INTERNATIONAL ENERGY CHARTER
ANNUAL REPORT
2023

Jordanian Acting Chairmanship
of the Energy Charter Conference
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MEMBERS AND OBSERVERS OF THE INTERNATIONAL ENERGY CHARTER

MEMBERS (51)

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MEMBERS (51)

Australia 1991

Bangladesh 2015

Benin 2017

Burkina Faso 2015

Burundi 2015

Cambodia 2015

Canada 1991

Chad 2015

Chile 2015

China 2015

Colombia 2015

EAC 2016

ECCAS 2016

ECOWAS 2015

Eswatini 2015

France 1991

GS Sahel 2016

Gambia 2017

Germany 1991

Guatemala 2016

Guyana 2018

Indonesia 2016

Iran 2016

Iraq 2016

Italy 1991

Kenya 2017

Mali 2017

Mauritania 2014

Morocco 2015

Niger 2015

Nigeria 2017

Pakistan 2005

Palestine 2014

Panama 2017

Poland 1991

Rwanda 2016

Senegal 2015

Serbia 2001

Sierra Leone 2018

South Korea 2015

South Sudan 2021

Syria 2010

Tanzania 2015

UAE 2017

Uganda 2019

USA 1991

Vietnam 2015

INTERNATIONAL ORGANISATIONS WITH OBSERVER STATUS (by decision of the Energy Charter Conference):

Association of Southeast Asian Nations

Black Sea Economic Cooperation

BSEC

CIS Electric Power Council

EAC Electric Power Council

European Bank for Reconstruction and Development

International Atomic Energy Agency

International Energy Agency

International Renewable Energy Agency

Organisation for Economic Co-operation and Development

United Nations Economic Commission for Europe

The World Bank

World Trade Organisation
FOREWORD BY THE ACTING SECRETARY-GENERAL

Brussels, March 2024

In 2023, the Energy Charter Secretariat (Secretariat) continued supporting the efforts to modernise the 1994 Energy Charter Treaty (ECT) and adapt it to contemporary challenges. The Secretariat facilitated several meetings, responded to queries, and participated in public events to promote the understanding of the modernised text of the ECT agreed upon at the Ad Hoc Meeting of the Energy Charter Conference (Conference) on 24 June 2022.

Amongst the projects and initiatives carried out in 2023, it is worth mentioning a joint Secretariat – World Bank report entitled “Enabling Foreign Direct Investment in the Renewable Energy Sector – Reducing Regulatory Risks and Preventing Investor-State Conflicts” released in April 2023. The report explores political risks affecting foreign investments in the renewable power generation sector, the prevalence of investment disputes caused by such risks, and policy options and mechanisms for governments to prevent the disputes. The Secretariat also developed a project proposal to implement the key findings and policy recommendations of the report in participating countries.
Thirteen countries participated in the Secretariat’s flagship publication, the Energy Investment Risk Assessment (EIRA) report, in 2023. The geographical reach of EIRA spans countries in Africa, Asia, the Americas, and Europe. The report covers the latest information on the efforts of countries to reduce risks for foreign investors that emanate from government action. It provides the most recent updates on policy, legal and regulatory developments in the participating countries on a plethora of issues, including supporting the energy transition, environmental protection, the climate-women nexus, most updated sectoral energy targets, power sector reforms, statistics on foreign direct investment (FDI) inflow in the countries, prevention of corruption and transparency initiatives, financial and other incentives granted to energy investors, and investor-state dispute prevention mechanisms.

The sixth edition of the EIRA report was launched on 4 December 2023 in videoconference format with the participation of high-level representatives of governments, international organisations, financial institutions and industry.

The Secretariat undertook two reviews of the energy efficiency policies of the Contracting Parties to the ECT in 2023: (i) In-Depth Review of the Energy Efficiency Policy of Mongolia and (ii) In-Depth Review of the Energy Efficiency Policy of the Hashemite Kingdom of Jordan. It also finalised the work of the task force, established as a part of project, “Cooperation for Restoring the Ukrainian Energy Infrastructure”.

There were limited consolidation, expansion and outreach (CONEXO) activities undertaken in 2023 due to the December 2019 conference decision pausing accession to the ECT. The Secretariat continued cooperation with the Islamic Development Bank (IsDB). It started the preparations for the first joint project between both organisations to develop a special edition of the EIRA report covering five Member States of the IsDB, which the IsDB is financing through a voluntary contribution.

The year was a challenging one for the Secretariat, as it was necessary to restructure the Secretariat as of 1 January 2024, due to a number of Contracting Parties to the ECT withdrawing from the ECT effective as of December 2023. While the budgetary constraints significantly impacted the Secretariat, it supported the Conference as efficiently and effectively as possible and will continue to do so in the coming years.

I would like to express my sincere appreciation to all the delegates from our Contracting Parties for their active involvement and support in the work of the Conference and its subsidiary bodies, especially those serving as officers, in the current challenging circumstances. The Secretariat looks forward to the continued close cooperation with the delegates.

Thank you.

Ms Atsuko Hirose
Acting Secretary-General
/ Deputy Secretary-General
Energy Charter Secretariat
WHO WE ARE

Based on the Energy Charter Treaty (ECT), the International Energy Charter is an intergovernmental organisation whose primary objective is to strengthen the rule of law on energy issues by creating a level playing field of multilateral rules to be observed by all participating governments. The ECT is the world’s only legally binding multilateral instrument establishing a legal framework to promote long-term cooperation in the energy field.

The Energy Charter Conference
The Energy Charter Conference (Conference), which is comprised of the Contracting Parties to the ECT, is the highest governing and decision-making body of the organisation and carries out its duties under the ECT assisted by the Energy Charter Secretariat. The Conference meets at least once a year to review the implementation of the provisions of the ECT through the projects and activities undertaken by the Secretariat. Regular meetings of the Conference’s subsidiary bodies take place at least twice a year.

Energy Charter Secretariat
The Conference is served by the Energy Charter Secretariat, a permanent administrative body based in Brussels, created pursuant to the ECT to assist the Conference. The Secretariat is headed by a Secretary-General, supported by a Deputy Secretary-General, both of whom are appointed by the Conference.

Using this report
The 2023 Annual Report summarises the structure of the organisation and provides a breakdown of the activities and participation throughout the year.

Find out more
Website: energycharter.org
General enquiries: info@encharter.org
Tel: +32 2 775 9800
THE EVOLUTION OF THE ENERGY CHARTER TREATY

The 1991 European Energy Charter
The European Energy Charter is a political declaration of the principles that underpin international energy cooperation based on a shared interest in secure energy supply and sustainable economic development. The European Energy Charter was adopted at the Hague Conference in 1991.

The 1994 Energy Charter Treaty
The Energy Charter Treaty (ECT) and the Energy Charter Protocol on Energy Efficiency and Related Environmental Aspects (PEEREA) were signed in December 1994 and entered into force in April 1998. The ECT was developed on the basis of the European Energy Charter of 1991. While the European Energy Charter was a declaration of political intent to promote East-West energy cooperation, the ECT is a legally binding multilateral instrument, the only one of its kind dealing specifically with intergovernmental cooperation in the energy sector.

