



Energy Community: Vision for the post 2020 future

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Extending the EU internal energy market

Where?

South East Europe and Black Sea Region

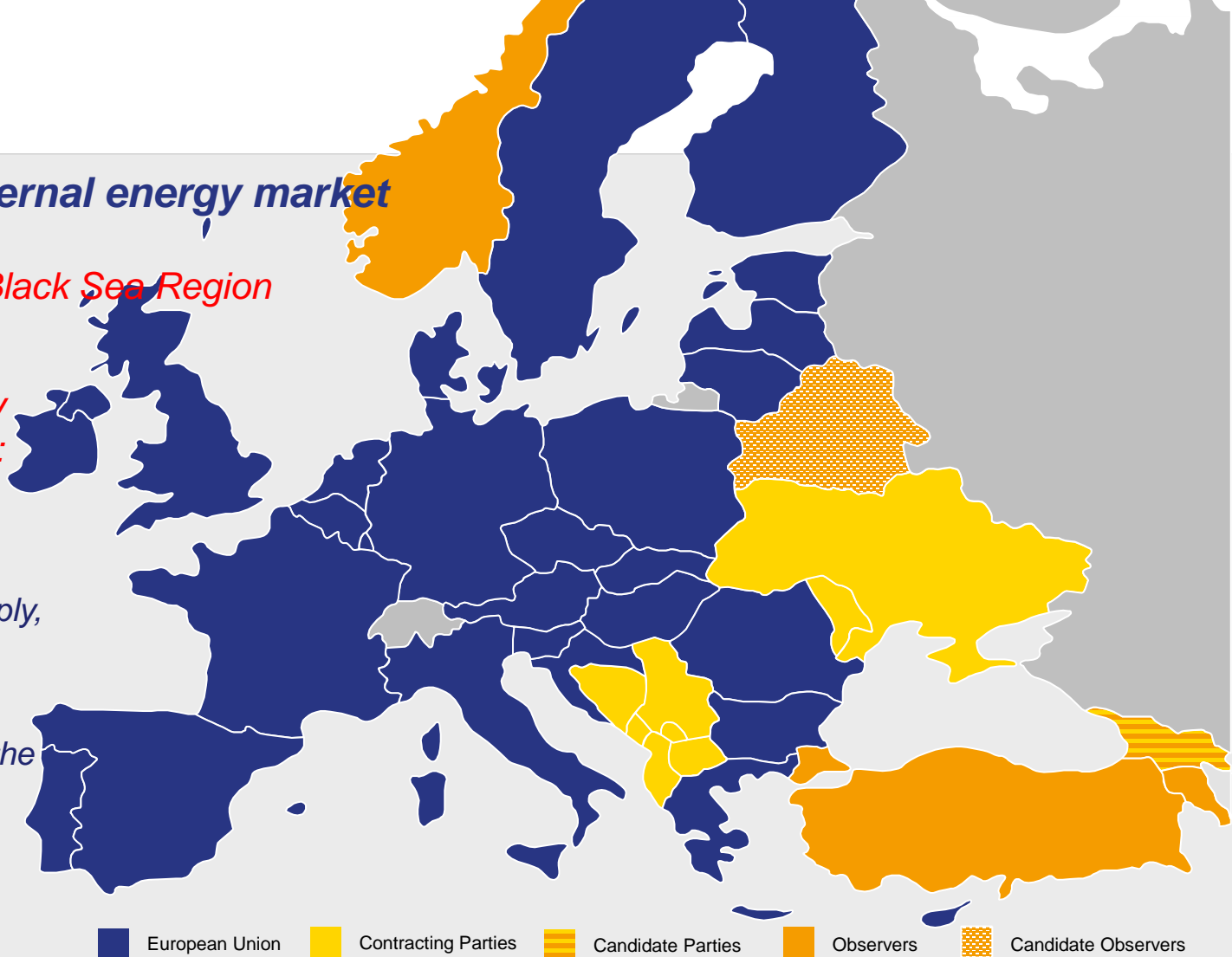
Why?

