

MEETING CONCLUSIONS

1. The meeting was chaired by Oleg Shevchenko on behalf of Ukraine as Presidency in office and Mr. Fabrizio Barbato for the European Union as Vice-Presidencies.
2. The Permanent High Level Group approved the agenda.

Ministerial Council Meeting

3. The Secretariat provided organizational information on the upcoming Ministerial Council meeting.
4. The Permanent High Level Group reviewed the documents for the Ministerial Council meeting and proposed them for adoption.
5. The Permanent High Level Group welcomed the recent signature of an Inter-TSO Agreement between KOSTT of Kosovo* and EMS of Serbia.
6. Ukraine presented draft National Emissions Reduction Plan and explained the further roadmap for finalizing it. The Commission announced a set of proposals for the Ministerial Council conclusions which was welcomed by the Permanent High Level Group.
7. The Permanent High Level Group, taking note of the Reasoned Request by the Secretariat against Serbia in Case ECS-9/13 as well as the opinion by the Advisory Committee, proposed the Ministerial Council to declare the breach by this Contracting Party of its obligations under the Treaty, as confirmed by the Advisory Committee. The case will be included under Ministerial Council agenda A points. The representative of Serbia announced a declaration to be attached to the conclusions of the Ministerial Council meeting.
8. The Permanent High Level Group, taking note of the Ministerial Council's Decision 2013/04/MC-EnC declaring a breach of Bosnia and Herzegovina of its obligations in the gas sector, as well as its conclusion to consider the failure to rectify the breach by adopting a relevant legislation, reviewed the request by the Secretariat under Article 92 of the Treaty and Article 42 of the Dispute Settlement Rules and proposes to the Ministerial Council to declare a serious and persistent breach. The case will be included under Ministerial Council agenda A points.

Projects of Energy Community Interest

9. The Permanent High Level Group endorsed a Recommendation to implement the Regulation (EU) No 347/2014/EU of the European Parliament and of the Council of 17 April 2013 on guidelines for trans-European energy guidelines, with certain adaptations (Annex 3 and Annex 3 a). The case will be included under Ministerial Council agenda A points.

10. The Permanent High Level Group endorsed the request for an Interpretation of the Treaty submitted by the Secretariat under Article 94 of the Treaty, to be adopted by the Ministerial Council. The Permanent High Level Group, recalling its conclusions of June 2014, welcomed the efforts made by the Secretariat and the European Commission to ensure equal treatment between Contracting Parties and Member States within one integrated energy market. The case will be included under Ministerial Council agenda A points.

Energy Efficiency

11. The Permanent High Level Group endorsed the Decision on adapting certain Delegated Regulations on energy related products (Annex 5) which mirrors the developments in EU since 2009, as discussed and agreed at the meeting in June 2014.
12. The Permanent High Level Group took note of the Secretariat's report on the work of the Energy Efficiency Coordination Group. Given the challenges ahead with the proposed transposition of Energy Efficiency Directive, it agreed to extend the mandate of the Coordination Group, for an unlimited period of time.
13. The Permanent High Level Group thanked the Secretariat for the presentation of the Study on Impact assessment of the Energy Efficiency Directive (2012/27/EU), when implemented in the Energy Community. The Permanent High Level Group proposes to the Ministerial Council to request to grant a mandate to the Permanent High Level Group to discuss the necessary adaptations, and to adopt Directive 2012/27/EU following these discussion in its first meeting of 2015 subject to the same procedural rules as envisaged for the adoption of Ministerial Council decisions.

Miscellaneous

14. The Permanent High Level Group took note of the Secretariat's proposal for the agenda of 35th PHLG meeting and urged the Commission to prepare necessary acts to be adopted timely.

The adoption of these conclusions follows the Rules of Procedure.

Done in Kyiv on 22 September 2014

For the Permanent High Level Group,


THE PRESIDENCY

