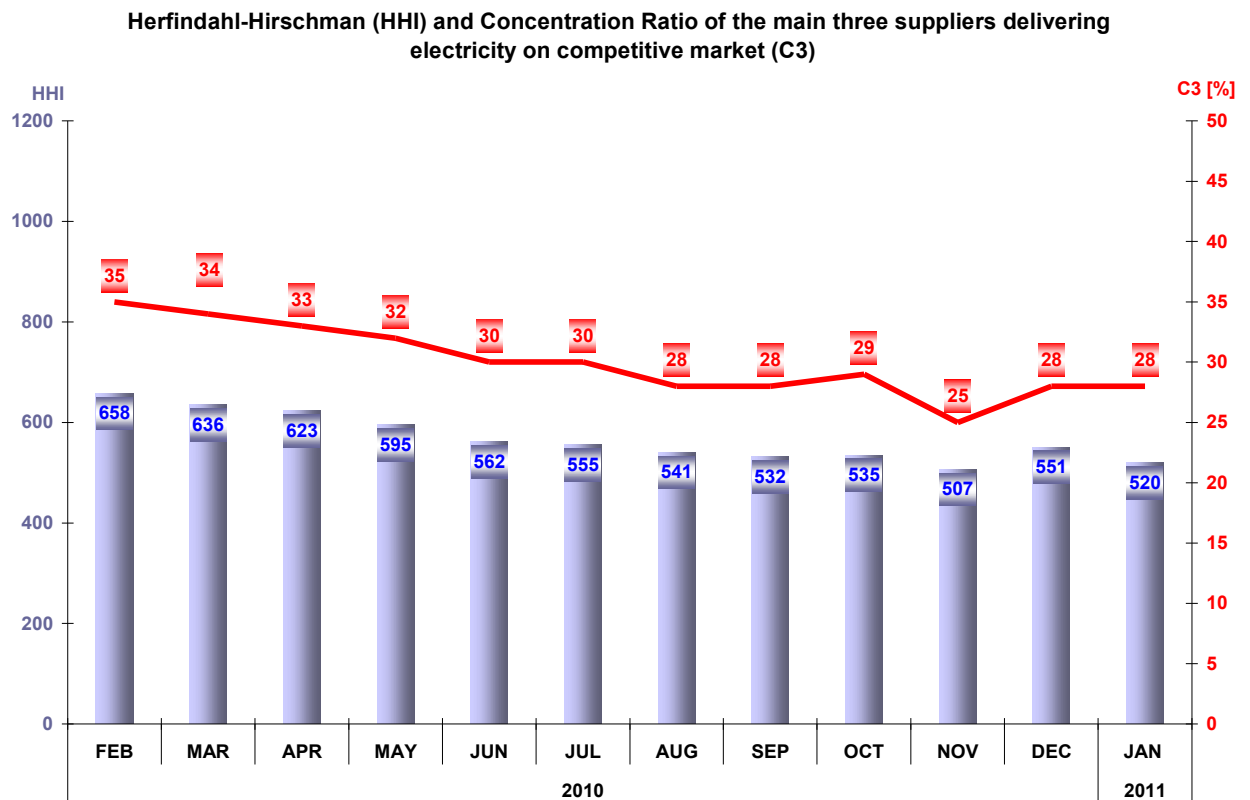
The electricity supplied to the final consumers used for calculating the market share of every supplier includes also the self-consumption of that particular supplier (e.g. consumers with supply license who buy electricity for themselves from WEM as competitive suppliers).

The analysis of the competitive suppliers' activity on the competitive REM component compared to their activity on the WEM is developed based on the weight of the electricity sold to final consumers in total electricity sales. The table below presents the number of suppliers acting on the REM, grouped into categories of sales weight during January 2011:

Number of suppliers	Share of sales to final consumers from total sales transactions			
	100%	75% - 100%	50% - 75%	<50%
<b>Competitive</b>	8	11	2	18
<b>Incumbent</b>	1	4	1	1

### 5. Concentration indicators of the competitive retail electricity market

The monthly evolution of concentration indicators (C3, HHI) determined on the competitive component of the REM is presented for February 2010 – January 2011 in the following graph:



