INFORMAL INPUT FOR DISCUSSION

DECISION No 2022/xx/PHLG-EnC OF THE PERMANENT HIGH LEVEL GROUP OF THE ENERGY COMMUNITY of [xx]


THE PERMANENT HIGH LEVEL GROUP OF THE ENERGY COMMUNITY,

Having regard to the Treaty establishing the Energy Community (‘the Treaty’), and in particular Articles 24, 25, and 79 thereof,

Having regard to Decision 2012/02/MC-EnC of the Ministerial Council of 19 October 2012 concerning the implementation of the rules on energy statistics in the Energy Community (Regulation (EC) 1009/2008 and Directive 2008/92), and in particular Article 2 thereof,

Having regard to Decision 2021/12/MC-EnC of the Ministerial Council of 30 November 2021, and in particular Article 3 thereof,

Whereas regular updates are required to the Energy Community acquis on statistics to align its scope with the dynamic evolution of the legal framework applicable to the European Union,

Whereas Article 3 of Decision 2021/12/MC-EnC mandates the Permanent High Level Group to further adapt Regulation (EC) 1009/2008,

Whereas in the European Union, amendments Regulation (EC) No 1099/2008 were made by Commission Regulation (EU) 2022/132 regarding the procedures applicable to annual, monthly and short-term monthly statistics,

Having regard to the proposal from the European Commission,
HAS ADOPTED THIS DECISION:
Article 1
Implementation


Article 2
Adaptations of Commission Regulation (EU) 2022/132

(1) Article 2 shall be deleted.

(2) Throughout the Regulation,
- the term “Member State” shall be replaced by the term “Contracting Party”, in singular or plural, as appropriate.
- the term “Community” shall be replaced by the term “Energy Community”.

Article 3
Adaptations of Regulation (EC) 1099/2008, as adopted and adapted by Ministerial Council Decision 2012/02/MC-EnC

Regulation (EC) 1099/2008, as adopted and adapted by Ministerial Council Decision 2012/02/MC-EnC, shall be amended as follows:

(1) Throughout the Regulation,
- the term “Member State” shall be replaced by the term “Contracting Party”, in singular or plural, as appropriate.
- the term “Community” shall be replaced by the term “Energy Community”.

(2) In Article 2 of the Regulation,
- point (a) shall read as follows: “Energy Community statistics’ mean quantitative, aggregated and representative information taken from the collection and systematic processing of data, produced by the national authorities of the Contracting Parties’;
- point (b) shall read as follows: “production of statistics’ means the process of encompassing all the activities necessary for the collection, storage, processing, compilation, analysis and dissemination of the statistical information’.

(3) In Article 5 of the Regulation,
paragraph 4 shall read as follows: “At the duly justified request of a Contracting Party, additional exemptions or derogations may be granted by the Permanent High Level Group for those parts of the national statistics for which the collection would lead to an excessive burden on respondents. Before adopting such a decision in accordance with Title II of the Treaty, the Permanent High Level Group shall consult the Secretariat.”
(4) Article 8 of the Regulation is deleted.
(5) Paragraph 1 of Article 9 is deleted.
(6) Articles 10, 11 and 12 of the Regulation are deleted.

Article 4

*Entry into force*

This Decision shall enter into force on the day of its adoption. It is addressed to the Contracting Parties.

Done …,

For the Permanent High Level Group,

The President