The 2015 International Energy Charter
The International Energy Charter is a political declaration which updated the European Energy Charter of 1991. It maps out universal principles aimed at strengthening energy cooperation between the signatory states and does not bear any legally binding obligation or financial commitments. The International Energy Charter was adopted at a Ministerial Conference in The Hague in 2015.

The 2022 Agreement in Principle on Modernisation of the Energy Charter Treaty
In June 2022, the Contracting Parties reached an agreement in principle on the modernisation of the ECT. The agreement in principle represents a political recognition of the successful conclusion of the negotiations of the amendments to the ECT. The draft text was communicated to the Contracting Parties for adoption at the annual meeting of the Energy Charter Conference in 2023. It is expected that the modernisation will align the ECT with the most recent treaty practice and make it instrumental in addressing the new challenges and innovations in the energy sector.
Energy Charter Conference
Acting Chairmanship for 2023: Jordan
Conference Chair: Mr Saleh Al Karabsheh (Jordan)
Conference Vice-Chairs: Ms Amani Al-Azzam (Jordan)
Mr Bayarmagnai Myagmarsuren (Mongolia)

Management Committee
- The Chair of the Conference;
- One representative each from the outgoing and incoming Chairmanships as Vice-Chairs;
- The Chairs of the subsidiary groups;
- Two representatives from the EU and one representative from each non-EU Contracting Party that contributes more than 10% of the budget;
- Up to five Contracting Parties allowing broad geographical representation.

Strategy Group
Chair: Mr Elshan Abdulazimov (Azerbaijan)

Modernisation Group
Chair: Mr Lukas Stifter (Austria)

Legal Advisory Committee
Chair: To be decided ad hoc by the members of the LAC

Implementation Group
Chair: Ms Klara Rakhmetova (Kazakhstan)

Working Group on Governance Issues
Chair: Ms Klara Rakhmetova (Kazakhstan)

Budget Committee
Chair: Mr Christian Bühlmann (Switzerland)

Industry Advisory Panel
Chair: Mr Rafael Cayuela Valencia
Chief Strategy Officer and Corporate Chief Economist at Dow EMEAI
ACTING CHAIRMANSHIP OF THE ENERGY CHARTER CONFERENCE

After the presidency of Mongolia in 2022, the Hashemite Kingdom of Jordan assumed the Acting Chairmanship of the Conference for 2023. The Chairmanship rotates on an annual basis in principle, and each year, a new country assumes the leadership of the highest decision-making body of the International Energy Charter. The responsibilities of the Chairmanship include guiding the Conference throughout the year regarding various topics and activities, as well as chairing the Management Committee, an advisory subsidiary body to the Conference. Towards the end of the year, the Chairmanship hosts the annual session of the Conference. The rotating Chairmanship is an instrument for greater involvement of the Contracting Parties and their governments in the work of the International Energy Charter.

The Secretariat ensures regular consultations with the chairing Contracting Party on matters such as preparation of meetings, coordination of the work of the subsidiary bodies, representation of the organisation and other activities of the International Energy Charter. The Chairmanship allows the host Contracting Party to set out its priorities in relation to international energy cooperation and contribute to the achievement of its national priorities.

Under its Acting Chairmanship of the organisation for 2023, the Hashemite Kingdom of Jordan set out the following priorities:

1) Developing regional electrical interconnection with neighbouring countries to enhance energy security and diversify energy supply options taking into consideration the transit articles, knowledge and models developed by the Energy Charter process over decades.

2) Explore the opportunities offered by new technologies, particularly hydrogen, and develop more cooperation between all conference members in this direction based on the principles of Energy Charter process declarations.

3) Finalise the ECT Modernisation process and facilitate the adoption of the newly amended treaty.

4) Given the modernised Energy Charter Treaty, accelerate the energy transition agenda and shift the energy sector to renewables and other options, also, bolster Public-Private Partnerships and increase the private sector participation in the energy sector projects to meet investments required for energy transition plans.

5) Mitigate the challenges of the Energy Charter process and collective work of all members of the Energy Charter Conference to face the challenges, modernising the work of all the subsidiary bodies and the Secretariat, making them more efficient, and deepening and strengthening communication lines.

6) Promoting the importance of the Energy Charter process and the ECT added value, especially in promoting energy investments, preventing disputes, creating and implementing an active expansion policy towards observer countries and other targeted countries, strengthening partnerships, and developing an effective policy for communicating with various actors in the industry at all levels.
34TH MEETING OF THE ENERGY CHARTER CONFERENCE

The Acting Chairmanship organised the 34th Meeting of the Conference to take place as an event via videoconference on 20 November 2023.

The Meeting was held in two parts and chaired by the Vice-Chair of the Conference, Eng Amani Al Azzam, Secretary-General of the Ministry of Energy and Mineral Resources of the Hashemite Kingdom of Jordan.

The first part of the Statutory Session (open only to Members of the Conference) was mostly devoted to the Budget and Programme of Work for 2024-25 and the proposal for conducting the five-year review under Article 34(7) of the ECT.

The second part of the Statutory Session, which was also open to Observers of the Conference, was dedicated to the report and future outlook of the Secretary-General, as well as the reports of the subsidiary bodies of the Conference and the International Energy Charter Industry Advisory Panel (IAP).

ENERGY CHARTER AWARD

The Energy Charter Award, introduced in 2013, is an annual award given to individuals or entities in recognition of their deep involvement and valuable contribution to the works of the International Energy Charter.

The 2023 winners of the Award were two Chairs of subsidiary bodies – Ms Klara Rakhmetova, Chair of the Working Group on Governance Issues as well as the Chair of the Implementation Group, and Mr Christian Bühlmann, Chair of the Budget Committee – for their role in developing and advancing the agenda of the International Energy Charter.
SUBSIDIARY BODIES

STRATEGY GROUP

The Strategy Group was established by the Conference in 2009 to allow the Members and Observers of the ECT to evaluate new challenges arising in the energy sector, and to consider novel ways of responding to these within the context of the work of the International Energy Charter.

The Strategy Group convened twice for ordinary meetings in 2023, on 17 April and 18 September. The meetings were held in an online format and were chaired by Mr Elshan Abdulazimov (Azerbaijan).

Discussions in the Strategy Group in 2023 continued on a few issues concerning the implementation of the Conclusions of the 2019 Review under Article 34(7) of the ECT, including the recommendations of the International Public Audit. The delegates discussed and recommended for approval by the Conference (i) the Chairmanship Handbook, (ii) the document compiling the rights, obligations, roles, benefits and responsibilities of Contracting Parties, Signatories and Observers, and (iii) the document describing the roles at the different levels of governance of the organisation: the Conference, the Chairmanship, the Management Committee, the Secretariat and the subsidiary groups. The Group decided to postpone the discussion on the re-assessment of the consolidation, expansion and outreach (CONEXO) policy to a later stage.