Source: Monthly reports of the suppliers – processed by MG

The table below shows the values of structure indicators of competitive component of REM for and the number of active suppliers in January 2011, calculated for each consumer category as defined by the European Council Directive no. 90/377/EEC, modified by the Commission Decision no. 2007/394/EC:

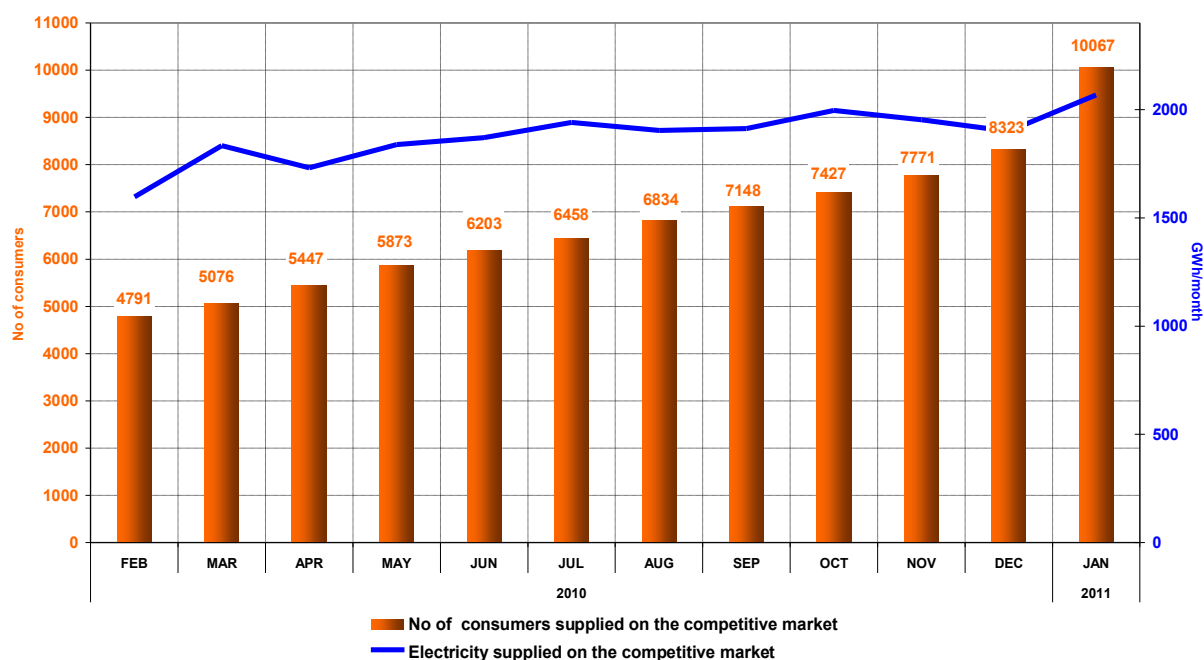
Indicators - January 2011	Consumer category							Total REM
	IA	IB	IC	ID	IE	IF	Other	
C1 - % -	56	18	11	15	16	25	29	14
C3 - % -	95	46	32	34	36	55	53	28
HHI	4364	1039	702	676	725	1345	1359	520
Consumption - GWh -	10.3	83	151	416	268	169	969	2066
No. of SUPPLIERS	20	42	44	43	26	13	19	55
No. of incumbent suppliers	7	7	7	7	4	3	1	7
No. of competitive suppliers	11	30	32	32	20	9	11	39
No. of producers	2	5	5	4	2	1	7	9

## 6. Evolution of consumers' number and of electricity delivered

Number of consumers supplied on the competitive market is presented as total value from the beginning of the market opening process; for January 2011 this number is split into categories, according to the provisions of the European Council Directive no. 90/377/EC, with subsequent modifications. The table below presents the bands of consumption of each category of consumers:

