DECISION OF THE MINISTERIAL COUNCIL
OF THE ENERGY COMMUNITY

of 24 October 2013


THE MINISTERIAL COUNCIL OF THE ENERGY COMMUNITY

Having regard to the Treaty establishing the Energy Community ("the Treaty"), and in particular Articles 25, 79 and 100 (i) and (ii) thereof,

Having regard to the proposal from the European Commission1,

Whereas:


2) Article 12 of the Treaty requires each Contracting Party to implement the 'acquis communautaire on environment' in compliance with the timetable for the implementation of those measures set out in Annex II.


4) The 'acquis communautaire on environment' set out in Article 16 and the timetable for implementation set out in Annex II of the Treaty should be aligned with the recent evolution of European Union law concerning industrial emissions.

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1 C(2013) 2364 final, 29.4.2013
2 OJ L 175, 5.7.1985, p. 40
3 OJ L 121, 11.5.1999, p. 13
4 OJ L 309, 27.11.2001, p. 1
5 OJ L 103, 25.4.1979, p. 1
6 OJ L 334, 17.12.2010, p.17
5) The Environmental Task Force, at its meetings on 16 May 2013 and 17 September 2013, analysed the proposal in detail and recommended a number of adaptations to it which are reflected in the present Decision.

6) The Permanent High Level Group, at its meetings of 19 June 2013 and 23 October 2013 elaborated and proposed to adopt the present Decision,

HAS ADOPTED THIS DECISION:

**Article 1**

1. The following text shall be added to Article 16 of the Treaty:


2. The following text shall be added to Annex II of the Treaty:

"5. Each Contracting Party shall implement Chapter III, Annex V, and Article 72(3)-(4) of Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and control) from 1 January 2018 for new plants. For existing plants, the Contracting Parties shall endeavour to implement the provisions of Chapter III and Annex V within the shortest possible timeframe, in particular in the case of retrofitting existing plants."


**Article 2**

1. Each Contracting Party shall bring into force the laws, regulations and administrative provisions necessary to comply with Chapter III, Annex V and Article 72(3)-(4) of Directive 2010/75/EU by 1 January 2018. They shall forthwith inform the Energy Community Secretariat thereof.

2. Contracting Parties shall communicate to the Energy Community Secretariat the text of the main provisions of national law which they adopt in the field covered by the present Decision.

**Article 3**

This Decision shall enter into force upon its adoption by the Ministerial Council.

**Article 4**

This Decision is addressed to the Contracting Parties.
Done at Belgrade, 24 October 2013

For the Ministerial Council

[Signature]

Presidency