The Group also discussed the observership status of the CIS Power Council and recommended to the Conference to remove the CIS Electric Power Council from the membership of the International Energy Charter Industry Advisory Panel (IAP), provided, however, that non-Russian/ non-Belarusian members of the CIS Electric Power Council will be allowed to remain as individual IAP members if they so wish.

In both meetings, the Acting Chairmanship presented its priorities and provided some updates regarding the implementation to the delegates.

In order to optimise the work of the Conference’s subsidiary bodies, in October 2023, the Conference decided to dissolve the Strategy Group and to transfer its activities to the Implementation Group effective from 1 January 2024.
MODERNISATION GROUP

On 6 November 2019, the Conference established and mandated the Modernisation Group to start negotiations on the modernisation of ECT, with a view to concluding the negotiations expeditiously, and invited the Modernisation Group to report on progress made in fulfilling the negotiations mandate.

At its Ad Hoc Meeting on 24 June 2022, the Conference confirmed the agreement in principle on the modernisation of the ECT. The Public Communication explaining the main changes contained in the agreement in principle was published on the International Energy Charter website.

According to the Programme of Work, the Modernisation of the ECT was considered as priority in 2023. The Modernisation Group held two formal meetings online, chaired by Mr Lukas Stifter (Austria), Chair of the Group, to discuss questions regarding the adoption of the draft conference decisions on the modernisation of the ECT.

During 2023, the Secretariat participated in several events related to the modernisation of the ECT: January, in London, at the Annual General Meeting of the Energy Arbitration Club; March, in Paris, at a conference organised during the Paris Arbitration Week; April, in London, at the event organised by the British Institute of International and Comparative Law; and June, in Madrid, at the event held by Club Espanol del Arbitraje.
IMPLEMENTATION GROUP

The Implementation Group convened twice in 2023, on 18 April and 21 September chaired by the Group’s Chair, Ms Klara Rakhmetova (Kazakhstan). The discussions at the Implementation Group in 2023 focussed on investments in the energy sector, transit and energy security, and energy efficiency.

The Implementation Unit of the Secretariat launched the EIRA 2023 report on 4 December 2023. In line with previous Conference decisions, EIRA 2023 was prepared based on the updated EIRA scope, methodology and questionnaire that the Conference approved on 2 May 2022 after three years of intensive deliberations.

EIRA 2023 guides governments in adopting best practices and designing an enabling environment for investment inflows. At the same time, it informs the investor community about the most recent legal and regulatory changes made by governments in the energy sector.

To guarantee the quality of the country profiles that have become more research and time-intensive with the new scope and methodology, the Implementation Group limited the number of participating countries in EIRA 2023 to 13. The geographical reach of EIRA spans countries in Africa, Asia, the Americas, and Europe. Guatemala volunteered for the EIRA report for the first time in 2023, while the remaining 12 countries were recurrent participants. In line with the updated scope of EIRA, the 2023 report includes the participating countries’ information on environmental protection, human rights, and gender, as well as countries’ efforts in achieving the transition to clean energy.

The Implementation Group also presented the report “Enabling Foreign Direct Investment in the Renewable Energy Sector: Reducing Regulatory Risks and Preventing Conflicts” jointly prepared by the Secretariat and the World Bank and the policy recommendations contained in the report. The delegates were also appraised of the Secretariat’s project proposal to implement the key findings and policy recommendations in the report and invited to volunteer for pilot projects in their countries. The project would provide technical assistance to participating countries, helping the countries to establish investor-state conflict prevention tools and mechanisms. The proposal included specific steps, sets of activities, required funding and deliverables to achieve this aim.

In order to optimise the work of the Conference’s subsidiary bodies, in October 2023, the Conference decided to rename the Implementation Group as the “Strategy and Implementation Group,” and for such Group to undertake additional functions previously handled by the Strategy Group, effective from 1 January 2024.

Ms Klara Rakhmetova,
Chair of the Implementation Group
WORKING GROUP ON GOVERNANCE ISSUES

In 2023, the Working Group on Governance Issues held two ordinary and two extraordinary meetings. The meetings were held online and chaired by the Working Group’s Chair, Ms Klara Rakhmetova (Kazakhstan).

The Working Group revised the structure of the Secretariat to be effective as of 1 January 2024, recommended additional changes to the Rules of Procedure of the Conference (including the concept of Acting Chairmanship and a provision regarding withdrawal or suspension of Observer status by invitation), discussed further reduction of the subsidiary groups of the Conference and the conduct of the five-yearly Review in 2024 in accordance with Article 34(7) of the ECT.

The Working Group was productive and fulfilled its objectives, so it was dissolved by the Conference with effect from 1 January 2024, acknowledging the successful completion of its mandate.

BUDGET COMMITTEE

The Budget Committee held three regular and two extraordinary meetings in 2023. All meetings took place online. The meetings were chaired by Mr Christian Bühlmann (Switzerland), its Chair since December 2019. The position of vice-Chair remained vacant in 2023 despite the calls for nomination.

In 2022 – 2023, seven Contracting Parties announced their intention to withdraw from the ECT, of which four officially notified their withdrawal from ECT to the Depository. These withdrawals will become effective at the end of 2023 for three Contracting Parties and in June 2024 for the fourth one.

Additionally, the announced coordinated withdrawal of a significant part of the Contracting Parties may further affect the financial situation of the Secretariat.

The Secretariat benefits from a substantial General Reserve Fund standing at 60% of an annual expenditure at its level of 2023 or 100% of an annual expenditure at its level of the proposed Budget 2024. While the Secretariat is thus able to operate on this basis for several years, the current Budget is not financially sustainable in the medium to long term.

The announced and officially notified withdrawals of several Contracting Parties to the ECT have affected the available Budget for 2024-2025 by causing it to be drastically decreased, thus triggering the need to reduce the size of the Secretariat and to reorganise it, as approved by the Conference in July 2023 (CCDEC202310).

Several additional pending announcements of intention to withdraw create the need for close monitoring of the Budget, with the potential for its further revision.

As regular matters, the Budget Committee also discussed and approved the following:

- the final implementation of the Programme of Work 2022 and the implementation of the Programme of Work 2023;
the final implementation of the Budget 2022 and the implementation of Budget 2023;
the collection of contributions in 2022 and 2023;
the outstanding contributions of the Russian Federation for the years 2010 to 2014;
the Financial Statements and the Auditor’s report for the year 2022;
the preparation of the draft Programme of Work for 2024-2025;
the preparation of the draft Budget for 2024-2025.

Aside from regular items for discussion, the Committee still needs to consider the status of the outstanding contributions from the Russian Federation, since discussions on the matter have been postponed.

