

Energy Charter

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What is the Energy Charter

**Dec. 1991
European Energy
Charter**



Political commitment -
not legally binding

**Dec. 1994
Energy Charter
Treaty (ECT)**



**52 states + EU and
Euratom** – legally
binding, entered into
force April 1998
Open for accessions for
states and REIOs which
have signed the
European Energy
Charter

**Energy Charter
Conference**



Based on the ECT –
decision making body
Main task to review and
facilitate the
implementation of the
principles of the Charter
and the ECT
Members: signatories of
the ECT
Observers: signatories of
the European Energy
Charter, invited states
and international
organisations

What Does the Charter Do?

Energy Security
Sustainable Development
Open and Efficient Energy Markets

Dispute Resolution

Investment
Protection

Trade and
Transit

Energy
Efficiency

Freedom of Transit

Non-Discrimination among Participants

National Sovereignty over Natural Resources

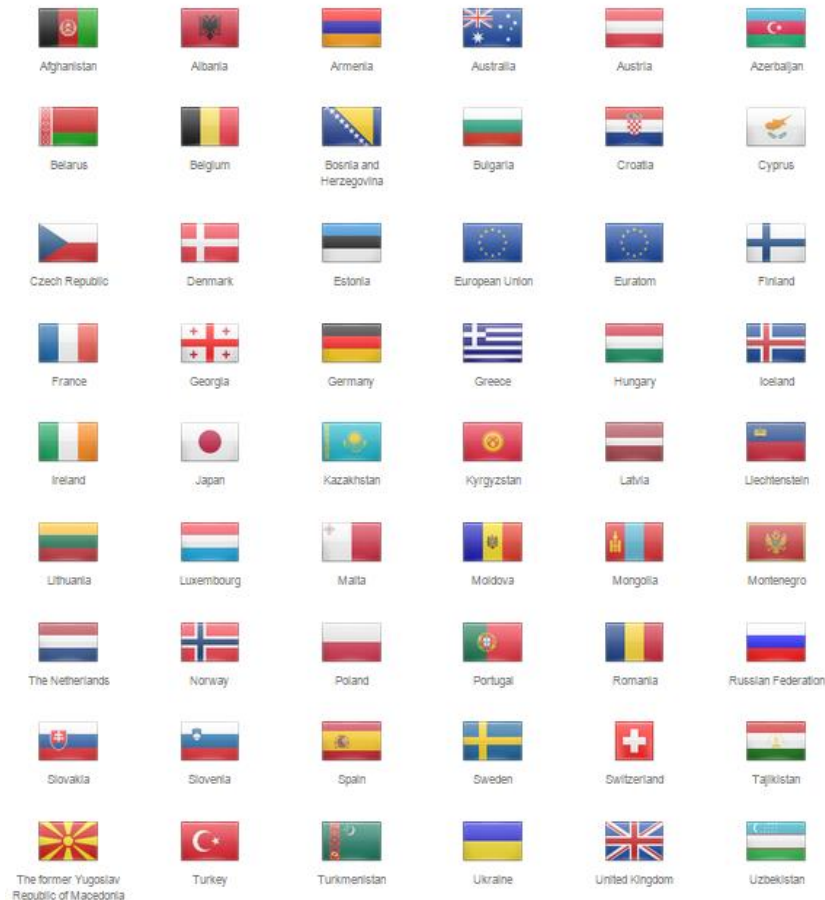
ECT – Main Focus

- Protection of foreign investments, based on the extension of national treatment or most-favoured nation treatment (whichever is more favourable)
- Non-discriminatory conditions for energy trade based on WTO rules
- Ensuring reliable cross-border energy transit
- Resolution of disputes between participating states, and – in the case of investments – between investors and host states
- Promotion of energy efficiency (PEEREA)

Charter Members and Observers

Members of the Energy Charter Conference

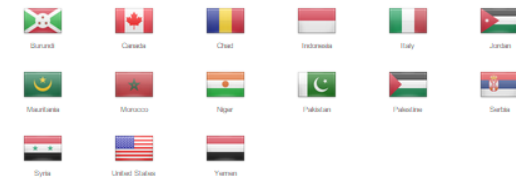
All Signatories and Contracting Parties to the [Energy Charter Treaty](#) are Members of the [Energy Charter Conference](#):