Creating single regulatory and market framework to:

- *increase energy trade,*
- *attract investments,*
- *enhance security of supply,*
- *improve environmental situation and*
- *increase competition in the energy market*

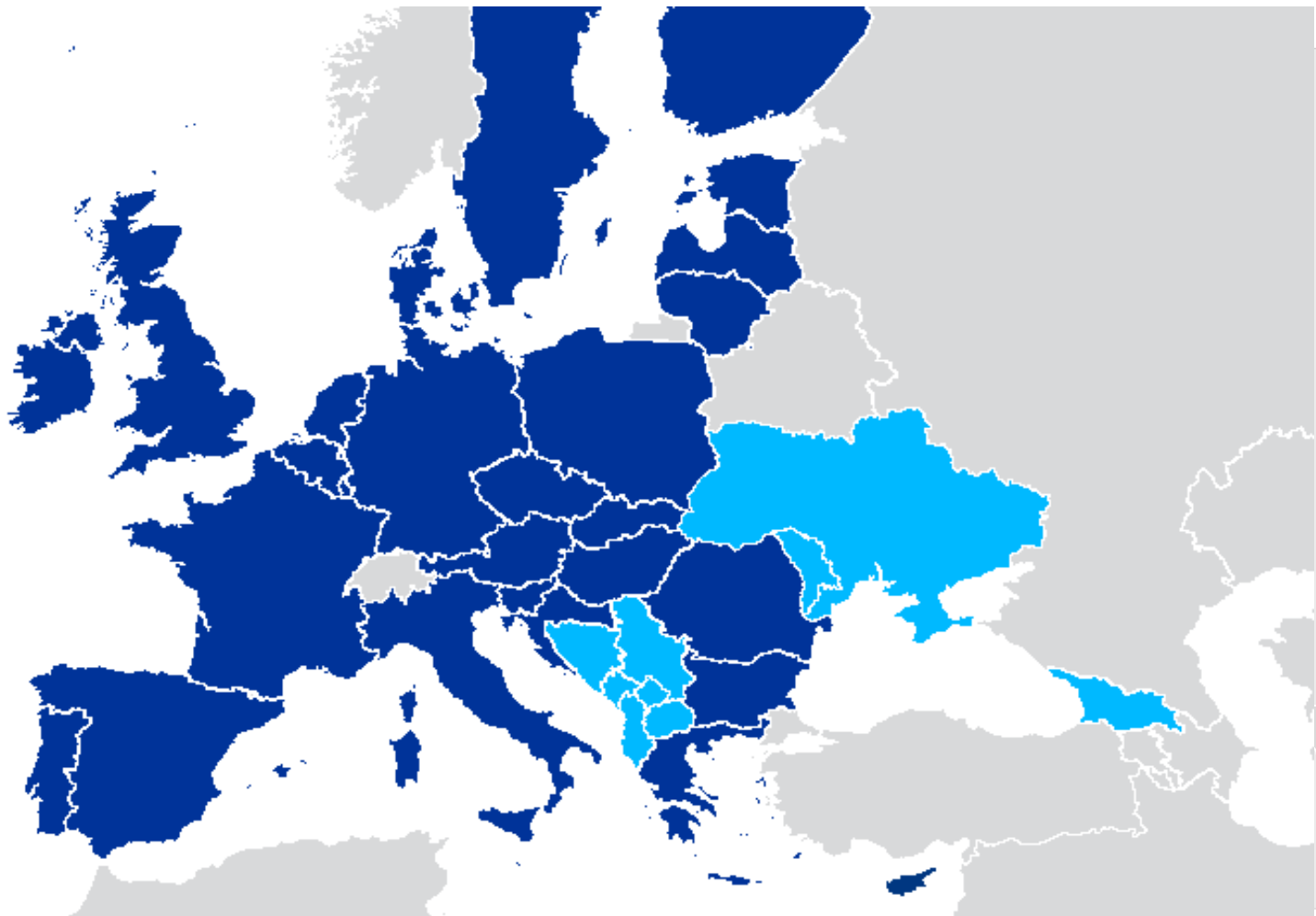
➤ *How?*

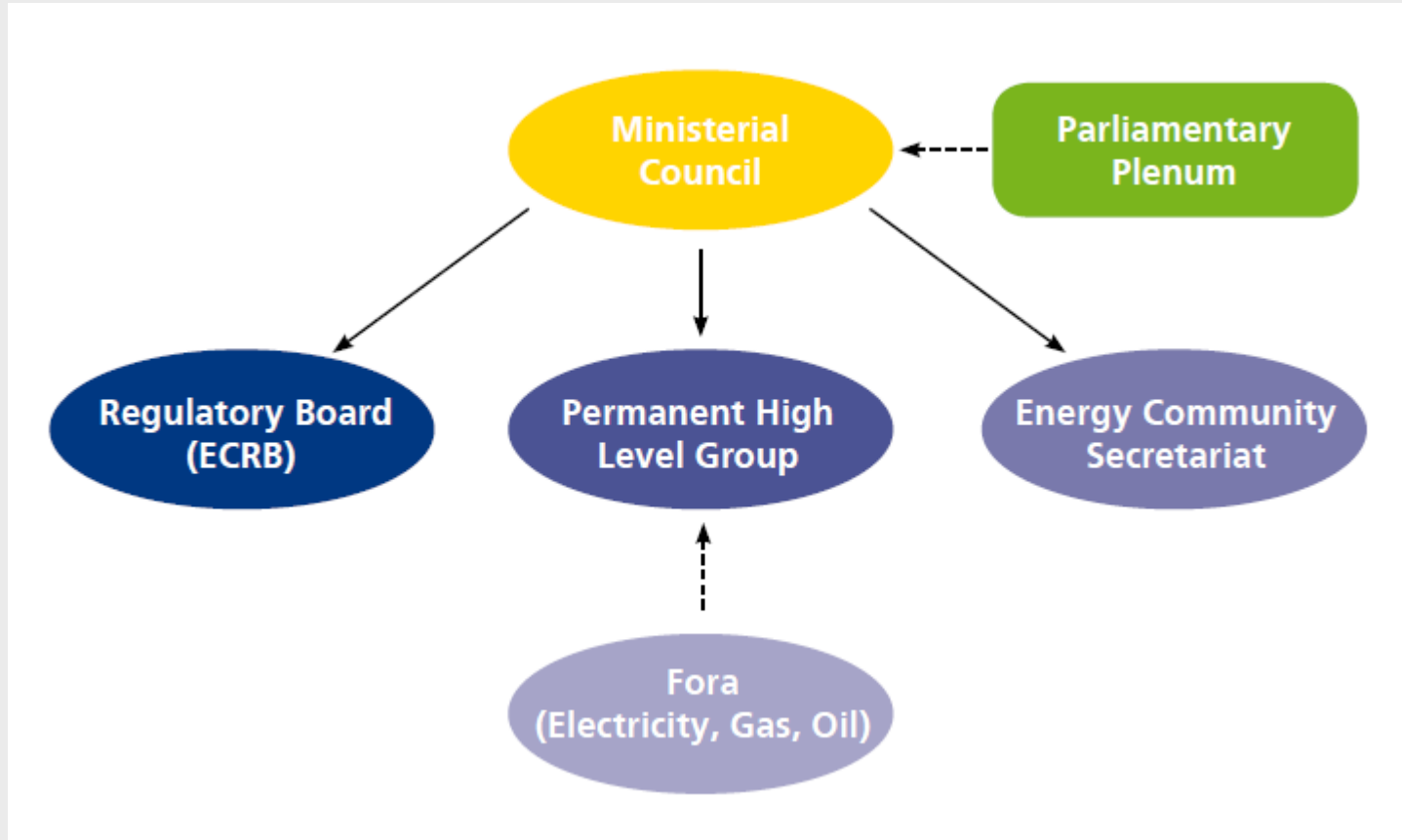
By the Rule of Law



European Union
 Contracting Parties
 Candidate Parties
 Observers
 Candidate Observers

Towards a European Energy Union (15 Dec 2015): "Energy Union must establish a free flow of energy across EU and Energy Community countries"





DISPUTE SETTLEMENT PROCEDURE

- ▶ ***A Party to the Treaty, the Regulatory Board and the Secretariat may initiate a case of non-compliance***

3-stage procedure

- ▶ ***Opening Letter*** – Secretariat requests national governments to comment on non-compliance problem within 2 months
- ▶ ***Reasoned Opinion*** - No reply? Unsatisfactory reply? Secretariat states reasons why it believes there is a breach of Energy Community law and requests compliance within 2 months
- ▶ ***Reasoned Request*** – Secretariat refers case to PHLG (hears both parties to dispute + takes into account (non-binding) opinion of Advisory Committee) → Ministerial Council for decision
- ▶ Currently approx. 20 cases open
- ▶ **No Court of Justice!**

