



CAP ON INFRAMARGINAL REVENUES

Article x

Cap on revenues

1. Member States shall limit the revenues of producers in Article X from the sale of electricity to a maximum of 200 EUR per MWh of electricity. *Member States in the application of the measure shall consider that electricity is sold not only through power exchanges, but also through bilateral contracts – physical or financial – to final customers and to branches belonging to the same industrial group.*
2. Member States shall decide ~~whether to the entity in charge of applying the measure described in paragraph 1 at the settlement of the exchange of energy or thereafter.~~
3. ~~The obligation in paragraph 1 is without prejudice to the rights of Member States to maintain or introduce measures that further limit the revenues of producers, provided that these measures are compatible with Union law. The introduction of the obligation in paragraph 1 would not be compatible with parallel excess profit taxation schemes, then those parallel schemes would have to be abolished.~~

...

Revenues

Member States shall use the revenues generated to finance non-discriminatory, transparent and temporary measures in support of final customers in need for example by supporting ~~all domestic households~~ consumers and SME with direct grants based on their electricity consumption to help cover their electricity purchase costs, ~~or to support investments in RES, storage, demand response, transmission and interconnection, while respecting competition rules. However, the revenues must not be used to directly support specific consumers other than households.~~