MANAGEMENT COMMITTEE

On 30 September 2021, the Conference established the Management Committee and approved its Terms of Reference (ToR). On 10 October 2022, the provisions pertaining to the Management Committee were further incorporated into the updated Rules of Procedure of the Conference. According to Article 4 of the ToR, the Management Committee shall provide its opinion and/or proposal and/or recommendation to the Conference and/or Chair of the Conference on any question or issue within its competence. The Management Committee should be composed of:

• The Chair of the Conference;
• One representative of each the outgoing and incoming Chairmanships as Vice-Chairs;
• The Chairs of the subsidiary groups;
• Two representatives from the EU and a representative from each non-EU Contracting Party that contributes more than 10% of the budget;
• In addition, up to five Contracting Parties allowing different geographical representation.

Contracting Parties could nominate their representative to this body, who will be confirmed/elected by the Conference by consensus, for a 3-year term. The composition should take into account regional balances in order to maintain and raise the awareness of all Contracting Parties toward ECT, and to ensure the effectiveness of the Committee’s work.

In 2023, the Management Committee held two meetings. In line with Article 3 of the Management Committee’s ToR, the Members of the Conference were informed of the main conclusions reached at the meetings of the Management Committee.

LEGAL ADVISORY COMMITTEE

The Legal Advisory Committee is appointed on an ad hoc basis by the Conference. The Chair of the Legal Advisory Committee, with assistance from the Secretariat, is responsible for conducting the work of the Advisory Committee and reporting to the Conference Chair or Working Group Chair on the results, as appropriate. The Legal Advisory Committee consists of experts from delegations desiring to participate, with the goal of having representatives of different legal systems present.

The Legal Advisory Committee meets at the request of the Conference Chair or a Working Group Chair and is assigned specific tasks. These tasks may include the review of the text of provisions and articles already agreed upon by the Charter Conference or a Working Group and legal advice on matters put forth to the Legal Advisory Committee by the Conference Chair or by the Chair of a Working Group.

The Chair of the Legal Advisory Committee is decided ad hoc by the members of the Legal Advisory Committee.
INTERNATIONAL ENERGY CHARTER INDUSTRY ADVISORY PANEL (IAP)

The IAP is the expert consultative body to the Conference, providing policy advice on energy investment and the functioning of energy markets from energy companies, international business associations, and financial institutions.

The revised Terms of Reference of the IAP and the renewed mandate up to 2024 were approved by the Conference (CCDEC 2019 15).

Currently, the IAP has 66 members representing energy companies, international and industry associations, intergovernmental institutions and individuals spanning 32 countries, and which operate in fields such as exploration, production, generation, transmission, distribution, finance, equipment, services, technology and consultancy.

On 18 September 2023, the IAP and the Alliance for Industry Decarbonization (AFID) of the International Renewables Agency (IRENA) held a joint roundtable, “Strategies and technological solutions for achieving carbon emissions reduction under the -1.5 C° scenario,” organised by the Secretariat as a side event at Climate Week NYC 2023.

This hybrid event, hosted by Eni in New York, USA, was attended in person and online by over 120 participants, including the IAP members, representatives of governments, industry, international organisations, financial institutions, investment companies, research centres, and business associations.
CONFLICT PREVENTION AND DISPUTE SETTLEMENT

The International Energy Charter is one of the leading actors in the development of investment mediation. Its 2016 Guide on Investment Mediation and the 2018 Model Instrument on Management of Investment Disputes are referenced as two basic tools at different international forums, such as the United Nations Commission on International Trade Law (UNCITRAL).

In 2023, the Conflict Resolution Centre continued facilitating access to the travaux préparatoires of the ECT and providing neutral, independent legal advice and assistance in conflict prevention and dispute resolution, including good offices for governments and companies.

In addition, members of the Legal Affairs team spoke on investment mediation and conflict prevention at several webinars and conferences, including a panel on “Energy disputes resulting from the transition to a green economy” at the 39th public conference of the Investment Treaty Forum (ITF) in London in April.

The Conflict Resolution Centre maintained and updated the user-friendly website with unique and interconnected information on cases, ECT provisions, enquiry points (to which requests for information about national laws and regulations may be addressed) and the negotiations on the modernisation of the ECT. The general website of the International Energy Charter was also updated with relevant information of a legal nature, such as the denial by the United Kingdom and Germany of advantages under Article 17(2) of the ECT, as well as the withdrawals of Germany, France and Poland from the ECT in December 2023.
As of 1 December 2023, the Secretariat is aware of 162 investment arbitration cases instituted under the ECT (sometimes invoked together with a bilateral investment treaty). Since parties to investment arbitration under Article 26 of the ECT are not obliged to notify the Secretariat of the existence or substance of their dispute, some awards (and even the existence of some proceedings) remain confidential. The Secretariat compiles information (which cannot be considered exhaustive) from delegates and public sources (including specialised reporting services). The Secretariat assumes no responsibility for eventual errors or omissions in this data and welcomes any additional information or clarification on specific cases (at legalaffairs@encharter.org). More detailed statistics are available at https://www.energychartertreaty.org/cases/statistics.

Outcome of Final Awards (91), Including (4) Settlement Agreements Embodied in Awards

- 49%: Breach of the ECT but no damages awarded (3)
- 25%: Breach of the ECT and damages awarded (44)
- 13%: Manifest lack of legal merit – Rule 41(5) ICSID Arbitration Rules (1)
- 5%: Alternative ECT claim dismissed (1)
- 3%: Settlement agreement embodied in an award (4)
- 1%: Manifest lack of legal merit – Rule 41(5) ICSID Arbitration Rules (1)
- 1%: No jurisdiction (12)
- 3%: Breach of the ECT but no damages awarded (3)

* Having found the State liable under another international agreement, the tribunal dismissed an alternative claim under the ECT.

International Energy Charter helps ease investment conflicts and disputes 1998-2022

- Regulatory predictability and rule of law
  - Energy Charter Treaty
  - Best practices in Regulatory Reform
  - Energy Investment Risk Assessment (EIRA)

- Conflicts
  - Helping tools: prevention measures and Model Instrument on Management of Investment Disputes

- Disputes
  - Conflict Resolution Centre provides good offices and support for negotiations and mediation (Guide on Investment Mediation)

- Arbitral proceedings under Article 26 ECT
  - Some cases are discontinued, withdrawn, or settled

- Awards rendered
  - Some cases lack jurisdiction or legal merit
  - Breaches found and damages awarded

- In 44 cases, including 3 cases in which investors renounced their right to collect damages

- 162 cases, including 11 settled

- 91 cases, including 4 settlement agreements embodied in awards

Number of Arbitration Cases Under the ECT: 162 cases

- 2001: 2 cases
- 2002: 0 cases
- 2003: 2 cases
- 2004: 1 case
- 2005: 6 cases
- 2006: 4 cases
- 2007: 4 cases
- 2008: 3 cases
- 2009: 3 cases
- 2010: 4 cases
- 2011: 4 cases
- 2012: 16 cases
- 2013: 12 cases
- 2014: 30 cases
- 2015: 12 cases
- 2016: 8 cases
- 2017: 8 cases
- 2018: 7 cases
- 2019: 7 cases
- 2020: 10 cases
- 2021: 10 cases
- 2022: 5 cases
- 2023: 0 cases
51 cases are still pending and in some of the cases, there is no publicly available information on the exact amounts claimed and/or awarded; one case involves more than one form of energy source.

