STATEMENT

of the Delegation of the Republic of Serbia

in relation to the Statement of UNMIK Delegation delivered during the 2nd Energy Community

Ministerial Council Meeting, 29 June 2007

In the end of the 2nd Energy Community Ministerial Council Meeting, UNMIK Delegation circulated the statement and so obliged the Head of Serbian Delegation to react orally. We use this opportunity to present the previous mentioned reaction in writing.

Mentioning the Government of Kosovo in the UNMIK Delegation Statement we consider fully inappropriate and as a huge political provocation taking into consideration that UNMIK in accordance with the UN Security Council Resolution 1244 is the Contracting Party to the Treaty establishing the Energy Community and not any Government of Kosovo.

Recalling the applicable law in Kosovo in the UNMIK Delegation Statement we also consider as unsuitable, taking into account that UN Security Council Resolution 1244 entitled UNMIK to rule temporary the province until the reaching its substantial autonomy within the Federal Republic of Yugoslavia which internationally recognized successor is the Republic of Serbia. This resolution reaffirmed the commitment of all Member States to the sovereignty and territorial integrity of the Republic of Serbia. In addition, during the Ceremony of the signing of the Treaty establishing the Energy Community, Serbian Delegation formally circulated the statement comprising that "The Government of the Republic of Serbia would like to state that the signing of the Treaty establishing the Energy Community on behalf of the Special Representative of the Secretary General United Nations Interim Administration Mission in Kosovo shall in no way prejudice the final status of Kosovo and Metohija."

Our firm view is that Energy Community Ministerial Council meetings, meetings of the Permanent High Level Group and other institutions and taskforces established by the Treaty establishing the Energy Community are not the best place for solving outstanding political issues. Moreover, conclusions of these meetings could not go beyond the highest level negotiations on the final status of the province. To that end, we expect that representatives of the European Commission, future Presidencies of the Energy Community as well as the Energy Community Secretariat will manage to relax all the meetings within the Energy Community process from the solving the above mentioned political issues.