

PROPOSAL FOR A

GENERAL POLICY GUIDELINE

ROADMAP ON REFORM OF ENERGY COMMUNITY

THE MINISTERIAL COUNCIL OF THE ENERGY COMMUNITY

Having regard to Article 47 of the Treaty establishing the Energy Community ("the Treaty") and item VI of the Procedural Act 2006/01/MC-EnC on the Adoption of Internal of the Rules of Procedure of the Ministerial Council of the Energy Community,

Recalling the request of the 2013 Ministerial Council to the High Level Reflection Group (HLRG) under chairmanship of Professor Jerzy Buzek, chair of the European Parliament's ITRE Committee, to prepare a Report assessing the institutional set up and working methods of the Energy Community.

Recalling that the HLRG presented its Report during the Ministerial Council in 2014.

Having regard to the decision of the Ministerial Council 2014 which adopted the Procedural Act 2014/02/MC-EnC on basis of which the Commission, together with the Secretariat, has drawn up an Analytical Paper and submitted it for a public consultation,

Taking note of the proposals of the Commission and the Secretariat presented and endorsed by the Permanent High Level Group of the Energy Community on 24th of June 2015.

THE MINISTERIAL COUNCIL ADOPTS

this General Policy Guideline which represent the political consensus reached in the Ministerial Council concerning a Roadmap for Reform of the Energy Community.

The Ministerial Council points out a number of proposals for adoption in 2015. These are:

- the General Policy Guideline "Future Joint Act on Security of Supply" proposed by the EU. This initiates a process to address the proposals of the High Level Reflection Group regarding the establishment of framework of cross-border cooperation between the EU Member States and the Contracting Parties,
- the Infrastructure Regulation 347/2013 proposed by the Commission which addresses a number of proposals of the High Level Reflection Group that improve the investment climate and improve the conditions to implement the Projects of Energy Community Interest,
- the Decision on the bi-annual budget 2016-2017 proposed by the Commission, which strengthens financially the Secretariat and equips it with financial sources to enable fulfilment of new tasks, as proposed by the High Level Reflection Group,
- the Decision on the implementation of Chapter III, Annex V, and Article 72(3)-(4) of Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and control) for existing combustion plants proposed by the Commission,

- the Decision on the implementation of the Energy Efficiency Directive 2012/27/EU,
- Secretariat's proposal for a Procedural Act on the participation of representatives of parliaments in Parliamentary Plenum meetings,
- Secretariat's proposal for a Procedural Act on the reforms of PHLG and the Ministerial Council, which streamlines the functioning of the institutions. According to this Procedural Act the PHLG will establish a list of "A" Points for the adoption of the Ministerial Council,
- Secretariat's proposal for a Procedural Act amending the dispute settlement procedure to address the problem of lack of sufficient implementation of the *acquis* identified by the High Level Reflection Group,
- Secretariat's proposal for a Procedural Act establishing rules on engagement of civil society organisations,

Further the Ministerial Council agrees to discuss the following proposals in its meeting during 2016:

- the Joint Act on Security of Supply following up the negotiations in the EU taking place during the 2016,
- inclusion of further environmental acts, in particular those which have been amended at EU level,
- strengthening independent national competition authorities in enforcing competition law by strengthening the authorities of the Contracting Parties and examining the potential applicability of EU guidelines in the area of competition,
- implementation of the EU public procurement *acquis* (Directives 2014/23/EU, 2014/24/EU and 2014/25/EU) and examining the implementation of the VAT EU *acquis* in the Energy Community legal order,
- proposals for implementing procedures for Article 92 of the Energy Community Treaty,
- in case necessary, further reforms for year 2017.