Observers to the Energy Charter Conference

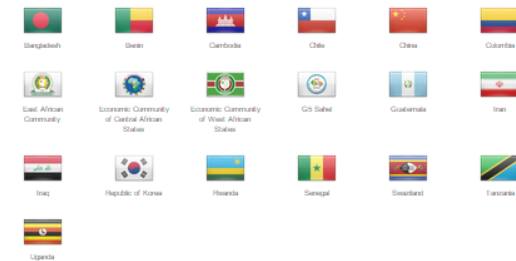
1. Signatories of the European Energy Charter (1991)

All Signatories of the [European Energy Charter](#) (1991) are Observers to the Energy Charter Conference. Signatories which are also Signatories of or Contracting Parties to the [Energy Charter Treaty](#) are Members of the Energy Charter Conference.

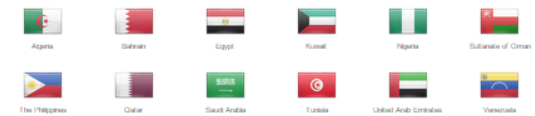


2. Signatories of the International Energy Charter (2015)

All Signatories of the [International Energy Charter](#) (2015) - other than the ones which also signed the [European Energy Charter](#) (1991) - are Observers to the Energy Charter Conference.



3. Observers by Invitation



4. International Organisations with Observer Status



Charter Expansion and Outreach

Charter Conference
approval in August 2012

Goal

Enlargement of ECT geographic coverage

Expansion

Observers becoming Members

Outreach

Countries not yet involved in the Process

Modernisation – Phase I

2009

- Contracting Parties recognised that the Energy Charter Process must reflect new developments and challenges in international energy markets



2012

- 23rd Meeting of the Conference in Warsaw provided mandate for the geographical expansion of the Energy Charter Process and of the Treaty



2014

- Four sessions of negotiations held in Brussels with objective of clearing 1991 text of outdated terminology and to reflect the requirements of potential new members

International Energy Charter

- Political declaration updating the 1991 EEC
- Reflects modern energy challenges
- Reaffirms **THE HAGUE** 1994 ECT
- Negotiated by more than 80 states throughout 2014
- Adopted by 75 countries in 2015