The Energy Community acquis and areas of work



Gas



Electricity



Infrastructure



Renewable energy



Environment



Competition



Oil



Social

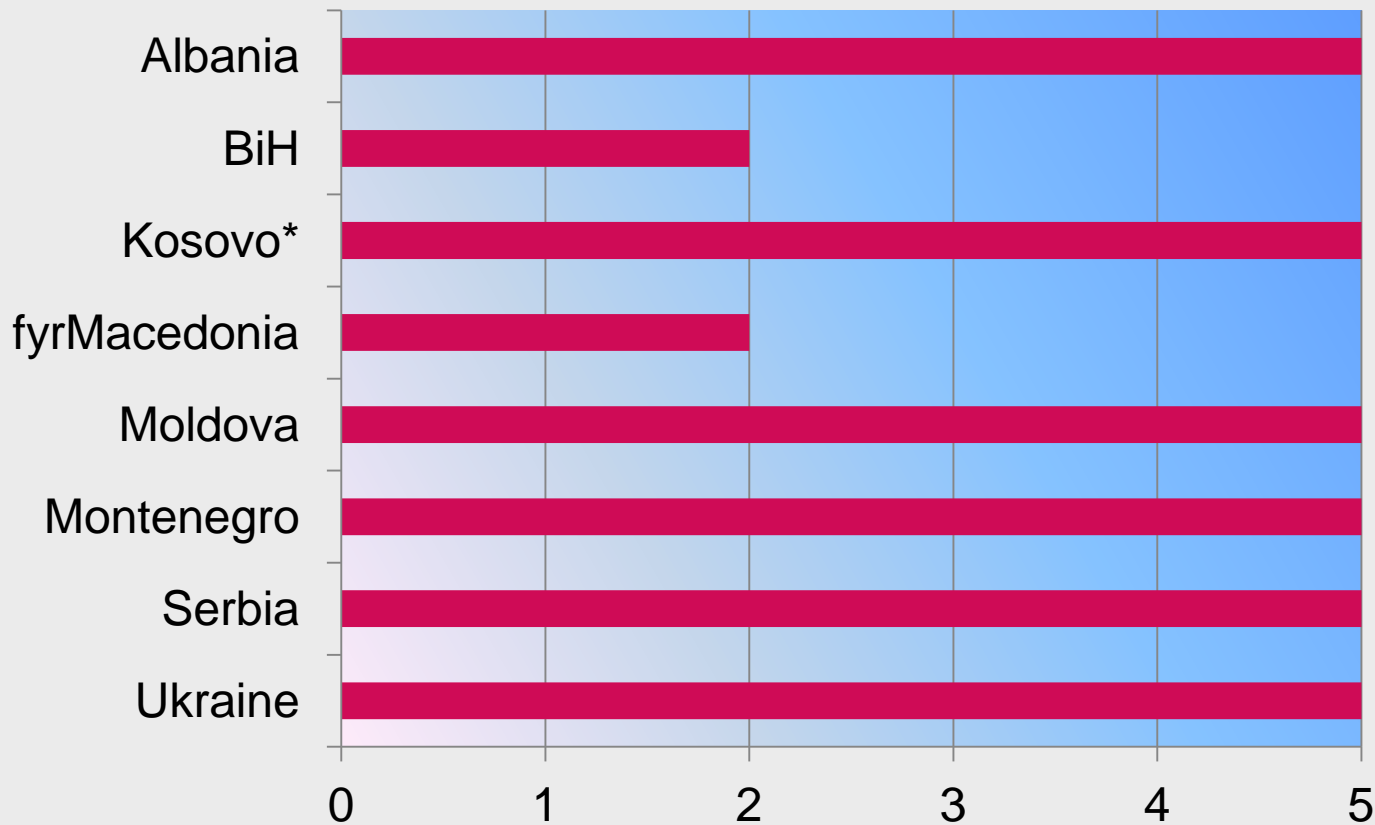


Statistics



Energy Efficiency

Third Package Transposition in Contracting Parties





- Level playing field between Contracting Parties and EU Member States (switch-on clause/reciprocity)

-----two tier approach -----



- Direct applicability of Network Codes + Regulations
- Competence of EU institutions (ACER) in Contracting Parties
- Better enforcement in case of infringement
- State aid and competition enforcement



- Set a post-2020 EnC framework for RES to ensure investor confidence (current EnC framework expires in 2020)
- Boost ambition of current energy efficiency targets
- Address “leftovers” from Third Energy Package
 - Lack of governance on the interface b/w EU and EnC (network codes)
 - Addressing price regulation whilst putting in place better protection of vulnerable energy customers
- Strengthen market integration and cross-border trade (facilitating uptake of RES)
- Increase security of supply and least-cost abatement of supply crisis on regional level in EnC as well as EU
- Streamline reporting and monitoring obligations
- **But when will it be adopted?**



*Thank you
for your attention!*
Janez Kopač

www.energy-community.org