ANNEX II
Proposal for a

DECISION No. XXXX/XX/MC-EnC
OF THE MINISTERIAL COUNCIL OF THE ENERGY COMMUNITY
of XX XX XXXX


THE MINISTERIAL COUNCIL OF THE ENERGY COMMUNITY

Having regard to the Treaty establishing the Energy Community ("the Treaty"), and in particular Articles 25, 79 and 100 (i) and (ii) thereof,

Having regard to the proposal from the European Commission1,

Whereas:


2) Article 12 of the Treaty requires each Contracting Party to implement the 'acquis communautaire on environment' in compliance with the timetable for the implementation of those measures set out in Annex II.


1 Insert ref. + date XX XX XXXX
2 OJ L 175, 5.7.1985, p. 40
3 OJ L 121, 11.5.1999, p. 13
4 OJ L 309, 27.11.2001, p. 1
5 OJ L 103, 25.4.1979, p. 1
6 OJ L 334, 17.12.2010, p.17
4) The 'acquis communautaire on environment' set out in Article 16, and the timetable for implementation set out in Annex II, of the Treaty should be aligned with the recent evolution of European Union law concerning industrial emissions.

5) Reference to Environment Task Force meeting/recommendation

6) The Permanent High Level Group, at its meetings of XX XX XXXX elaborated and proposed to adopt the present Decision.

HAS ADOPTED THIS DECISION:

Article 1

Amendments of the Energy Community Treaty

1. The following text shall be added to Article 16 of the Treaty:


2. The following text shall be added to Annex II of the Treaty:


Article 2

Transposition

1. Each Contracting Party shall bring into force the laws, regulations and administrative provisions necessary to comply with Chapter III, Annex V and Article 72(3)-(4) of Directive 2010/75/EU by 1 January 2018. They shall forthwith inform the Energy Community Secretariat thereof.

2. Contracting Parties shall communicate to the Energy Community Secretariat the text of the main provisions of national law which they adopt in the field covered by the present Decision.

Article 3

This Decision shall enter into force upon its adoption by the Ministerial Council.

Article 4

This Decision is addressed to the Contracting Parties.

Done at , XX XX XXXX
For the Ministerial Council
(President)