

EFET Legal Committee Meeting
14 & 15 December 2023, Düsseldorf
Draft Agenda

Hosted by: Uniper Global Commodities
Address: Holzstrasse 6, 40221 Düsseldorf, Germany ([map](#))

The Legal Committee meeting will be held in a **hybrid format**, allowing in-person attendance in Düsseldorf and remote participation through the following link: [Click here to join the meeting](#).

Day 1:
14 December 2023

12.00 – 12.30 CET Sandwich lunch

12.30 – 14.30 CET Educational workshop on biogas trading

- Unlocking opportunities: introduction to EU and national legal frameworks for biomethane trading – presentation by Anna von Bremen, Osborne Clarke
- Setting a scene: getting definitions right (biogas, biomethane, biomass), engaging in real-world cases and challenges (court decisions: Landwärme vs Commission; decision by the Fiscal Court Berlin-Brandenburg and its impact on foreign biomethane for the German market) – presentation by David Krott, Landwärme GmbH
- Biogas trading across Europe: national perspectives
 - Ukraine – presentation by Vitaliy Radchenko, CMS Kyiv
 - France – presentation by Aude Filippi and Blaise Farrokhi, European Energy Exchange AG
- Q&A

14.30 – 15.00 CET Coffee break

15.00 – 18.00 CET EFET Legal Committee Meeting

- Opening and [approval of the A&D list from the previous Legal Committee meeting held in London, 21-22 September 2023](#) – Michaela Duve, EFET
- Board highlights and governance framework review:

- Report from the new board and update on the EFET initiatives – Giusi Squicciarini, Shell Energy Europe, new Chair of the EFET Board
 - Discussion on the revised Terms of Reference of the Legal Committee (in particular: endorsement rules, “sufficient support/interest”) – Michaela Duve, EFET
 - Update EFETs new website – Our aim: where style meets convenience – Aygul Adamson, EFET
 - The German Control and Profit Transfer Agreement as a collateral (in the light of the BMP Greengas case) – Michael Cieslarczyk & Florian Bruder, DLA Piper
 - Potential categorisation of the CBAM fee as tax within the meaning of the definition “Tax” or “Other Tax” in the EFET General Agreements – Brett Hillis, Reed Smith and Michael Cieslarczyk, DLA Piper
 - Update on REMIT II - practical take and potential implementation challenges, STOR obligation vs self-incrimination – Marek Dal-Canton, Chair of Trading Compliance WG and Katharina Lüken, Co-Chair of Trading Compliance WG
- 19.00 CET Group dinner at the Italian restaurant [Bocconcino](#) (address: Kaistraße 4-6, 40221 Düsseldorf). The restaurant is right next to the Uniper office (four-minute walk).

Day 2: 15 December 2023

As of 09.00 CET Coffee station

09.30 – 13.00 CET EFET Legal Committee Meeting

- Overview of the developments in relation to financial regulation
 - MifID II/MiFIR developments, proposed changes and update on the lobbying efforts, EFET impact study;
 - EMIR developments: proposed changes & lobbying efforts
- Karl-Peter Horstmann, Chair of the Market Supervision Committee
- Updated EMIR Risk Mitigation Techniques Agreement: progress report – Sonia Auguscik, EFET
- Budget planning 2024:

- General budget allocation to Legal Committee – Barbara Lempp, Treasurer of EFET
 - Preliminary allocation of the budget to the Legal Committee Working Groups – Sonia Auguscik, EFET
- Legal Committee working programme for 2024 – Michaela Duve & Sonia Auguscik, EFET
 - Presenting the survey results
 - Brainstorming matters of interest for 2024
- Update reports from the Legal Committee Working Groups:
 - LNG & Natural Gas
 - Legal Opinions
 - PPA & Electricity
 - Hydrogen
 - Digitalisation
- Updates reports from Electricity and Gas Committees
 - Follow-up report by the Electricity Committee on the electricity market design with particular focus on PPA – Lorenzo Biglia, EFET
 - General update on the current issues with particular focus on MCM and AggregateEU – Doug Wood, EFET
- AOB, date and venue of the next Legal Committee meetings
 - Save-the-date: 7 & 8 March 2024, Paris, hosted by Engie
 - Save-the-date: 25 & 26 June 2024

13.00 – 14.00 CET Lunch

14.00 – 16.00 CET Task Force meeting on the EFET General Agreements Revision

- Task 1: incorporation of small changes – drafting session
- In hybrid format, reserved for the EFET Legal Committee members only