

**ENERGY CHARTER
SECRETARIAT**

CCDEC 2023

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Brussels, 12 March 2023

Related documents: CC 783, Message 2063/23

DECISION OF THE ENERGY CHARTER CONFERENCE

Subject: Adoption by correspondence – Amendments to the Rules of Procedure of the Energy Charter Conference

Following recommendation of the Working Group on Governance Issues at its ad hoc meeting by document CC 783 dated 21 February 2023, the Energy Charter Conference was invited to approve the additional amendments to the Rules of Procedure of the Energy Charter Conference (clean version attached).

As specified by Rule 20(b) 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 additional amendments should notify the Secretariat of its position in writing by no later than 12 March 2023.

Having received no objections within the specified time limit, on 12 March 2023, the Conference **approved** the attached amendments to the Rules of Procedure with immediate effect.

VI. OFFICERS*Rule 15*

A. Conference

- (a) The Chairmanship of the Conference shall be held for a term of one calendar year. Each year, the Conference shall approve by consensus a list of future Chairmanships of the Conference covering at least the following three years and on the basis of equitable geographical rotation. The Conference shall consider only nominations received by the Secretariat before the 1st of July of each year. In the case there are more than one candidate for a particular year, the Conference shall make every effort to reach agreement by consensus. If agreement cannot be reached by consensus, the decision should be taken by a simple majority of the Contracting Parties whose representatives are present and voting by secret ballot in the Conference. In case there are no nominations to cover the following three years or if the only nomination(s) arrive(s) on or after 1 July, the Conference will decide how to proceed.
- (a *bis*) If there is no approved Chairmanship for a particular year or the approved Chairmanship is not able to perform its role (or waives its position), the Conference may approve an acting Chairmanship for the whole calendar year or part thereof. The outgoing and upcoming Chairmanships are encouraged to volunteer for the acting Chairmanship, but any other Contracting Party may also volunteer for the position. If there are no nominations for the acting Chairmanship or there are more than one, the Conference will decide how to proceed.
- (a *ter*) The Contracting Party appointed as the acting Chairmanship shall nominate a representative as the acting Chairperson. The acting Chairmanship and the acting Chairperson shall have the same powers and duties as the Chairmanship and the Chairperson.

[...]

XI. RULES FOR DECISIONS BY CORRESPONDENCE*Rule 20*

- (a) Decisions of the Conference may, in the intervals between the meetings of the Conference, be taken by correspondence.
- (b) Where the Chairperson of the Conference, upon request by a Contracting Party or a Signatory or upon his/her own initiative, and after consultation with the Management Committee, decides that a decision should be taken by correspondence, he or she shall instruct the Secretariat to upload a message on the Energy Charter Secretariat webpage, containing such information as the Chairperson considers necessary to an informed decision. A subsidiary group may also recommend the Conference to take a decision by correspondence.

[...]