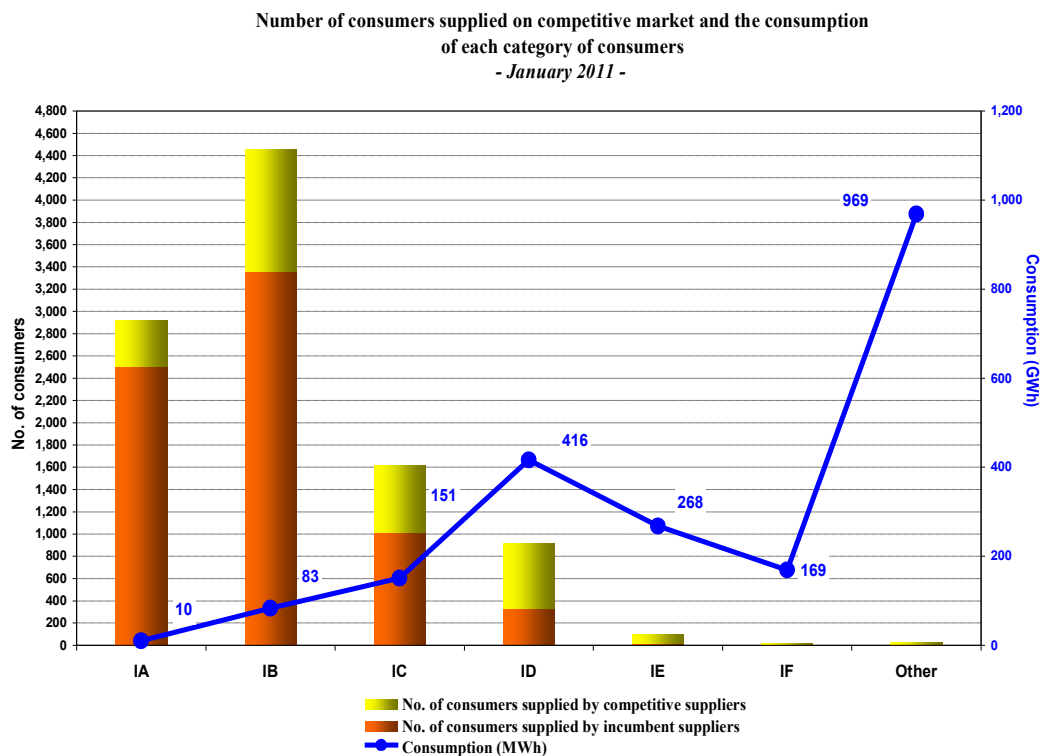
Industrial end-user	Annual electricity consumption (MWh)	
	Lowest	Highest
IA		<20
IB	20	<500
IC	500	<2000
ID	2000	<20000
IE	20000	<70000
IF	70000	<=150000
Others	>150000	

Evolution of the number of supplied consumers and delivered electricity on the competitive market



Source: Monthly reports of the competitive suppliers – processed by MG

**NOTE:** Starting with January 2011, the data are also comprising the electricity delivered by 3 main dispatchable producers (with a self-generation exceeding 200 GWh in 2010) to their own consumption places - others than the generation site; in January 2011 their self-generated electricity is approx. 76 GWh for 8 consumption places