In six cases, it has not been possible to identify particular energy sources.

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### Distribution of Arbitration Cases Under the ECT by Energy Sources Involved: (162 cases*)

<table>
<thead>
<tr>
<th>Energy Source</th>
<th>Total Damages Claimed</th>
<th>Total Damages Awarded</th>
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<tbody>
<tr>
<td>Fossil Fuels</td>
<td>approx. EUR 13 billion + the Yukos cases (EUR 87 billion)</td>
<td>approx. EUR 1 billion + the Yukos cases (EUR 40 billion)</td>
</tr>
<tr>
<td>Renewables</td>
<td>approx. EUR 23 billion</td>
<td>approx. EUR 1.3 billion</td>
</tr>
<tr>
<td>Nuclear</td>
<td>approx. EUR 4.5 billion</td>
<td>approx. EUR 74 million</td>
</tr>
<tr>
<td>N/A</td>
<td>approx. EUR 550 million</td>
<td>0</td>
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</tbody>
</table>

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### Excluding tax gross-up and interest on damages claimed and awarded.

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**ANNUAL REPORT 2023**
CONSOLIDATION EXPANSION OUTREACH (CONEXO)

As it was the case in 2020-22, the majority of the Secretariat’s work related to CONEXO during 2023 was focused on preparing documents for the finalisation of the review of the CONEXO policy, as stipulated in the Conclusions of the Review of the ECT under Article 34(7) in 2019, in view of the Conference decision in December 2019 to institute a pause of new accessions to the Energy Charter Treaty (ECT) and to limit CONEXO activities.

In line with CONEXO policy objectives, the Secretariat reached out to the Organisation of Petroleum Exporting Countries (OPEC), and a technical meeting was organised in June 2023 with a view to exploring potential cooperation.

To strengthen ties with other international organisations, the Secretariat conducted a mission to the United Arab Emirates (UAE) to participate in the International Renewable Energy Agency (IRENA)’s General Assembly meetings and Abu Dhabi Sustainability Week. In the margins, the Secretariat delegation met with officials from UAE, Jordan, Nigeria, Mauritania, the Gambia, Indonesia, Senegal, and Djibouti.

The Secretariat also continued cooperation with the Islamic Development Bank (IsDB). It started the preparations for the first joint project between both organisations to develop 5 Energy Investment Risk Assessment (EIRA) profiles for five member countries of the IsDB financed by voluntary contribution from the IsDB.

In addition, the Secretariat maintained strong contacts with Economic Community of West African States (ECOWAS) and its member states and continued a discussion to explore further cooperation opportunities, based on the record of joint activities implemented in the previous years.

King Abdullah Mosque, Amman, Jordan
ENERGY INVESTMENT RISK ASSESSMENT (EIRA)

In 2023, the Secretariat released the sixth edition of its flagship EIRA report, which evaluates risks to energy investment that can be mitigated through adjustments to policy, legal and regulatory frameworks.

The EIRA report represents a one-of-a-kind effort of the International Energy Charter to guide governments in making their legal and regulatory frameworks resilient, mobilising investment in clean energy technologies and solutions and increasing their preparedness for the energy transition.

At the same time, EIRA 2023 aims to offer the investor community information on the latest developments in the energy sector of the participating countries, including their policy targets, revisions to legal and regulatory frameworks, and incentives offered to facilitate investments in clean energy technologies. The report’s eventual goal is to aid global efforts to accelerate clean energy access.

Notably, the updated scope of EIRA reflects the commitments made by countries under the Paris Agreement and the global efforts to combat climate change. It assesses whether countries have taken – or are taking – policy, legal and regulatory measures to build resilient energy systems and achieve the energy transition considering environmental, gender and corporate social responsibility issues.

EIRA 2023 also analyses the implementation of policy targets in these areas. It includes more detailed information on policy monitoring and evaluation mechanisms to assess whether countries are on track to achieving their policy objectives in the energy sector.

Given the critical importance of public accountability in policy implementation, EIRA 2023 covers anti-corruption issues and transparency in public procurement processes. Through a new sub-indicator, there is added emphasis on steps being taken to liberalise electricity markets, promote competition, and make the power sector financially attractive for potential investors.

Finally, EIRA has expanded its scope in evaluating the rule of law. It now also assesses governmental efforts to establish dispute prevention policies and early warning mechanisms and address investor grievances before they precipitate into full-scale disputes. On property rights, the EIRA report covers in more detail issues of indirect expropriation, evaluation of compensation and interest in the case of compulsory expropriation of property, and access to political risk insurance, among others.

On 4 December 2023, the International Energy Charter launched EIRA 2023 in an online event. The Secretary-General, Mr Guy Lentz, presented the publication to the audience.

High-level representatives of governments, international organisations, financial institutions and the industry attended the event. Senior government officials who made an address during the event were Eng Shorouq Abdel Ghani, Director of Planning and Organisational Development in the Ministry of Energy and Mineral Resources of the Hashemite Kingdom of Jordan, Mr Constantin Borosan, State Secretary for Energy of the Republic of Moldova, and Mr Charles K. Kalinda, Head of Policy and Planning, Ministry of Infrastructure of the Republic of Rwanda.
Speakers on the ‘views from institutions and industry’ panel expressed their opinions on the issues covered by EIRA. The panellists included Mr Paul Appleby, Chief Insights Officer of the World Energy Council and Mr Nunzio Peleggi, Managing Director of Business Development Renewables at DNV.

The Secretariat expresses its gratitude to those who contributed to the launch of EIRA 2023, the governments that participated in the report, and the external contributors who shared their expertise during its development.

A website dedicated to EIRA was launched in 2019. It offers extensive and updated data on the evolving regulatory regimes of the participating countries. It projects the year-on-year trajectory of each country on different EIRA parameters, provides detailed information for each question on the EIRA questionnaire, and includes an online library of over 1,900 primary legal documents.

Visit the EIRA website and download the #EIRA2023 publication.
Following the request from Ukraine for cooperation among the Members of the Conference to restore Ukrainian energy infrastructure, the new project, “Cooperation for Restoring the Ukrainian Energy Infrastructure,” was created, and a Task Force was established on 1 August 2022, as part of the project.

The project, which was supported by a voluntary contribution from the European Union, invited two groups of secondees from the Ukrainian Government to the Secretariat as members of the Task Force, each group for the duration of six months. The general objective was to assist the Government of Ukraine in the cost-effective restoration of energy infrastructure, taking the clean energy transition into account while ensuring energy security. It included the following objectives:

a) Assess the state of pre-war energy infrastructure in Ukraine.

b) Undertake a sectoral damage assessment.

c) Identify the coping mechanisms implemented to manage the energy crisis.

d) Assess the level of investment needed to restore damaged Ukrainian energy infrastructure.

e) Assist in developing an action plan for the restoration of damaged energy infrastructure while taking into account the objectives of clean energy transition and energy security.

f) Co-organise public events related to the post-war restoration of the energy infrastructure.

g) Undertake missions to Ukraine and other missions related to the scope of proposed deliverables.

