



Council of the
European Union

Brussels, 3 December 2020
(OR. en)

13707/13
DCL 1

ENER 418
RELEX 823
COWEB 131
COEST 274

DECLASSIFICATION

of document: 13707/13 RESTREINT UE/EU RESTRICTED

dated: 18 September 2013

new status: Public

Subject: Recommendation from the Commission to the Council on fixing as Union position the acceptance of the request for the Commission to negotiate the modalities for the accession of Georgia to the Energy Community

Delegations will find attached the declassified version of the above document.

The text of this document is identical to the previous version.



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THE EUROPEAN UNION**

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NOTE

from:	General Secretariat of the Council
to:	Delegations
No. Cion prop.:	13070/13 COEST 237 ENER 387 RELEX 751
Subject:	Recommendation from the Commission to the Council on fixing as Union position the acceptance of the request for the Commission to negotiate the modalities for the accession of Georgia to the Energy Community

Delegations will find attached the text of a draft Council Decision on the above, with a view to the meeting of the Working Party on Energy on 24 September 2013.

Draft Decision of the Council

on establishing as Union position the acceptance of the request of the Commission to negotiate on behalf of the Energy Community Parties the modalities for the accession of Georgia to the Energy Community

The Council,

Having regard to Art 5(2) of Council Decision 2006/500/EC and Article 218 TFEU,

Whereas:

- (1) The European Union is a Party to the Treaty establishing the Energy Community,
- (2) Georgia was accepted as an observer to the Energy Community in December 2007,
- (3) The European Union was set to welcome Georgia's application for membership in the Energy Community at the meeting of the Ministerial Council of the Energy Community held in Sarajevo on 26 June 2009, depending on whether the official application of Georgia for accession to the Energy Community would be submitted in time before that Ministerial Council meeting¹,
- (4) The Ministerial Council of the Energy Community, at its meeting in Sarajevo on 25 June 2009, asked the Commission to further coordinate the accession process of Georgia on behalf of the Energy Community, considering that Georgia is in the process of approving and submitting a formal application to become Contracting Party,
- (5) In January 2013, Georgia submitted an application to become a full-fledged member to the Energy Community.

¹ 10729/09

DECIDES:

To authorise the Commission to conduct negotiations on behalf of the European Union concerning the modalities of accession of Georgia to the Energy Community;

To appoint the Working Party on Energy as Special Committee to assist it in this task, and

To issue the negotiating directives in Annex.

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Negotiating Directives for the accession of Georgia to the Energy Community

The Commission shall negotiate the full compliance of Georgia with the obligations of the Energy Community Treaty and with all legally binding acts adopted by the Energy Community institutions, taking into account the necessary flexibility in terms of timetables provided that Georgia commits in a credible way to apply the compulsory *acquis* accordingly. Before agreeing a particular timetable, the Commission shall consult the Working Party on Energy.

During the negotiations, the Commission shall pay special attention to the commitments taken by Georgia in the context of its relations with the European Union. Failure to fulfil these commitments could affect the modalities of accession to the Energy Community.

The Working Party on Energy shall be regularly consulted on the progress of the negotiations.

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