

**ENERGY CHARTER
SECRETARIAT**

CCDEC 2021

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Brussels, 5 December 2021

Related documents: CC 734, Mess 1898/21
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DECISION OF THE ENERGY CHARTER CONFERENCE

**Subject: Adoption by Correspondence – Working Group on Governance Issues:
Extension of the Mandate and Update of its Terms of Reference**

By document CC 734 dated 16 November 2021, the Energy Charter Conference was invited to approve the extension of the term of the mandate of the Working Group on Governance Issues until the 33rd meeting of the Energy Charter Conference in 2022, as well as to align the Terms of Reference of the Working Group with the functions of the Management Committee.

As specified by Rule 19 of the Rules of Procedure concerning the adoption of decisions by correspondence, members of the Energy Charter Conference were informed that any delegation not in a position to approve the above decision should notify the Secretariat of its position in writing by no later than 5 December 2021.

Having received no objections within the specified time limit, on 5 December 2021, the Conference **approved** with immediate effect the extension of the term of the mandate of the Working Group on Governance Issues until the 33rd meeting of the Energy Charter Conference in 2022, as well as its updated Terms of Reference (attached).

WORKING GROUP ON GOVERNANCE ISSUES
TERMS OF REFERENCE

The Working Group on Governance Issues shall consist of representatives of all Contracting Parties and Signatories to the Energy Charter Treaty.

The Conference mandates the Working Group on Governance Issues to:

- i. Address the structure of the Secretariat taking into account inter alia on the organigram as recommended by the International Public Audit.*
- ii. Carry out the necessary revisions to the Rules of Procedure for the Conference, including Staff Rules, Code of Conduct etc.*
- iii. Implement the Independent Public Audit's recommendations under its competence.*
- iv. Assess all other issues not covered by report of the Independent Public Audit in line with the ToR.*
- v. Assess any other particular governance related issue.*

The Group will Report to the Conference on progress of implementation of its specific assignments.

The Group will take the role of coordinator related to the implementation of the conclusions of the 2019 Review and other related issues covering governance. It should ensure coherence and consistency on the deliverables.

The Working Group may provide specific issues to the Management Committee for discussion; to consult, cooperate and collaborate on the areas within its ToR with the Management Committee; and to provide its opinion on the topics concerned upon request of the Management Committee.

The term is extended until the 33rd meeting of the Energy Charter Conference in 2022, after which the Conference should assess its work and role.