DECISION

OF THE MINISTERIAL COUNCIL OF THE ENERGY COMMUNITY

D/2015/03/MC-EnC: on the failure by Albania to comply with certain obligations under the Treaty

THE MINISTERIAL COUNCIL OF THE ENERGY COMMUNITY,

Having regard to the Treaty establishing the Energy Community ("the Treaty"), and in particular Article 91(1)(a) thereof,

Upon the Reasoned Request by the Secretariat in Case ECS-3/14 dated 12 May 2014;

Having regard to the absence of a Reply by Albania;


HAS ADOPTED THIS DECISION:

Article 1

Failure by Albania to comply with certain obligations under the Treaty

1. By failing to adopt and to notify to the Secretariat, within the prescribed time limit a National Renewable Energy Action Plan, Albania has failed to comply with Article 20 of the Treaty establishing the Energy Community read in conjunction with Article 4(1) and 4(2) of Directive 2009/28/EC.

2. For the reasons sustaining these findings, reference is made to the Reasoned Request.

Article 2

Follow-up

1. Albania shall take all appropriate measures to rectify the breach identified in Article 1 and ensure compliance with Energy Community law immediately. It shall adopt a National Renewable Energy Action Plan and notify it to the Secretariat without delay.

2. If the breaches have not been rectified, the Secretariat is invited to initiate a procedure under Article 92 of the Treaty.
Article 3
Addressees and entry into force

This Decision is addressed to the Parties and the institutions under the Treaty. It enters into force upon its adoption.

Done in Tirana on 16 October 2015

For the Ministerial Council

Presidency