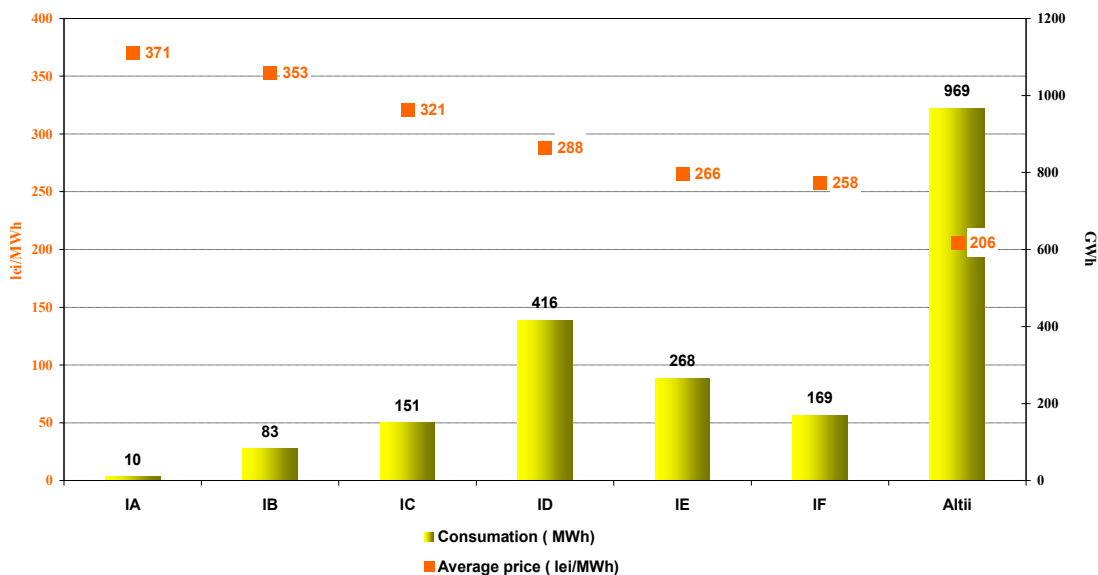


Source: Monthly reports of the suppliers – processed by MG

### 7. Average selling prices of consumers supplied on the competitive market

The following graph presents the average selling prices of consumers supplied on the competitive market, based on the structure defined according to the European Council Directive no. 90/377/EC, with the subsequent modifications.

Average price and energy consumption on types of consumers applied on competitive market  
- January 2011 -



Source: Monthly reports of the competitive suppliers – processed by MG

Note: The average selling price on each category was calculated as weighted average of prices applied by suppliers with quantities supplied, according to the provisions of the European Directive. The average prices do not include VAT, excise or other taxes but include the supplied services (injection and extraction components of transmission, system services, distribution, market settlement, imbalances, BRP aggregated taxes, metering). Splitting consumers into categories was based on their annual consumption forecast, according to the provisions of above mentioned Directive.

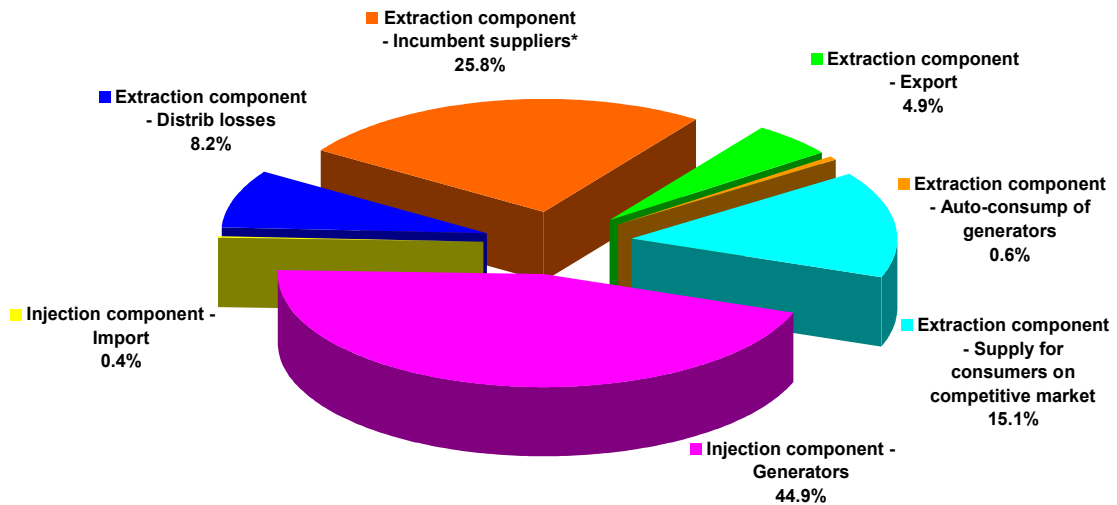
#### IV. TRANSMISSION AND SYSTEM OPERATOR C.N. TRANSELECTRICA S.A.

CN Transelectrica SA performs the electricity transmission service at regulated tariffs, which have two components:

- injection component (TG), aimed to determine an optimum geographic positioning of the new power units;
- extraction component (TL), as an incentive for an equilibrate positioning into the territory of the consumers.

The following graph presents the structure of CN Transelectrica SA revenues from performing the transmission services and reflects the structure of its clients benefiting from this type of service in January 2011.

