

## 16<sup>th</sup> Ministerial Council

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Skopje, 29 November 2018

1. The Ministerial Council meeting was welcomed by Prime Minister Zoran Zaev and Deputy Prime Minister Kocho Angjushev and chaired by Minister Kreshnik Bekteshi representing the Presidency in office. It was co-chaired by Megan Richards and Calin Negura representing the Vice-Presidencies.
2. The Ministerial Council thanked the Presidency in office for its hospitality.
3. The Ministerial Council approved the agenda of the meeting.
4. The Ministerial Council adopted the A-points listed in Annex 1. Regarding Decision 2018/7/MC-EnC in Cases ECS-2/18, Albania added that it approved secondary legislation “on the promotion of joint regional investments in the energy infrastructure” which was officially published on 14 November 2018.
5. The Ministerial Council welcomed the mandate for the European Commission to negotiate Treaty amendments on behalf of the European Union. The Ministerial Council decided to take up again the negotiations on Treaty amendments with particular focus on a reciprocity mechanism, with a view to finalizing them within the first half of 2019, and submit a proposal to the next Ministerial Council meeting.
6. Recalling the request for a proposal for 2030 targets in the Energy Community for renewable energy, energy efficiency and greenhouse gas emission reduction made at its meeting in 2017, the Ministerial Council adopted the General Policy Guidelines on 2030 Targets for the Contracting Parties of the Energy Community.
7. The Ministerial Council adopted a Procedural Act on the Establishment of a Coordination Group of the Energy Community Distribution System Operators for Electricity, a Procedural Act on the Establishment of an Energy Community Coordination Group for Cyber-Security and Critical Infrastructure as well as a Procedural Act on Energy Community Parliamentary Plenum meetings Rules of Procedure.
8. The Ministerial Council adopted a Decision on the establishment of the list of projects of Energy Community interest as well as a Recommendation on projects of mutual interest between Contracting Parties and Member States of the European Union.
9. The Ministerial Council welcomed the Secretariat’s Implementation Report for 2017/18. The Ministerial Council adopted Decisions under Article 92 of the Treaty in Cases ECS-8/11 S (Bosnia and Herzegovina), ECS-2/13 S (Bosnia and Herzegovina), ECS-4/13 S (Serbia), ECS-5/13 S (Ukraine) and ECS-6/16 S (Bosnia and Herzegovina).

10. With regard to Case ECS 3/08 S, Article 1(1) of the respective Decision is amended as follows: Unless the Republic of Serbia rectifies the breaches identified in MC Decision 2016/02/MC-EnC within six months of the present Decision, the failure by Serbia to implement Decision 2016/02/MC-EnC. will be considered a serious and persistent breach within the meaning of Article 92 of the Treaty. Both, Serbia and Kosovo\* will make their best efforts to find a solution. In Case ECS-8/11 S, the respective Decisions is amended so that the Measures imposed in that Decision will take effect within six months if Bosnia and Herzegovina does not rectify the failure to implement the previous Decisions adopted by the Ministerial Council.
11. The Ministerial Council appointed Mr Janez Kopač as the Director of the Energy Community Secretariat for a next mandate starting from 1 December 2018.
12. The Ministerial Council thanked the current Presidency of the Energy Community in the person of Deputy Prime Minister Angjushev and Minister Bekteshi. The Ministerial Council welcomed the Presidency for 2019, Republic of Moldova.
13. The Ministerial Council welcomed the priorities for the Presidency in 2019.
14. These Conclusions are adopted.

Done in Skopje on 29 November 2018

For the Ministerial Council,

THE PRESIDENCY



## Appendix: “A” points (no discussion)

<b>Annual Report on the Activities of the Energy Community (EnCS)</b>	Annex 1	For adoption Article 52 EnCT (Title V Chapter I)
<b>Decision 2018/1/MC-EnC on Financial Discharge of the Director of the Secretariat of the Energy Community (EnCS)</b>	Annex 5	For adoption Article 83 PA 2006/03/MC-EnC as amended Articles 87, 83 EnCT (Title VI Chapters V, III)
<b>Decision on 2020 RES target for the Former Yugoslav Republic of Macedonia (EC)</b>	Annex 6, 6a	For adoption
<b>Decision 2018/3/MC-EnC on adapting and implementing Regulation (EU) 2017/1369 of the European Parliament and of the Council setting a framework for energy labelling, and certain Delegated Regulations on energy-related products (EC)</b>	Annex 7, 7a-g	For adoption
<b>Decision 2018/5/MC-EnC on the failure of Ukraine to comply with the Energy Community Treaty in Case ECS-8/15 (EnCS)</b>	Annex 9, 9a, 9b	For adoption Articles 91(1)(a), 81 EnCT (Title VII, Title VI Chapter II)
<b>Decision 2018/6/MC-EnC on the failure of Ukraine to comply with the Energy Community Treaty in Case ECS-1/18 (EnCS)</b>	Annex 10, 10a, 10b, 10c	For adoption Articles 91(1)(a), 81 EnCT (Title VII, Title VI Chapter II)
<b>Decision 2018/7/MC-EnC on the failure of Albania to comply with the Energy Community Treaty in Case ECS-2/18 (EnCS)</b>	Annex 11, 11a, 11b, 11c	For adoption Articles 91(1)(a), 81 EnCT (Title VII, Title VI Chapter II)
<b>Decision 2018/8/MC-EnC on the failure of Bosnia and Herzegovina to comply with the Energy Community Treaty in Case ECS-3/18 (EnCS)</b>	Annex 12, 12a, 12b	For adoption Articles 91(1)(a), 81 EnCT (Title VII, Title VI Chapter II)
<b>Decision 2018/9/MC-EnC on the failure of Ukraine to comply with the Energy Community Treaty in Case ECS-4/18 (EnCS)</b>	Annex 13, 13a, 13b	For adoption Articles 91(1)(a), 81 EnCT (Title VII, Title VI Chapter II)
<b>Regulation No 1227/2011 of 25 October 2011 on wholesale energy market integrity and transparency (REMIT) (EC)</b>	Annex 15	For adoption
<b>PHLG Conclusions (49<sup>th</sup>, 50<sup>th</sup>, 51<sup>st</sup> PHLG meetings)</b>	Annexes 16, 16a, 16b	For endorsement