

To: [REDACTED] (NEAR)  
Cc: [REDACTED] (NEAR); NEAR C2  
Subject: RE: Additional information to our Briefing request Ares(2015)1075795 :  
Meeting request with Secretary General of Energy Charter Secretariat in early  
2015 - Urban Rusnak

Dear [REDACTED],

I hope you had a nice weekend. As a follow-up to our phone conversation on Friday and to your e-mail request, please find:

**1) Some background information on INOGATE and a recap of the recent discussions concerning INOGATE/energy programme forward:**

The **INOGATE programme** is a regional technical energy cooperation programme with countries neighboring the EU to the East (Eastern Partnership) and Central Asia, as defined in Baku and further confirmed in Astana Ministerial Conferences, supporting the implementation of the political priorities in the field of Converging energy markets; enhancing energy security; supporting sustainable energy development; and attracting Investment towards energy projects of common and regional interest.

In addition, through the INOGATE programme, the European Union has been supporting countries that signed the EU Energy Community Treaty (Ukraine and Moldova) to implement it, and candidate countries (Georgia) to make the necessary reforms that would allow them to join the Energy Community.

**The programme will end in April 2016** and we are currently looking for potential interlocutors to take over its **coordination beyond 2016**. Please note that a **global assessment of the regional energy support** in EaP and CA countries (2007/2012) has been conducted and the results of this assessment will be taken into account when thinking of this long term strategy.

The **International Energy Agency** is working on a proposal that would address energy statistics as well as the main policy issues of energy market convergence, sustainable energy development and energy security, with the ultimate aim of better integrating country specific needs in a broader discussion on energy at a regional level. The first proposal presented, envisaged having IEA as leader in policy and data management in Paris and another partner institution, namely the Energy Charter Secretariat, assuring in-country presence in the region. However, following internal consultations with **DG Energy**, we came to the conclusion that **the Energy Charter Secretariat should not be involved** in this project.

**2) Our position as to the IEA proposal on engaging an international organisation for the logistical support, notably regarding their proposal to engage with the Energy Charter Secretariat (ECS):**

- In summary, we can fairly say that **the activities envisaged for the ECS in the project are not within the ECS's functions**, which namely are:
  - ✓ to monitor implementation of the Energy Charter Treaty and Protocol's obligations;
  - ✓ to organise and administer meetings of the Conference and its subsidiary bodies;

- ✓ to provide analytical support and advice to the Conference and its subsidiary bodies on all aspects of the Energy Charter process;
  - ✓ to represent the Energy Charter Conference in the development of its relations with non-member states and other relevant international organisations and institutions;
  - ✓ to support negotiations on new instruments mandated by the Conference;
  - ✓ to conduct or facilitate dispute resolution/conciliation procedures
- Moreover, EU Member States wish the ECS to increasingly limit itself to the core tasks/issues as identified in the Energy Charter Treaty. The envisaged activities are not part of these **core tasks**.
  - In addition, the fact that the ECS is not **physically present** in the regions can represent an obstacle to the sound performance of the envisaged activities.
  - Finally, since the tasks to be carried out in the framework of this project as per first IEA proposal would be **purely logistical and administrative**, we do not see the absolute need to involve a second energy-specific organisation in the project.

**Please note:** in response to our objections, **IEA modified the proposal excluding the involvement of the Energy Charter Secretariat** in the action.

### 3) Important conclusions/next steps:

We are currently working on an **action document on energy**, to be submitted to the ENI committee this summer. We think that the IEA would be a very good option for moving our INOGATE/energy programme forward, and DG Energy concurs with us. However IEA's proposal needs further development, especially as it concerns some legal and financial issues as well as important details on the content of the action, thus **we have not officially committed with the IEA yet**.

Therefore, should IEA's final proposal not fulfil the conditions and objectives of our strategy, we envisage going through a **tender procedure** to find a more suitable partner to implement the action. Should this be the case, the call will be open to any international organisation (including for instance the Energy Charter Secretariat) in possess of the **necessary expertise**, both in the field of energy statistics and in a broad range of energy policy aspects, and capable of offering the greatest **value for money** to lead the proposed project.

I hope this information address your request! Please feel free to call me if you need further input.

Have a nice day,

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**From:** [REDACTED] (NEAR)  
**Sent:** Monday, March 16, 2015 9:40 AM  
**To:** [REDACTED] (NEAR-EXT)  
**Cc:** [REDACTED] (NEAR)

- Mr Rusnák has indicated that he would like to discuss the role and potential of the Energy Charter in Central Asia and the Caucasus, particularly in the context of the post-INOGATE project. There is an urgency to this, in that we understand that a decision on this project is being taken imminently.

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Hello. Just a reminder that I hope you will get this to me around lunchtime!

Thanks,

[REDACTED]

<< OLE Object: Picture (Device Independent Bitmap) >>

**European Commission**

Directorate-General for Neighbourhood and Enlargement Negotiations  
Serbia Unit

LOI 15 [REDACTED]  
B-1049 Brussels/Belgium

[REDACTED]

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**From:** [REDACTED] (NEAR)

**Sent:** Friday, March 13, 2015 5:09 PM

**To:** [REDACTED] (NEAR-EXT)

**Cc:** [REDACTED] (NEAR)

**Subject:** FW: Additional information to our Briefing request Ares(2015)1075795 : Meeting request with Secretary General of Energy Charter Secretariat in early 2015 - Urban Rusnak

[REDACTED], we spoke. Can you get me something on this point

...of course I need to give this to the cabinet on Monday...

Thanks a million in advance,

[REDACTED]

<< OLE Object: Picture (Device Independent Bitmap) >>

**European Commission**

Directorate-General for Neighbourhood and Enlargement Negotiations  
Serbia Unit

LOI 15 [REDACTED]  
B-1049 Brussels/Belgium

[REDACTED]

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**From:** NEAR DG BRIEFINGS

**Sent:** Friday, March 13, 2015 9:56 AM

**To:** [REDACTED] (NEAR)

**Subject:** FW: Additional information to our Briefing request Ares(2015)1075795 : Meeting request with Secretary General of Energy Charter Secretariat in early 2015 - Urban Rusnak

FYI

For the briefing you were assigned yesterday evening.

Best,

[REDACTED]

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**From:** [REDACTED] (CAB-HAHN)

**Sent:** Thursday, March 12, 2015 6:50 PM

**To:** NEAR DG BRIEFINGS

**Subject:** Additional information to our Briefing request Ares(2015)1075795 : Meeting request with Secretary General of Energy Charter Secretariat in early 2015 - Urban Rusnak

Dear [REDACTED],

With reference to our briefing request (see linked Ares document) please find attached an additional information on the meeting with SecGen Rusnák next week which we have just received.

Kind regards,

[REDACTED]

<< Message: FW: Meeting between Commissioner Hahn and SG Rusnák/ March 19 @ 16.30 >>

Please follow this link to view document Ares(2015)1075795 : Meeting request with Secretary General of Energy Charter Secretariat in early 2015 - Urban Rusnak :

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