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Towards a Mediterranean Energy Community

MENAREC Conference

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WHAT VISION?

"a regional EU-Southern Mediterranean Energy Partnership initially focused on electricity and renewable energy market development by 2020"

"a Mediterranean Energy Community"

WHAT LEGAL ASPECTS NEED TO BE DEVELOPED?

- effective investment protection guarantees are essential in order to attract private capital
- functioning regional electricity markets
- preferential connection of renewable generation plants to the grid and access to transmission infrastructures
- authorisation regimes and/or the award of concessions shall be transparent and non-discriminatory

WHAT LEGAL PROVISIONS COULD BE EXPLORED?

1. bilateral investment protection instruments + Energy Charter Treaty
2. no import-export restrictions or other restrictions to trade in electricity, no customs tariffs for electricity
3. establishment of regional wholesale energy market(s)
4. preferential access to the grid for electricity of renewable origin based on common principles

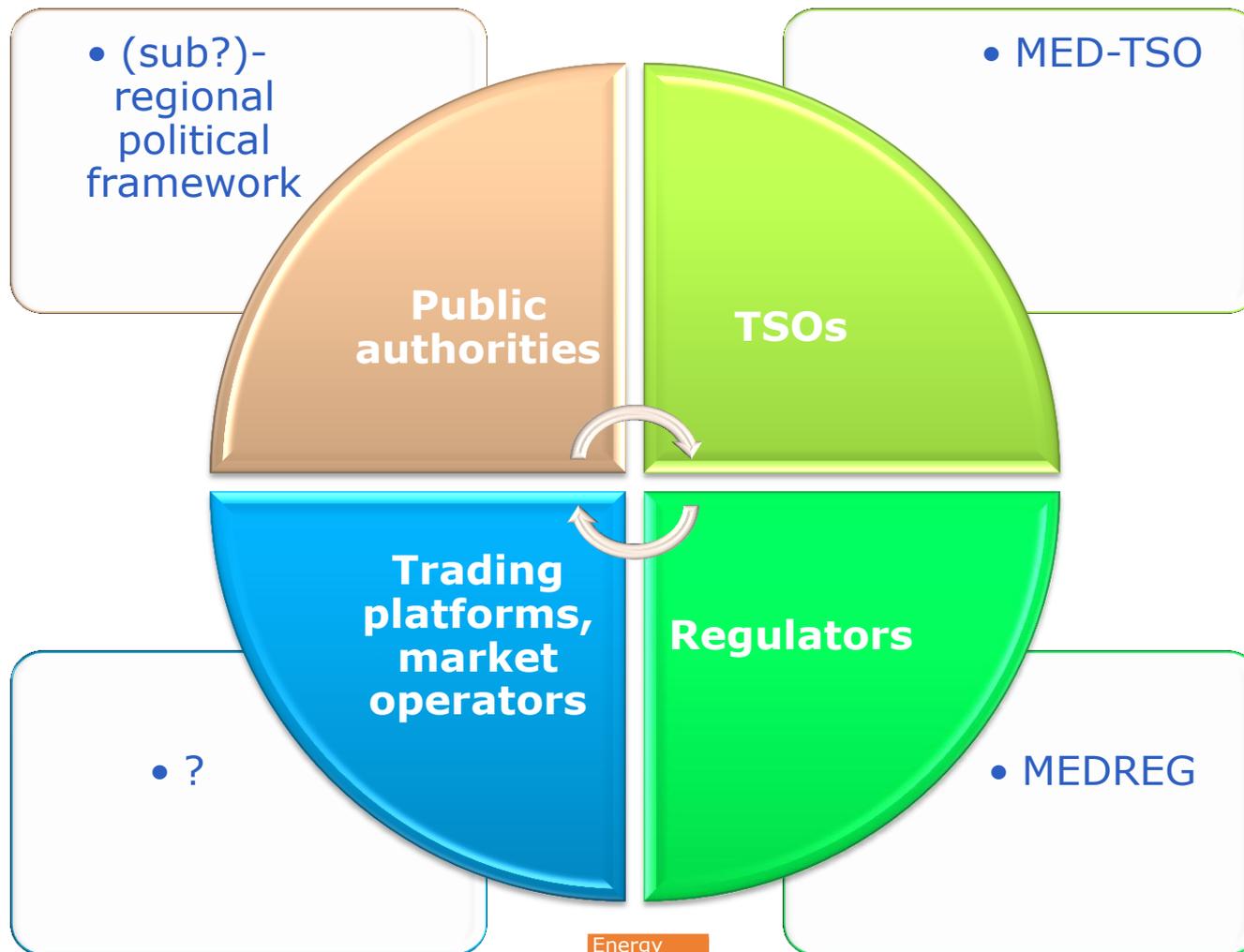
WHAT LEGAL PROVISIONS COULD BE EXPLORED?

5. national treatment as regards authorisation or licensing
6. facilitation of Article 9 project implementation
7. Provisions concerning carbon financing
8.
9.



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WHAT COOPERATION STRUCTURES?



WHAT LEGAL FRAMEWORK(S)?

	<i>Political instruments and frameworks</i>				<i>Bilateral legal instruments</i>			<i>Multilateral legal instruments</i>	
	<i>Energy dialogue</i>	<i>Memorandum of Understanding</i>	<i>ENP Action Plan / Roadmap / Association Agenda</i>	<i>Union for the Mediterranean</i>	<i>PCA/Assoc. Agreement /SAA / Framework Agreement</i>	<i>FTA /Non-preferential Agreements /TA /EEA</i>	<i>Science & technology coop. agreement</i>	<i>Energy Charter Treaty</i>	<i>WTO</i>
Turkey									
Algeria								<i>obs</i>	
Egypt						○		<i>obs</i>	
Israel									
Jordan						○		<i>obs</i>	
Lebanon									
Libya									
Morocco						○		<i>obs</i>	
O.P.T								<i>obs</i>	
Syria								<i>obs</i>	
Tunisia						○		<i>obs</i>	

○ Negotiation mandate for DCFTA



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WHAT LEGAL FRAMEWORK(S)?

multilateral "light" (cross border electricity exchanges and renewables)

framework for regional trade of electricity surplus

basic provisions on renewables

light cooperation structure

multilateral advanced (electricity & renewables)

principle of single energy area

free trade in energy products and transit

investment protection

principles of energy market regulation

specific provisions on renewables

general provisions & governance

bilateral DCFTA provisions

regulatory provisions on energy market functioning (close to EU legislation)

regulatory provisions on renewables (close to EU legislation)

horizontal provisions (trade, investment protection, dispute resolution, etc...)



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THANK YOU FOR YOUR ATTENTION

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