



MULTI-YEAR EXPERT MEETING ON TRADE, SERVICES AND DEVELOPMENT

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**ACHIEVING BETTER
REGULATION OF INFRASTRUCTURE SERVICES**

SESSION 6



UNITED NATIONS
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Achieving better regulation of infrastructure services

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Infrastructure services' development

A growing role for regulators

- Regulation of essential infrastructure services to balance the need for economically attractive conditions for services' provision with reliability, affordability and sustainability considerations
 - Influence of national circumstances and sector specificities on regulatory framework and regulators' institutional set-up
 - Evolution of regulators' duties, powers and governance over time and sector development

Outcome of regulatory decisions needs to be monitored to inform on necessary improvements of the regulatory framework

Infrastructure services' development

Increasing demands on regulators

- In the EU, the expansion of regulators' duties and powers has gone along with
 - Stronger independence requirements to improve trust and confidence in the regulatory framework and to mitigate investment risks
 - Strengthened mechanisms of transparency and accountability

Growing importance for regulators to provide evidence of their efficiency in delivering on their goals

Infrastructure services' development

The EU case for cooperation

- European energy regulators contribution to regulatory coherence and stability through voluntary cooperation both within (CEER) and beyond the EU (MedReg)
- Importance of strengthened coordination for the regulatory framework's consistency reflected in EU legislation
 - Clarification of roles of competent national authorities
 - Harmonised duties and powers of EU energy regulators
 - Mandatory cooperation through ACER


Achieving better regulation

A sectoral perspective

- Performance considered as a highly relevant area of cooperation and peer-to-peer capacity building
 - Increasing relevance of data collection methodologies' harmonisation for setting regulatory incentives
 - Covering the performance of both energy regulatory framework and regulators' governance arrangements
- Constant development of energy regulators' toolkits e.g.
 - CEER *Principles for regulatory performance assessment*
 - MedReg *Recommendation on minimum regulatory requirements in the Mediterranean area refined with Good regulatory principles on regulatory governance*

Achieving better regulation

Looking across sectors

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- French infrastructure services regulators' club
 - Learning from each other and from academic research on governance and regulation
 - OECD Network of Economic Regulators
 - *OECD Best Practice Principles for Regulatory Policy : the Governance of Regulators*
 - Support to regulators' own performance evaluation through exchanges with peers and ad hoc performance reviews



Thank you for your attention !

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