



COMMISSION OF THE EUROPEAN COMMUNITIES

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COM(1998) 423 final

98/ 0233 (CNS)
98/ 0234 (CNS)

Proposal for a

COUNCIL DECISION

**ADOPTING A MULTIANNUAL PROGRAMME
OF STUDIES, ANALYSES, FORECASTS AND OTHER RELATED WORK
IN THE ENERGY SECTOR (1998-2002)
(ETAP programme)**

Proposal for a

COUNCIL DECISION

**ADOPTING A MULTIANNUAL PROGRAMME (1998-2002) OF ACTIONS
IN THE NUCLEAR SECTOR, RELATING TO THE SAFE TRANSPORT
OF RADIOACTIVE MATERIALS AND TO SAFEGUARDS AND
INDUSTRIAL COOPERATION TO PROMOTE CERTAIN ASPECTS OF THE
SAFETY OF NUCLEAR INSTALLATIONS IN COUNTRIES CURRENTLY
PARTICIPATING IN THE TACIS PROGRAMME.**

(SURE programme)

(presented by the Commission)

Explanatory memorandum

In accordance with the opinions expressed in the Council during discussions on the Commission proposal adopting a multiannual framework programme for actions in the energy sector (COM(97)550 final of 18 November 1997), the Commission is hereby presenting two complementary proposals for Council Decisions concerning:

a multiannual programme of studies, analyses, forecasts and other related work in the energy sector (1998-2002);

a multiannual programme (1998-2002) of actions in the nuclear sector, relating to the safe transport of radioactive materials and to safeguards and industrial cooperation to promote the safety of nuclear installations in countries currently participating in the TACIS programme.

These two measures complement Annexes II and VII respectively of document COM(97)550 final so as to provide an appropriate legal basis for continuing the actions already proposed in those Annexes.

01/02/33 (e 29)

PROPOSAL FOR A COUNCIL DECISION

**ADOPTING A MULTIANNUAL PROGRAMME
OF STUDIES, ANALYSES, FORECASTS AND OTHER RELATED WORK
IN THE ENERGY SECTOR (1998-2002)
(ETAP programme)**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 235 thereof,

Having regard to the proposal from the Commission,¹

Having regard to the opinion of the European Parliament,²

Whereas the White Paper entitled "An energy policy for the European Union"³ proposes a new approach to the monitoring of energy trends based on cooperation with the Member States and which would give added benefits by establishing and encouraging the most effective methods, promoting a cooperative approach to studies and analyses and encouraging the exchange of know-how in the field in question;

Whereas in its resolution of 8 July 1996⁴ on the abovementioned White Paper, the Council believes that energy decision making at Community level needs to be placed in the context of a shared analysis of the energy situation and of future trends and invites the Commission to organise cooperation between the Member States;

Whereas in its conclusions of 11 May 1998 on the Kyoto Protocol, the Council welcomed the Commission's presentation on energy policy options for responding to the climate change challenge and stressed the need to prepare a shared analysis of the economic impact of the greenhouse gas emission reductions;

Whereas, in its conclusions, the Cardiff European Council invited the Energy Council to give effect to environmental integration and sustainable development within its policy area

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3 COM(95)682 of 13.12.1995.

4 OJ No C 224, 1.8.1996.

and invited the Council and the Commission to keep under review the organisational arrangements necessary to carry this forward; whereas it is therefore necessary to develop appropriate indicators to monitor progress in this area;

Whereas the consolidation and monitoring of the internal energy market are priority tasks for the Community and for the Member States; whereas it is necessary in this connection for energy trends and questions to be analysed at Community level in collaboration with the energy sector;

Whereas provision should therefore be made within the multiannual framework programme for actions in the energy sector (1998-2002) for a specific programme of studies, analyses, forecasts and other related work in the energy sector;

Whereas it is desirable that these analyses, studies, forecasts and other related work should not unnecessarily duplicate similar work carried out by other international organisations and by the Member States;