The Task Force assessed the state of pre-war energy infrastructure in Ukraine using statistical information and data provided by the Ministry of Energy of Ukraine and Ukrainian state-owned energy sector companies. The Task Force prepared six Damage Assessment reports which are available on the International Energy Charter website.

With the return of the second group to Ukraine, the project is now completed, having produced deliverables as listed below, and some of the activities initiated by the Task Force are being continued with the involvement of the Ukrainian Government.

- Development and regular update of the “Ukrainian Energy Sector Evaluation and Damage Assessment” reports;
- Development and regular update of the Coordination Matrix of activities related to the restoration of the Ukrainian energy infrastructure;
- Establishing and regularly conducting Coordination Meetings with the participation of the representatives from the Ukrainian Ministries, foreign governments, international organisations, NGOs and think-tanks. The Coordination Meetings aimed to have efficient coordination of all current and future activities related to the restoration of the Ukrainian energy infrastructure;
- Development and regular update of “Report on Key Legislative Changes Addressing the Negative Impact of the War and the Energy Crisis Related to the Damaged Energy Infrastructure In Ukraine”;
- Conducting webinar, “Legal Tool For Protection Of Ukrainian Energy Companies From Russian Military Hostilities”; and
- Contribution to the development of the Ukraine Recovery Plan and providing recommendations to the Government of Ukraine on the post-war recovery and synchronisation of energy strategies.
## JANUARY 2023

### Jordan assumes the Acting Chairmanship of the Energy Charter Conference for 2023

As of 1 January 2023, the Hashemite Kingdom of Jordan assumed the Acting Chairmanship of the Energy Charter Conference for one year. The Conference works on an annually rotating basis, and each year a new country takes over leadership to direct the highest decision-making body of the International Energy Charter.

### Secretary General attended the Thirteenth Session of the International Renewable Energy Agency (IRENA) Assembly in Abu Dhabi

Mr. Guy Lentz, the Secretary-General, participated in the 13th Session of the International Renewable Energy Agency (IRENA) Assembly which took place in Abu Dhabi from 13 to 15 January 2023.

The IRENA Assembly brings together Heads of State/Government, Ministers and energy decision-makers among its Membership and States-in-Accession, as well as multilateral organisations, global stakeholders and private actors to take stock of operational plans and policies and highlight the concerted action undertaken to implement the energy transition across countries, regions, and the world.

### The Secretariat holds the Fourth Coordination Meeting for Restoring the Ukrainian Energy Infrastructure

On 19 January 2023, the UA Task force members established within the Energy Charter Secretariat under the project, “Cooperation for Restoring the Ukrainian Energy Infrastructure,” held the Fourth Coordination Meeting.

The meeting gathered representatives of the Ministry of Energy of Ukraine and European Commission, German-Ukrainian Energy Partnership, Japan International Cooperation Agency, Ukrainian NGOs and think tanks, and other stakeholders. The event was opened by Secretary General Mr Guy Lentz and Deputy Director General of the Directorate for Strategic Planning and European Integration, Mr Oleksandr Tarasenko.

### The Ambassador of the Kyrgyz Republic pays a courtesy visit to the Secretariat

On 24 January 2023, H.E. Mr Aidit Erkin, the newly appointed Ambassador Extraordinary and Plenipotentiary of the Kyrgyz Republic to the Kingdom of Belgium and Head of the Mission to the European Union, visited the Energy Charter Secretariat to meet with the Secretary-General Mr Guy Lentz and the Deputy Secretary-General Ms Atsuko Hirose.
Secretariat thanks five Ukrainian Seconded Experts for their contribution to the project “Cooperation for Restoring the Ukrainian Energy Infrastructure”
The Secretary-General, Mr Guy Lentz, expressed sincere gratitude to five Ukrainian experts for their dedication to the work of the Task Force established within the project “Cooperation for Restoring the Ukrainian Energy Infrastructure”, and congratulated them on the successful completion of secondment programmes at the Energy Charter Secretariat.

FEBRUARY 2023

The Secretariat Welcomes Three Ukrainian Seconded Experts
On 9 February 2023, the Secretary-General, Mr Guy Lentz, welcomed the three Ukrainian secondees to the Energy Charter Secretariat (ECS) and outlined the planned activities of the Task Force established within the project “Cooperation for Restoring the Ukrainian Energy Infrastructure” for the next six months.

Clarifications on the resolution of the European Parliament on the outcome of the modernisation of the Energy Charter Treaty
On 14 February 2023, the Secretary-General communicated to the European Parliament several clarifications to the resolution of the Parliament on the outcome of the modernisation of the Energy Charter Treaty (ECT).

MARCH 2023

Representative of the Jordanian Acting Chairmanship visits the Secretariat
On 14 March 2023, Engineer Shorouq Abdel Ghani, Director of the Planning and Organisational Development Directorate of the Ministry of Energy and Mineral Resources of the Hashemite Kingdom of Jordan, accompanied by Mr Moatasem Al Basheer from the Jordanian Embassy in Brussels, visited the Energy Charter Secretariat to meet with the Secretary-General Mr Guy Lentz and the Deputy Secretary-General, Ms Atsuko Hirose.

Secretary-General addresses Belgium’s House of Representatives
On 28 February, Secretary-General Lentz attended a meeting at the House of Representatives of the Belgian Federal Parliament at the invitation of the Committee on Energy, Climate and Environment. In his intervention on the proposed motion for resolution on the Energy Charter Treaty (ECT) before the House of Representatives, the Secretary-General clarified the outcome of the negotiations on the modernisation of the ECT and the implications of postponing the adoption of the proposed text.
The Secretariat holds the Coordination Meeting for Restoring the Ukrainian Energy Infrastructure

On 24 March 2023, the UA Task force members established within the Energy Charter Secretariat under the project, “Cooperation for Restoring the Ukrainian Energy Infrastructure” held the Fifth Coordination Meeting.

The meeting gathered representatives of the Ministry of Energy of Ukraine, the European Commission, the Danish Energy Agency, the Embassy of the United Kingdom in Ukraine, the Energy Community Secretariat, the German-Ukrainian Energy Partnership, the Japan International Cooperation Agency, the United Nations Economic Commission for Europe (UNECE), Ukrainian NGOs and think tanks, and other stakeholders.

The Delegation led by the Deputy Speaker of the Parliament of Uganda pays a courtesy visit to the Secretariat

On 30 March 2023, the Ugandan Parliament’s Delegation led by Honourable Thomas Tayebwa, Deputy Speaker of the Parliament and comprised of the Chairmen of several Committees and members of the Parliament, visited the Energy Charter Secretariat (ECS) to meet with the Secretary-General, Mr Guy Lentz and the Deputy Secretary-General, Ms Atsuko Hirose. Several ECS staff members also participated in the meeting.