INTERNATIONAL
ENERGY CHARTER

20 & 21 MAY 2015

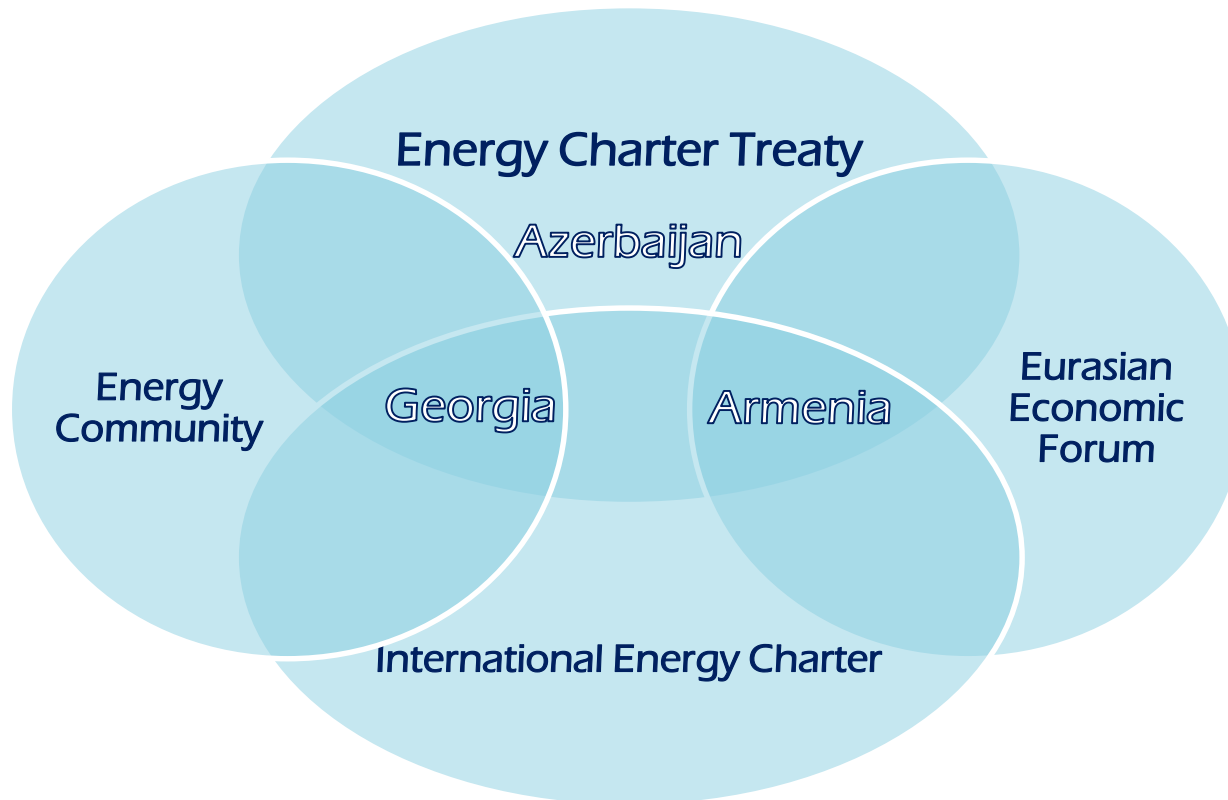
Modernisation - Phase II

- ECT stands as the only multilateral legally binding instrument in the energy sector dealing with investment protection, transit and trade:
 1. 2014 Conclusions of the Review under Art. 34(7) ECT
 2. Astana Declaration of the Energy Charter Process for 2015-2019

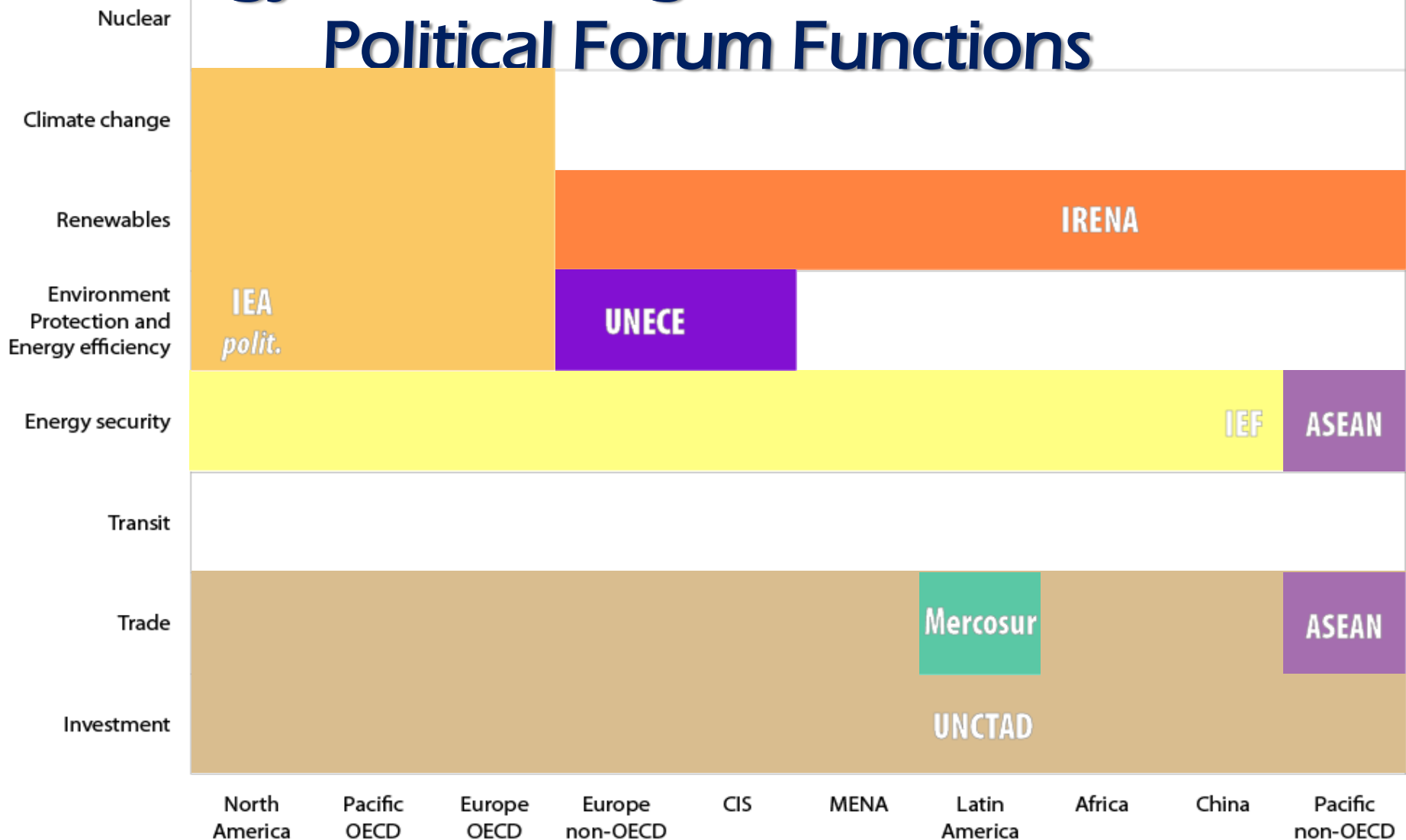
Place of the Energy Charter Treaty in Global
Energy Governance

