

**ENERGY CHARTER
SECRETARIAT**

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Brussels, 22 March 2010

Related documents: CC 389, Mess 879/10

DECISION OF THE ENERGY CHARTER CONFERENCE

Subject: Terms of Reference for and Membership in the Energy Charter Strategy Group

On 26 February 2010, draft Terms of Reference of and Membership in the Energy Charter Strategy Group were submitted to the Conference as document CC 389 for adoption by written procedure in accordance with Rule 20 of the Rules of Procedure (CC 53 corr. 2). Delegations not in a position to approve the decision were requested to notify the Secretariat of its position in writing no later than 5 p.m. (Brussels time) on Monday, 22 March 2010.

No notifications were received in the given time period. [Accordingly, in Message 879 of 26 March 2010 the delegations were informed that the decision had been adopted. The final text is attached at Annex.]

Keywords: ToR, Terms of Reference, Strategy Group

Terms of Reference for and Membership in the Energy Charter Strategy Group

A. Terms of Reference

Under the general authority of the Conference, the tasks of the Energy Charter Strategy Group are:

1. To serve as a forum for discussion by members and observers on policy and strategic issues relevant to the Energy Charter Treaty and Process, in particular those mentioned in the Rome Statement of 9 December 2009;
2. To foster the acceptance and implementation of the Energy Charter Treaty and the development of the entire Energy Charter Process, to identify ways to improve their effectiveness and to examine possible options how the Energy Charter Process could be modernised, whilst remaining universal, comprehensive and equal in character, and to strengthen common implementation mechanisms as appropriate to be effective and efficient;
3. To participate in the process of consultations over possible enhanced legal frameworks for energy cooperation, taking also into account other proposals on future cooperation in the energy field;
4. To guide and actively monitor, under the authority of the Conference, the development and implementation of the Energy Charter's enlargement policy as decided by the Conference, including the principles of collaboration with non-members and observers;
5. To advise the Conference on strategic policy directions, to discuss horizontal issues, new challenges to the energy sector and to encourage synergies among existing subsidiary bodies of the Energy Charter, while giving broad orientations on the Secretariat's Programme of Work;
6. To advise the Conference on the follow-up to the Reviews under Article 34(7) Energy Charter Treaty;
7. To report to the Energy Charter Conference on the fulfilment of its tasks, including on the progress with regard to the issues addressed by the Rome Joint Statement.

B. Membership

Contracting Parties and Signatories of the Energy Charter Treaty are considered members of the Strategy Group. The Conference invites all observers to the Energy Charter Conference to participate in the relevant discussions of the Strategy Group. With the consent of the Chairman of the Conference, the Chairman of the Strategy Group may invite other interested states or organizations to participate in designated parts of the discussions.