



NEMO Committee position on  
revised CACM

24/10/2025

## The Proposal in its current form raises legal concerns

- The proposal to establish a SMCO through CACM2 exceeds the implementing powers of the European Commission
- The proposal lacks solid evidence base, empirical analysis, impact assessment as well as stakeholder involvement
- The draft regulation undermines fundamental rights guaranteed by the EU Charter with regards the right of property, or right to conduct business activities

## Inconsistencies and Contradictions

- The draft regulation suggests lack of transparency — despite full audit rights, simulation tools, and data access for regulators
- Cites performance limits — while SDAC algorithm performance continues to improve despite rising complexity
- Creates more bureaucracy and cost, by rebuilding what already exists and works (clearing and settlement, operations, etc.), while proposing a new entity which increases complexity of the MC process

## The Reality: A Proven, Efficient System

- Current market coupling delivers **€11.8 billion economic welfare daily** at **minimal operational cost** - 1:400 ratio
- High level of availability and reliability despite growing complexity and usage of platforms.

## A Better Path Forward — Evolution, Not Destruction

- NEMOs propose the recognition of NEMO Committee as the body representing NEMOs cooperation in the CACM, reinforcing the SPOC role toward EU authorities, without changing the current legal nature of the NEMO Committee
- Regulation by objective, strengthen governance and oversight (KPIs/targets, accountability, new TCMs)
- New TCM for project implementation framework
- Retain the MCO function on the NEMOs and TSOs' side as established in the CACM and Electricity Regulation

RVFIBH MAITH AGAT # AČIŮ # DĚKUJI VĀM # TĀNAN TEID # TAK # ΕΥΧΑΡΙΣΤΩ # DANKE # PALDIES # GRAZIE # KIITOS # DANĀ JE # OBRIGADO # KÖSZÖNÖM # TACK # THANK YOU # ДАКУЖЕ # TĀNAN TEID # DZIEKUJE # GRACIAS # MERCI # MULTUMESC # EJAŁOJAPPA # BH HVALA # GO

ALL  
NEMO  
COMMITTEE