ENERGY-RELATED INTERNATIONAL ORGANISATIONS

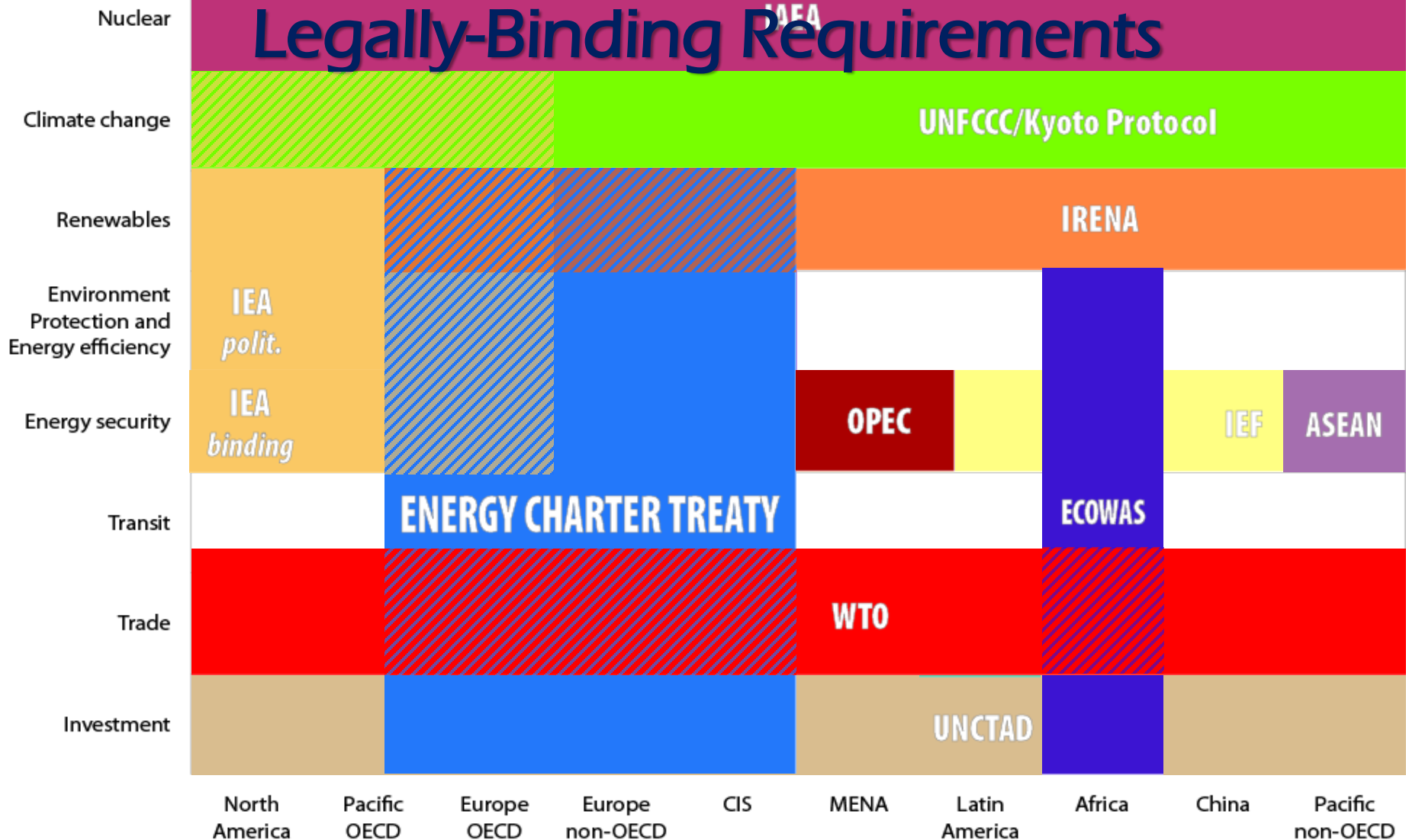
Armenia, Azerbaijan and Georgia



Energy-Related Organisations with More Political Forum Functions

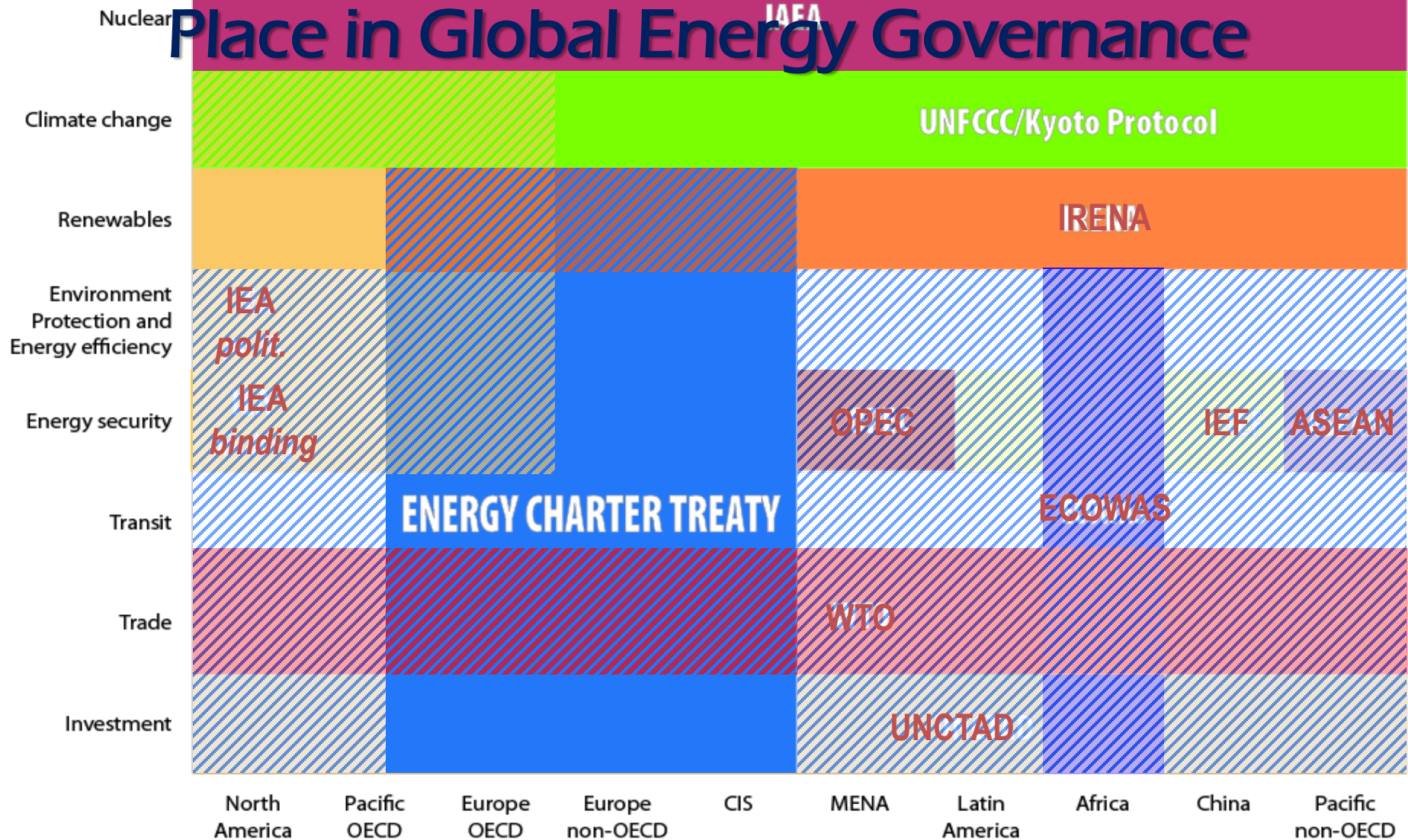


Energy-Related Organisations with More Legally-Binding Requirements



Energy Charter Treaty:

Place in Global Energy Governance



Thank you!

Any questions?

Get in touch with us!

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