

# ENERGY CHARTER SECRETARIAT

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Brussels, 10 December 2003

Related documents: CC 252, CC 254, CC 255, CC 257, CC 259, CC 260, CC 263, CC 266
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## DECISION OF THE ENERGY CHARTER CONFERENCE

**Subject:**      **Reports submitted to the 13<sup>th</sup> Meeting of the Energy Charter Conference held on 10 December 2003**

- [The Conference *took positive note* of the first edition of both Model Agreements circulated in document CC 252, and *authorized* the Secretariat to update both the IGA and HGA Models, in consultation with member-countries, in the light of future developments.]
- [The Conference *took note* of the Secretary General's report on the development of the Secretariat's contacts with non member-countries and relevant international organizations during 2003.]

The Conference Chairman welcomed the progress reported by the Secretary General in the development of the Secretariat's relations with non-signatories, and *urged* those countries that had yet to complete their ratification of the Treaty to take active steps towards achieving progress in this regard.

- [The Conference welcomed the report submitted by the Chairman of the Trade Group circulated in document CC 254.]
- The Conference encouraged the Group to focus in particular in its future work on clarifying further the basic conditions that electricity market reforms should achieve in order to promote East-West market integration and improve trade in electricity.
- [The Conference took note of the Vice-Chairman's oral report (based on the written report of the Investment Group Chairman circulated as document CC 255).]

Keywords:      Cross-Border Pipelines, Model Agreements, IAP Status Report, Industry Advisory Panel

The Conference Chairman welcomed in particular the proposal of the Investment Group to introduce a procedure whereby countries that are the subject of Investment Climate and Market Restructuring Reports are invited to report back to the Investment Group at intervals of three years concerning their implementation of the related conclusions adopted by the Charter Conference.

- [The Conference took note of the report submitted by the Chairman of the Energy Efficiency Working Group circulated as document CC 257.]

The Chairman encouraged the Group to continue pursuing its activities regarding the linkage between energy efficiency and the usage of Kyoto-related instruments, as well as regarding barriers to financing energy efficiency and how they may be overcome.

- [The Conference welcomed the report of Chairman of the Transit Group contained in document CC 259.]

It was noted that the Group had started to work on analyzing three interrelated issues: energy price reforms, implementation of Article 7 of the Treaty (inter alia through country studies on the compliance of national legislation on energy transit/transportation with the provisions of this Article), and market concentration issues, in particular with respect to natural gas supply.

The Conference Chairman encouraged the Transit Group to continue its work in 2004 on these core issues, inviting the Secretariat at the same time to ensure close cooperation with those countries that will be analyzed for case-study purposes in this regard.

- [The Conference *took note* of the report by the Chairman of the Budget Committee.]
- The Conference took note of the Financial Statements and the Auditor's Report for 2002 (as circulated in CC 260) and approved the recommendation of the Budget Committee to discharge the Secretary General from her management and administrative responsibility in respect of the 2002 Budget, in accordance with Article 32(4) of the Financial Rules.
- [The Conference *took note* of the status report on the establishment of an Industry Advisory Panel to the Energy Charter Process circulated in document CC 263.]

The Chairman concluded that the Secretariat should proceed with the establishment of an advisory group on the IAP, tasked with preparing a report for consideration at the next Investment Group meeting, it being understood that it would be the Investment Group itself that prepared a final proposal on the IAP's establishment for consideration at the next Charter Conference meeting, taking full account of member-states' views.

The Secretary General invited all delegations to submit proposals concerning candidates for inclusion in the advisory group to the Secretariat in writing by 15 January 2004.