CN Traselectrica SA structure of revenues from transmission services  
- January 2011 -

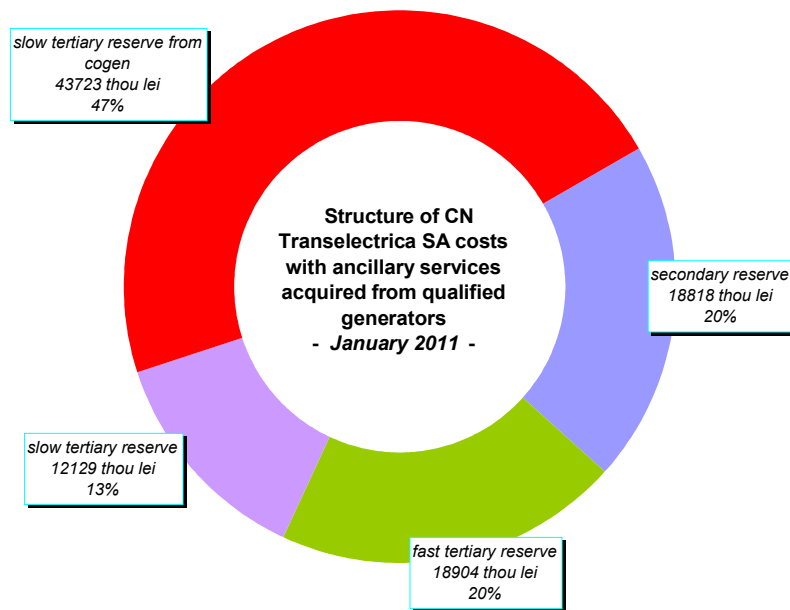


\*\* referring to all their activity as well as the distribution losses for one distribution operator

Source: Monthly reports of CN Traselectrica SA – processed by MG

In order to perform the system operator tasks, CN Traselectrica SA assesses and contracts reserves (ancillary services) from qualified generators, which are integrated on BM. The ancillary services used are: reserves for secondary, fast tertiary, slow tertiary regulation and slow tertiary reserve from cogeneration. Starting with July 2007, the rules for capacity reserve entered into force, by determination of the reserve dimensions, the way in which the suppliers of this service are selected and the conditions in which this new type of reserve may be used by CN Traselectrica SA.

The following graph presents the costs of ancillary services CN Traselectrica SA had to pay in January 2011. In order to cover these costs and its own operating costs, TSO applies a regulated tariff for system services.



Source: Monthly reports of CN Transselectrica SA – processed by MG

## V. EVOLUTION OF MARKET RULES IN JANUARY 2011

- ✓ ANRE approved the Order no. 1 for repealing the Order no. 33/2004 which approved the Regulation of qualifying the priority production of electricity. No other ANRE Orders nor Decisions influencing the wholesale or the retail electricity markets have been approved in this period.

## VI. EXPLANATIONS AND ABBREVIATION

### 1. Explanations

- *Self-consumption of generators* – in the graph regarding the revenues of CN Transselectrica SA, the self-consumption exclusively represents the generators consumption at consumption places other than the generation sites.
- *Internal consumption* represents the electricity covered by the wholesale market participants and calculated as *Delivered electricity + Import – Export*.
- *Consumption of consumers on regulated market* represents the consumption of consumers supplied at regulated tariffs by the incumbent suppliers.
- *Consumption of consumers on competitive market* represents the consumption of consumers supplied at negotiated prices.
- *Fuel consumption* represents the fuel consumed for generating electricity and heat.
- *Electricity delivered into the grid* includes also the own consumption of auto-generators such as RAAN and SNP Petrom together with the electricity sold by the generators through direct lines or consumed by themselves at other consumption sites.
- *Competitive supplier* represents, within the present document, the supplier which is active on the competitive retail market.

2. Abbreviation

- MG – Monitoring Group
- EEX – European Energy Exchange – Leipzig, Germany, [www.eex.de](http://www.eex.de)
- EXAA – Energy Exchange Austria, [www.exaa.at](http://www.exaa.at)
- DAM – Day Ahead Market
- BM – Balancing Market
- ASM – Ancillary Services Market
- MCP – Market Clearing Price
- BRP – Balancing Responsible Party
- TG/TL – injection / extraction component of the transmission tariff
- CMBC – centralised market of bilateral contracts
- CMBC-CN – centralised market for partially standardised bilateral contracts with continuous negotiation
- NES – National Energy System
- WEM – wholesale electricity market
- REM – retail electricity market
- RCE – Romanian Commodities Exchange