

Brussels, 8 July 1997

Related documents: CC 83, CC 93, RD 2 (ECC of 08-09 07 1997)
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**DECISION OF THE ENERGY CHARTER CONFERENCE**

**Subject:      Transitional Arrangements**

The Conference reviewed the progress of those Signatories listed in Annex T regarding provisions of the Treaty for which those Signatories claim temporary suspensions. Based on notifications from Signatories, the Secretariat had prepared a progress report giving a comprehensive overview of the current situation and containing a survey of all transitional suspensions.

Armenia requested a further extension of its transitional suspension regarding Article 20(3) by two years i.e. to 31 December 1998. Based on justification presented in Room Document 2, the Conference was requested to give its consent.

With respect to this issue, the Conference adopted the conclusion [attached as Annex].

**The provisional Energy Charter Conference**

considering part C.6 of the Work Programme for 1997 (CS(96) 213, CC67) concerning reviews of Annex T;

considering the notifications of Signatories eligible for transitional arrangements

**NOTED**

- 1) the termination of transitional arrangements contained in Annex T for the following Signatories
  - a) for which the phase-out dates have expired
    - Moldova, regarding Article 20(3), as of 31 December 1995;
    - Poland, regarding Article 7(4), as of 31 December 1996;
    - Romania, regarding Article 6(2), as of 31 December 1996;
    - Hungary, regarding Article 7(4), as of 31 December 1996;
    - Georgia, regarding Article 9(1), as of 1 January 1997;
  - b) for which the Signatories have notified earlier than anticipated compliance
    - Slovenia, regarding Article 20(3), as of 30 January 1996;
    - Romania, regarding Article 6(5), as of 28 February 1997;
    - Albania, regarding Articles 6(2) and 6(5), as of 8 April 1997;
    - Kazakhstan, regarding Articles 6(2) and 6(5), as of 14 April 1997;
    - Azerbaijan, regarding Article 6(5), as of 17 April 1997;
    - Ukraine, regarding Article 20(3), as of 30 May 1997;
    - Armenia, regarding Article 6(2), as of 25 June 1997;
- 2) with satisfaction that progress towards elimination of non-complying measures by Signatories eligible for transitional arrangements has been faster than originally envisaged in the Treaty;
- 3) that actions undertaken by Signatories eligible for transitional arrangements appear to be sufficient to ensure timely progress towards full compliance with relevant provisions of the Treaty in accordance with phase-out dates in Annex T;
- 4) that no eligible Signatory has requested technical assistance of the kind envisaged in Article 32(4)(c) of the Treaty;
- 5) that no additional request for the suspension of other eligible transitional arrangements not previously listed in Annex T has been received;

6) that one eligible Signatory has requested a further extension of its transitional suspension;

**AGREED**

with the request of Armenia for an additional extension of the transitional period regarding Article 20(3) by two years, i.e. to 31 December 1998;

**DECIDED**

that the Secretariat shall notify all Signatories and the Depositary of the earlier than anticipated compliance with the relevant provisions of the Energy Charter Treaty by certain Signatories eligible for transitional arrangements and of the extension of the phase-out date for Armenia which shall take effect on the date this Decision is made.