

**ENERGY CHARTER  
SECRETARIAT**

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CCDEC 2004

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Brussels, 15 June 2004

Related documents: CC 275, CC 278
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**DECISION OF THE ENERGY CHARTER CONFERENCE**

**Subject:      Establishment of an Industry Advisory Panel to the Energy Charter Process**

[The Energy Charter Conference at its 14<sup>th</sup> Meeting held on 15 June 2004 *approved* the establishment of an Industry Advisory Panel to the Energy Charter process, and the revised Terms of Reference for this Panel as attached at Annex IV to the document CC 278 (*Annex*).]

Keywords:      IAP, Industry Advisory Panel, ToR, Terms of Reference

## **Terms of reference for the Industry Advisory Panel (IAP)**

1. An Industry Advisory Panel (IAP) is established by decision of the Energy Charter Conference at its 14<sup>th</sup> Meeting on 15 June 2004.
2. The IAP shall be a consultative body to the Energy Charter Conference and its Subsidiary Bodies on matters related to energy investments, trade, transit and efficiency in the context of the Energy Charter process. The IAP shall be an instrument for channelling the views and advice of business on the Energy Charter process with a specific focus, inter alia, on risk mitigation and improvement of the business climate. The main purpose of the IAP would be a strengthening of the interaction between the ECT constituency and industry with a special focus on the effective implementation of the Energy Charter Treaty.
3. The composition of the IAP shall be broadly representative of the energy industry of the Contracting Parties and Signatories both in regard to geography and sectors. Members shall be from energy companies, business associations and other organizations with substantial business interests in energy, having their headquarters in the territories of the Contracting Parties and Signatories. Also representatives from the financial sector may be nominated. Members shall be at a senior level close to the decision-making process in their companies/organisations. The number of members should be between 15 and 20.
4. Contracting Parties and Signatories may propose candidates for membership of the IAP to the Secretary General. After having taken into account these proposals and considered other candidates in order to meet the objectives stated in Paragraph 3 above, the Secretary General will propose a list of members to be decided by the Conference. If the Conference cannot reach a consensus, the decision shall require a simple majority of the Contracting Parties. The term of membership shall initially be for two years and can be renewed.
5. The Conference or its Subsidiary Bodies may ask the IAP for advice. Advice from the IAP will be presented to the Conference and/or its Subsidiary Bodies as appropriate. In line with the established practice of the Energy Charter process such advice shall, as general rule, be considered in the relevant Subsidiary Body before being submitted to the Conference.
6. The IAP may suggest to the Conference or its Subsidiary Bodies to take up issues covered by its mandate. The Secretary General shall submit such suggestions to the Charter Conference or its Subsidiary Bodies for consideration.
7. The IAP may elect a Chairman and other officers and organise its activities, in accordance with these Terms of Reference, as it considers appropriate. The Secretariat shall assist the IAP in the organization of its work.
8. The members of the IAP shall cover their own costs.
9. The Conference shall review the workings of the IAP and its Terms of Reference no later than two years after its establishment in light of the experience gained.