APRIL 2023

Ukrainian Task Force contributes to G7+ Coordination Group

On 13 April 2023, the Ukrainian Task Force, established within the Energy Charter Secretariat under the project “Cooperation for Restoring the Ukrainian Energy Infrastructure”, was invited to present its activities to the G7+ Coordination Group. Following the suggestions of the European Commission, voiced during the Fifth Ukrainian Task Force Coordination Meeting, held on 24 March 2023, the Ukrainian Task Force was invited to present its activities and its Coordination Matrix at G7+ Coordination Group meeting. The Coordination Matrix represents the results of the regularly updated mapping of Ukrainian and International organisations’ activities related to the restoration of Ukrainian energy infrastructure.

Reducing Regulatory Risks and Preventing Investor-State Conflicts in the Renewable Energy Sector

The Secretariat, together with the World Bank Group, has completed a joint report entitled “Enabling Foreign Direct Investment in the Renewable Energy Sector Reducing Regulatory Risks and Preventing Investor-State Conflicts”.

The report has been extensively peer-reviewed by senior experts of the World Bank Group, the Multilateral Investment Guarantee Agency (MIGA), the International Finance Corporation (IFC), the International Energy Charter Industry Advisory Panel, the Deputy Business Ombudsman of Ukraine and the Energy Commission of Nigeria. It has also received financial support from the Government of the United Kingdom, the European Commission and the African, Caribbean and Pacific Group of States (ACP).
Ukrainian Task Force contributes to the Conference “European Energy Security: One Year into Russia’s war in Ukraine”

On 19 April 2023, the Task Force, established within the Energy Charter Secretariat under the project “Cooperation for Restoring the Ukrainian Energy Infrastructure”, was invited to present the results of its activities and contribute to the Conference “European Energy Security: One Year into Russia’s war in Ukraine”, held in Warsaw, Poland.

May 2023

The Secretariat Welcomes Jordanian Seconded Expert


Jordanian seconded expert will contribute to the development of the report from the Energy Charter Secretariat in Brussels, Belgium.

Renewable energy investors continue to rely on treaty protection: updated statistics on Investment cases under the ECT

The Energy Charter Secretariat has released a new issue of statistics on investment arbitration cases under the Energy Charter Treaty (ECT). This updated edition includes additional data and important insights on the recent trends in investment arbitration under the ECT.

June 2023

Secretary-General Lentz Participates in the Baku Energy Week

On May 31 – June 2, Secretary-General Lentz, upon the invitation of H.E. the Minister of Energy of the Republic of Azerbaijan, participated in the Baku Energy Week. This event, held on a regular basis, included the Baku Energy Expo and the 28th Baku Energy Forum, and attracted over 300 participants representing an array of energy-related businesses, state regulators, analysts and scholars.

Secretary-General Lentz attended the high-level opening ceremony of the Baku Expo inaugurated by H.E. the President of the Republic of Azerbaijan and then participated as one of the key speakers at the Energy Forum contributing to the plenary panel discussions on the new energy order in the transition period.
Secretary-General Lentz Holds Bilateral Meeting at the Ministry of Energy of the Republic of Azerbaijan

In conjunction with his attendance of the Baku Energy Energy Week, Secretary-General Lentz met with H.E. Mr Parviz Shahbazov, the Minister of Energy of the Republic of Azerbaijan.

The parties have elaborately discussed the current state of affairs in the finalized modernization of the Energy Charter Treaty, touching upon the confluence of factors which will drive the dynamics and foreseethe strategy pertinent to the shaping of the Treaty’s future including those related to potential expansion opportunities.

Secretary-General Lentz referred to and welcomed the active role of the Republic of Azerbaijan in the Energy Charter Process, including its past chairmanship and contribution to the modernization of the Treaty and endorsed maintaining the current level of efforts on the part of the country in supporting the work of the Conference and the subsidiary bodies thereof.

 Secretary-General Lentz Holds Meeting with the Minister of State of Pakistan

On June 1, 2023, on the margins of the Baku Energy Forum, Secretary-General Lentz held a meeting with H.E. Dr Musadik Malik, the Federal Minister of State for Energy of the Islamic Republic of Pakistan.

The parties had a very engaging discussion centered on and driven by the interest of Pakistan in the particularities, process, outcome and prospects of the modernization of the Energy Charter Treaty.

JULY 2023

Deputy Secretary-General speaks at Tbilisi Women’s International Conference on “Transformation and Transition”

On 1 July 2023, Deputy Secretary-General Ms. Atsuko Hirose participated as a speaker in the Tbilisi Women’s International Conference under the theme of “Transformation and Transition,” at the invitation of the President of Georgia, Her Excellency Ms. Salome Zourabichvili.

Ms. Atsuko Hirose took part in the panel “Caspian and Black Sea Connectivity – Energy and Transport Corridors.” She spoke on the Energy Charter Treaty’s role in protecting and promoting investments in energy, especially much-needed private investments in the renewable energy sector, which is crucial in the current period of energy transition. She emphasised that the Energy Charter Treaty is the only multilateral treaty dealing at length with energy transit issues, which are important for both the Caspian and the Black Sea regions.

Deputy Secretary-General appointed Goodwill Ambassador for World Bank’s “Law Societies’ Compact & Forum for SDG 16”

At the invitation of the World Bank, Deputy Secretary-General Ms. Atsuko Hirose has been appointed a Goodwill Ambassador for the World Bank’s Law Societies’ Compact & Forum for SDG 16. She will be serving a three-year term from 1 July 2023.

The Compact & Forum is an initiative co-launched by the World Bank Legal Vice Presidency and the Law Society of England and Wales. It was founded on the common understanding that lawyers should play a role in promoting and ensuring good development
outcomes by advocating for the rule of law and access to justice across the world. The American Bar Association, the French National Bar Council, the Inter-American Bar Association, Law Asia, and the International Bar Association are among the members of the Compact & Forum.

Secretariat thanks three Ukrainian Seconded Experts for their contribution to the project “Cooperation for Restoring the Ukrainian Energy Infrastructure”

On 24 July 2023, Secretary-General, Mr Guy Lentz, and the Deputy Secretary-General, Ms. Atsuko Hirose, expressed gratitude to three Ukrainian experts for their dedication to the work of the Task Force established within the project “Cooperation for Restoring the Ukrainian Energy Infrastructure,” and congratulated them on the successful completion of secondment programmes at the Energy Charter Secretariat.

SEPTEMBER 2023

International Energy Charter Industry Advisory Panel and Alliance for Industry Decarbonization holds a joint roundtable discussion on decarbonisation

On 18 September 2023, the International Energy Charter Industry Advisory Panel (IAP) and the Alliance for Industry Decarbonization (AFID), held a joint roundtable “Strategies & technological solutions for achieving carbon emissions reduction under the -1.5 °C scenario,” organised by the Energy Charter Secretariat as a side event at Climate Week NYC 2023.

This hybrid event, hosted by Eni in New York, USA, was attended in person and online by over 120 participants, including the IAP members, representatives of Governments, industry, international organisations, financial institutions, investment companies, research centres, and business associations.

