



The Energy Community Dispute Settlement Rules



Article 18 Urgency

- (1) In cases of urgency due to the risk of serious and irreparable damage to an objective of the Treaty, the Secretariat may, on the basis of a prima facie finding of non-compliance, refer a reasoned request directly to the next possible meeting of the Permanent High Level Group.
- (2) The Permanent High Level Group may take appropriate and proportionate interim measures upon request by the Secretariat. The Permanent High Level Group shall review the existence of urgency.
- (3) For the application of this article, the Permanent High Level Group shall adopt guidelines determining the criteria for urgency, the procedure for adoption as well as the scope and limits of interim measures.

The Energy Community Guidelines for a Procedure in Case of Urgency and Interim Measures



- Applicability
 - When there is a risk of serious and irreparable damage to an objective of the Treaty, and
 - Upon a prima facie finding of non-compliance of a national measure with the acquis
- A reasoned request can be decided upon as a matter of priority by the Ministerial Council
- The PHLG has the possibility to impose interim measures against the Contracting Party concerned



