

Information of the market operator on the data interoperability requirement as stipulated in Commission Implementing Regulation (EU) 2023/1162, dated June 6, 2023, concerning interoperability standards and the establishment of fair and transparent processes for accessing metering data and consumption information.

## **1. Introduction**

The Commission Implementing Regulation (EU) 2023/1162, dated June 6, 2023, establishes interoperability standards and mandates non-discriminatory and transparent access procedures for end customers and eligible entities to metering and electricity consumption data (hereinafter referred to as the “Regulation”), as outlined in Directive (EU) 2019/944. These standards have been incorporated into Czech law through an amendment to the Energy Act No. 458/2000 Coll., which governs business conditions and state administration in the energy sector, along with amendments to various acts (hereinafter referred to as the "Energy Act").<sup>1</sup>

## **2. Selected definitions taken from the Regulation**

- 'Metering and consumption data' refers to the recorded information regarding electricity usage from the grid, the quantity of electricity supplied to the grid, the quantity of electricity supplied to the grid, or the consumption from generation facilities connected to the grid. This encompasses both verified historical data and near-real-time unverified data;
- 'Measurement data controller' denotes the entity accountable for storing verified historical metering and consumption data and distributing this data to end customers and/or qualified individuals;
- 'Data access provider' signifies the entity responsible for enabling access to verified historical metering and consumption data for end customers or qualified individuals, often in collaboration with other parties.

## **3. Transposition of the Regulation into the Energy Act**

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<sup>1</sup> Selected provisions related to the issue of data interoperability will be effective from 1.8.2025.

- Section 20a, paragraph 10 of the Energy Act: *"A market operator is required to act as a data access provider for registered electricity market participants, following the Regulation on interoperability requirements and procedures for accessing metering and consumption data. This obligation applies as long as the operator utilizes the submitted measured and evaluated metering data to fulfill its responsibilities under this Act and related legislation."*
- Article 24(16): *"A Transmission System Operator (TSO) must engage in measurement data disclosure activities in accordance with the same Regulation, specifically for electricity market participants with whom it has established a transmission system connection or service contract, provided that it conducts measurements and processes data at the participant's transfer point to meet TSO obligations under this Act."*
- Article 25(18): *"A Distribution System Operator must disclose metering data in line with the Regulation for electricity market participants with whom it has a connection or service contract, as long as it performs measurements and processes data at the transfer point to comply with its obligations as defined by this Act.."*
- Section 27ca: *"A data center functions as a data access provider in accordance with the Regulation governing interoperability requirements and procedures for accessing metering and consumption data. This applies to electricity market participants with whom the data center has a contractual agreement for access to its information system, or on behalf of which an electricity market participant has authorized another participant to act towards the data center, provided that the data center processes data related to supplies and off-takes at the transfer point registered with it, in order to fulfill its obligations as specified in this Act.."*

#### **4. Process**

The Market Operator mentioned below pertains to the legal processes established by the Regulation.

In line with the procedures outlined in the energy sector, the market operator's information system does not store personal data of identifiable individuals (or individuals associated with legal entities), such as names, residential addresses, or supply points information. The market operator emphasizes that, as per Section 20a, par. 10 of the Energy Act, it cannot identify the market participant associated with a specific supply point. The measurement data provided to the market operator is utilized solely for the execution of its duties in compliance with applicable laws, including interactions with registered market participants.

Regarding Article 7 of the Regulation, the market operator ensures that only certain registered market participants can access metering and consumption data, in

accordance with the timelines specified in the Energy Act and its implementing regulations. This includes compliance with Decree No. 408/2015 Coll., concerning electricity market rules, as amended, and Decree No. 359/2020 Coll., regarding electricity metering, as amended, along with the Business Terms and Conditions of OTE, a.s., relevant to the electricity sector.

Access to measurement data is contingent upon the role of the market participant:

#### 4.1 Through the measurement data controller

This process is outlined in Article 5 of the Regulation and is governed by Section 25 para. 10 and §24 para. 11 of the Energy Act:

The distribution system operator is required to:

*'(v) provide electricity metering data free of charge via its website upon request from the customer or an authorized representative within 6 working days of the subsequent month; the distribution system operator must supply data for the requested timeframe, not exceeding the last 36 months.'*

Additionally, the transmission system operator must:

*"c) furnish electricity metering data free of charge and in a manner that allows remote access upon request from the authorized applicant within 6 working days of the following month; the TSO is obligated to provide data for the requested duration, limited to the last 36 months..'*

#### 4.2 Through a data access provider

Registered market participants (as per Section 20a, paragraph 10 of the Energy Act) may request access to metering and consumption data from a market operator via a data access provider. Furthermore, electricity market participants who have established a contract with the data center for access to its information system, or who act on behalf of another electricity market participant to exercise authorization against the data centre (Section 27ca of the Energy Act), may also submit such requests.

## **5. Links**

Commission Implementing Regulation (EU) 2023/1162, dated June 6, 2023, outlines the interoperability standards and mandates non-discriminatory, transparent processes for accessing metering data and consumption information:

[Implementing regulation - 2023/1162 - EN - EUR-Lex](#)



Act No. 458/2000 Coll., on Business Conditions and State Administration in the Energy Sectors and on Amendments to Certain Acts (Energy Act)

## 6. Contacts

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