The event participants were welcomed by Ms Atsuko Hirose, Deputy Secretary-General of the Energy Charter Secretariat, who emphasised the role of the Energy Charter in promoting the private sector investments in the energy sector needed to meet the enormous cost of decarbonisation; Mr Marco Margheri, Head of USA International Relations Office, Eni, who focused on the need for partnerships and collaboration among various stakeholders; and Mr Rafael Cayuela, the IAP Chair and Chief Strategy Officer & Corporate Chief Economist at Dow EMEAI, who referred to the “Code Red” for the humanity as stressed by the UN Secretary-General and the need to scale up the available technology urgently.
OCTOBER 2023

Secretariat thanks seconded expert for the contribution to the In-depth Energy Efficiency Report


Visit of the Ambassador and the Deputy Chief of Mission of the Kyrgyz Republic

On 12 October 2023, H.E. Mr. Aidit Erkin, Ambassador Extraordinary and Plenipotentiary of the Kyrgyz Republic to the Kingdom of Belgium and the Head of the Permanent Mission to the European Union, and Mr. Kairat Tursunkulov, the Deputy Chief of Mission, visited the Energy Charter Secretariat and met with the Deputy Secretary-General Ms. Atsuko Hirose.

The Deputy Secretary-General provided updates on the recent developments related to the Energy Charter Treaty. The parties discussed the future cooperation between the Kyrgyz Republic and the Energy Charter Secretariat given the strategic importance of energy in the Central Asian region and globally.

NOVEMBER 2023

The 34th Meeting of the Energy Charter Conference held under the Chairmanship of Jordan

On 20 November 2023, more than 22 Contracting Parties to the ECT convened online for the 34th Meeting of the Energy Charter Conference, the governing and decision-making body for the Energy Charter Process.

The Meeting was held in two parts chaired by the Vice-Chair of the Conference, Eng Amani Al Azzam, Secretary-General, Ministry of Energy and Mineral Resources of the Hashemite Kingdom of Jordan.

The first part of the Statutory Session (open only to Members of the Conference) was mostly devoted to the budget and programme of work for 2024-25 and the proposal for conducting the 5 yearly review under Article 34(7) of the ECT.

The second part of the Statutory Session, which was also open to Observers of the Conference, was dedicated to the report and future outlook of the Secretary-General, as well as the reports of the subsidiary bodies and Working Groups of the Conference and the Industry Advisory Panel.
Energy Charter Secretariat publishes the Energy Investment Risk Assessment (EIRA) 2023

On 4 December 2023, the Energy Charter Secretariat launched the sixth edition of its flagship publication, the EIRA report, in an online event.

The Secretary-General of the International Energy Charter, Mr Guy Lentz, presented the publication to the audience. He explained that the EIRA report represents a one-of-a-kind effort by the International Energy Charter to guide governments in making their legal and regulatory frameworks resilient and increasing their preparedness for the energy transition. At the same time, it also aims to offer the investor community information on the latest developments in the energy sector of the participating countries, including their policy targets, revisions to legal and regulatory frameworks, and incentives offered to facilitate investments in clean energy technologies.

The Delegation led by the Vice President of China Electricity Council pays a visit to the Secretariat

On 11 December 2023, the China Electricity Council (CEC) delegation led by Mr. Wang Shuxiang, Vice President of the CEC, and comprised of Mr. Xu Guangbin, Director General of Department of International Cooperation, Mr. Shi Qingzhou, Deputy Director General of Department of Administration Office, Mr. Zhang Tianguang, President of Electricity Power Development Research Institute, and Mr. Lin Guoxin, General Manager of State Grid Xiamen Electric Power Supply Company, visited the Energy Charter Secretariat (ECS) to meet with Deputy Secretary-General, Ms. Atsuko Hirose. Several ECS staff members also participated in the meeting.
7 March 2023
International Energy Charter Annual Report 2022


14 April 2023
Enabling Foreign Direct Investment in Renewable Energy Sector: Reducing Regulatory Risks and Preventing Investor-State Conflicts

The Secretariat, together with the World Bank, published a report exploring political risks affecting foreign investments in the renewable power generation sector, the prevalence of investment disputes caused by such risks, and policy options and mechanisms for governments to prevent the disputes.

4 December 2023
The Energy Investment Risk Assessment – 2023

The Energy Investment Risk Assessment (EIRA) is the flagship publication of the Energy Charter Secretariat that evaluates specific risks affecting energy investment that can be mitigated through adjustments to policy, legal and regulatory frameworks.
WORKED AT THE SECRETARIAT IN 2023

Officials
Vlatka Anic
Oleksandr Antonenko
Margaret Bolan
Kanat Botbaev
Alejandro Carballo Leyda
Iryna De Meyer
Ozlem Duyan
Monica Emmanuel
Ruslan Galkanov
Atsuko Hirose
Guy Lentz
Mara Novello
Aidana Orynbekova
Ishita Pant
Anna Pitaraki
Yuriy Pochtovyk
Ruslan Rahmetov
Yves Rayeur
Edward Safaryan
Nidal Tayeh
Francine Uwineza
Hava Yurttagul
Natalia Zbirciog

Secondees
Oksana Gyrych
Zalina Kriukiva
Ivan Levchenko
Victoria Ruzhenkova
Issa Ashour Abed Zahedah

The Energy Charter Secretariat is an equal opportunities employer and with officials currently from 17 countries.

23 officials from 17 countries
10♀, 13♂

28 total staff – including secondees from 19 countries
15♀, 13♂

Nationality of Officials, Secondees, Staff on Loan and Interns (2023)

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Dual nationalities are included.
STRUCTURE OF THE ORGANISATION FOR 2024 (AS OF JANUARY)

Energy Charter Conference
Chairmanship for 2024: Jordan
Conference Chair: Dr Saleh Al-Kharabsheh (Jordan)
Conference Vice-Chairs:
Mr Chojilsuren Battogtokh (Mongolia)
Ms Amani Al Azzam (Jordan)

Management Committee
- The Chair of the Conference;
- One representative each from the outgoing and incoming Chairmanships as Vice-Chairs;
- The Chairs of the subsidiary groups;
- Two representatives from the EU and one representative from each non-EU Contracting Party that contributes more than 10% of the budget;
- Up to five Contracting Parties allowing broad geographical representation.

Strategy and Implementation Group
Chair: Ms Klara Rakhmetova (Kazakhstan)

Modernisation Group

Legal Advisory Committee
Chair: To be decided ad hoc by the members of the LAC

Budget Committee
Chair: Mr Christian Bühmann (Switzerland)

Industry Advisory Panel
Chair: Mr Rafael Cayuela Valencia
Chief Strategy Officer and Corporate Chief Economist at Dow EMEAI
FURTHER INFORMATION


The Secretariat also publishes an electronic newsletter with details of International Energy Charter meetings, activities and developments. If you are interested in receiving this newsletter, please subscribe by visiting the homepage.

For any other queries, please contact the Secretariat at info@encharter.org

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Websites:
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energychartertreaty.org
eira.energycharter.org

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