



Council of the
European Union

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LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION authorising the opening of negotiations on the modernisation of the Energy Charter Treaty, to the extent this falls within the competence of the Union

COUNCIL DECISION

of ...

**authorising the opening of negotiations on the modernisation of
the Energy Charter Treaty, to the extent this falls within the competence of the Union**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular
Article 194(2) and the first subparagraph of Article 207(4), in conjunction with Article 218(3) and
(4) thereof,

Having regard to the recommendation from the European Commission,

Whereas participation of the Union in the negotiations on the modernisation of the Energy Charter Treaty should be ensured,

HAS ADOPTED THIS DECISION:

Article 1

The Commission is hereby authorised to enter, on behalf of the Union, into negotiations on the modernisation of the Energy Charter Treaty, to the extent this falls within the competence of the Union.

Article 2

The Commission shall conduct the negotiations on the basis of the negotiating directives of the Council set out in the addendum to this Decision.

The negotiating directives cannot be construed as affecting, in any way, the respective competences of the Union and of the Member States.

Article 3

The negotiations shall be conducted in consultation with the representatives of the Member States meeting within the Working Party on Energy and the Trade Policy Committee (Services and Investment), and in accordance with the procedure laid down in the addendum to this Decision.

Article 4

This Decision is addressed to the Commission.

Done at ...,

For the Council

The President
