

**ENERGY CHARTER
SECRETARIAT**

CCDEC 2009

6 TTG

Brussels, 9 December 2009

Related documents: CC 372, CC 390 Rev. 2

DECISION OF THE ENERGY CHARTER CONFERENCE

Subject: Mandate for the Negotiation of the Remaining Open Issues of the draft Protocol on Transit

[The Energy Charter Conference at its 20th Meeting held on 9 December 2010 *approved* the mandate to restart formal negotiations of the remaining open points of the draft Transit Protocol as proposed in document CC 372 (*Annex*).]

Keywords: Transit Protocol, Mandate for Negotiations

**Mandate for the Negotiation of the Remaining Open Issues
of the draft Protocol on Transit**

as approved by the Energy Charter Conference
on its 20th Meeting on 9 December 2009

The Energy Charter Conference welcomes the report of the Chairman of the Trade and Transit Group (TTG) on the progress made by the Group during the multilateral consultations in 2009 on the main remaining open issues of the draft Energy Charter Protocol on Transit (draft TP) to expand upon the existing provisions in the Treaty and reaffirms its support for expeditious finalisation of negotiations on the Protocol and its adoption.

The Conference mandates the TTG to restart formal negotiations on the remaining open issues of the draft TP, with a view to enabling the Energy Charter Conference to conclude negotiations of the draft TP, if possible, by the end of 2010. The Terms of Reference of the TTG shall be amended correspondingly.

Such negotiation shall take the discussion and the texts worked out by the TTG in 2009 as the starting point for the negotiations of the final text.

According to Article 33 of the Energy Charter Treaty, any Signatory of the Energy Charter of 1991 may participate in such negotiation.

The Chairman of the Trade and Transit Group shall report on the progress towards the finalization of the Protocol to the Conference at its next meeting in 2010.

The Conference requests the Secretariat to provide adequate resources to allow such expeditious finalisation.