

17th Ministerial Council

Chisinau, 13 December 2019

1. The Ministerial Council meeting was welcomed and chaired by Minister Anatol Usatii and co-chaired by Anne-Charlotte Bournoville and Nikola Vujović 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 Appendix 1.
5. Kosovo* was not able to participate in the meeting, due to the hosting Party's non-acceptance of travel documents issued by the authorities of Kosovo*. North Macedonia and Albania did not participate in the meeting in solidarity with Kosovo*. The European Commission expressed its dissatisfaction with this situation which undermines the functioning of the Energy Community and stressed that it is imperative that hosts of Energy Community Ministerial Council and PHLG meetings ensure the physical presence of all Parties.
6. The Ministerial Council welcomes the signature of the MoU on cooperation in the area of security of gas supply by Moldova and Ukraine. Both countries will present by the end of 2019 a concrete roadmap for the implementation of the agreements along the text of MoU. The Secretariat is hereby invited to support both sides in the timely and concrete fulfilment of the steps, noted in the MoU.

Treaty amendments

7. The Parties identified few open issues related to draft amendments and agreed to intensively continue negotiations about them with a view to finalizing negotiations in the first half of 2020.
8. Ministerial Council agreed that the procedure for adoption of Treaty amendments will be decided once political agreement on a stable Treaty amendments text is reached.
9. The Parties took note of Kosovo*'s written request to change its denomination in the Treaty.
10. The Parties discussed the challenges and chances of an Energy Community at a crossroads in times when decarbonisation substantially change the agenda of energy policy in Europe and globally. It was agreed to hold a meeting of all Parties at a Ministerial level under Montenegrin Presidency in Vienna on the next steps for an Energy Community fit for the future.

General Policy Guidelines

11. The Commission presented objectives of the 2019 General Policy Guidelines on the 2030 Targets and Climate Neutrality for the Energy Community and its Contracting Parties.

12. The Commission informed about the launch of the extension of its modelling capacities through a new study to cover all nine Contracting Parties in a similar way as it is done for the EU. The Commission will propose the 2030 targets for the Energy Community and its Contracting Parties in the first half of 2021 alongside with the adoption of the relevant legislative package.
13. 2019 Policy Guidelines shall be proposed for the adoption by correspondence. The Presidency instructed the Secretariat to carry out the procedure in line with point VI.5 of the Rules of Procedure of the Ministerial Council with the shortest possible deadline according to the Procedural Rules.

Implementation of the Treaty

14. The Parties welcomed the 2019 edition of the Implementation Report and discussed the regulatory approach to the Gastrans pipeline project in Serbia.
15. Decisions on request by the Secretariat under Art 92 against Bosnia and Herzegovina in Cases ECS-8/11S, ECS-2/13S, ECS-6/16S were not adopted. The Decisions on request by the Secretariat under Art 92 against Serbia in Cases ECS-3/08S and ECS-9/13S were not adopted.

Done in Chisinau on 13 December 2019

For the Ministerial Council,

THE PRESIDENCY



Appendix I: "A" points (no discussion)

Annual Report on the Activities of the Energy Community (ECS)	Annex 1	For adoption Article 52 EnCT (Title V Chapter I)
Audit Report as of 31 Dec 2018	Annex 2	For information
Budget Committee Report on Audit 2018 (Art. 81(5) of the Budgetary Procedures and of the Internal Rules of Procedures of the Budget Committee under item III.2.c)	Annex 3	For information
Director's Report on Execution of the Budget (Art. 75 of the Treaty)	Annex 4	For information
Decision 2017/..../MC-EnC on Financial Discharge of the Director of ECS	Annex 5	For adoption Article 83 PA 2006/03/MC-EnC as amended Articles 87, 83 EnCT (Title VI Chapters V, III)
Energy Community Budget 2020-2021	Annex 6, 6a	For adoption
ECS Report on Opinions Issued, in line with Article 24 of Regulation 347/2013	Annex 7	For information
ECS Report based on Article 17. of Regulation 347/2013 on the Implementation of Projects of Energy Community Interest	Annex 8	For information
Report on the implementation of Article 7 on energy efficiency obligation schemes and alternative measures of the Energy Efficiency Directive	Annex 9	For information
Report on the implementation of Article 6 of the Energy Efficiency Directive	Annex 10	For information
Request by the Secretariat under Art 91 against Serbia in Case ECS-10/17 (Yugorosgaz)	Annex 12, 12a, 12b, 12c	For adoption
PHLG Conclusions (52nd, 53rd, 54th, 55th PHLG meetings)		For endorsement