Whereas some of these activities should be open to participation by international organisations responsible for energy matters, such as the International Energy Agency, bodies representing industry and certain third countries, in accordance with the rules governing the Community's relations with those organisations and countries;

Whereas this set of actions should be coordinated with the other activities of the Community, the Member States, third countries and international organisations;

Whereas it is politically and economically desirable to open up the programme to associated Central and Eastern European countries, in accordance with the conclusions of the Copenhagen European Council in June 1994 and as stated in the Commission's communication to the Council on this subject in May 1994, as well as to Cyprus;

Whereas the Treaty establishing the European Community does not provide powers for the adoption of this programme, other than those in Article 235;

HAS ADOPTED THIS DECISION:

Article 1

1. Within the framework programme for actions in the energy sector, a specific programme of studies, analyses, forecasts and other related work concerning the future development of European energy policy, hereinafter referred to as ETAP, shall be implemented by the Community for the period 1998-2002.
2. Apart from the priority objectives referred to in Article 1(2) of the Council Decision adopting a multiannual framework programme for actions in the energy sector, the objectives of the ETAP programme shall be:
 - to establish at Community level, a shared approach to studies, analyses, forecasts and other related work in the energy sector;
 - to promote analysis of energy markets and policies at the level of the Community and the Member States;

to analyse and evaluate energy and environment questions, particularly in relation to climate change;

to analyse and evaluate energy market trends in Europe and the world;

to help identify and transfer the best analysis methods and practices;

to facilitate information networks in the energy field;

to develop an active policy for the dissemination of the results obtained.

Article 2

The annual appropriations shall be determined by the budgetary authority within the constraints of the financial perspectives and budgetary discipline.

Article 3

In order to achieve the objectives referred to in Article 1(2), the Community may undertake and/or promote, directly or in cooperation with the interested parties, and/or contribute financially to the following measures:

- (1) observation, monitoring and the exchange of comparable information in the energy field as well as the completion of studies, analyses and forecasts on all energy aspects, including trends, markets and prices;
- (2) the provision of technical and methodological assistance to projects in order to identify and transfer the best practices in areas such as methods of analysis and forecasting, means of collecting energy data, access to and exchanges via electronic networks and any other measure which helps to achieve the general objective;
- (3) assistance for the development of links among energy producers and users and academic and administrative circles in order to promote research into the policy and economic aspects of energy;
- (4) the implementation of any initiative contributing to the dissemination of the results obtained, including the preparation and publication of reports and the organisation of workshops, seminars and conferences.

Article 4

1. The Commission shall be responsible for the financial execution and implementation of the ETAP programme.
2. For the purposes of implementing the programme, the Commission shall be assisted by the Committee referred to in Article 4 of the Council Decision adopting a multiannual framework programme for actions in the energy sector.
3. The Commission shall draw up each year a draft programme of actions to be undertaken during the following year, which will be submitted to the Committee referred to in paragraph 2.

Article 5

The examination and internal and external assessment of the implementation of this programme shall be carried out in accordance with Article 5 of the Council Decision adopting a multiannual framework programme for actions in the energy sector.⁵

Article 6

The ETAP programme shall be open to participation by associated Central and Eastern European countries (CEEC) in accordance with the conditions, including financial provisions, laid down in the additional protocols to the Association Agreements or in the Association Agreements themselves relating to participation in Community programmes. The programme shall also be open to participation by Cyprus, on the basis of additional appropriations, under the same rules as those applied to EFTA/EEA countries, in accordance with procedures to be agreed with that country.

Article 7

This Decision shall enter into force on the 20th day following its publication in the Official Journal of the European Communities.

Article 8

This Decision is addressed to the Member States.

Done at Brussels,

For the Council,

The President

⁵ Council Decision ...

98/0234 (CNS)

PROPOSAL FOR A COUNCIL DECISION

**ADOPTING A MULTIANNUAL PROGRAMME (1998-2002) OF ACTIONS
IN THE NUCLEAR SECTOR, RELATING TO THE SAFE TRANSPORT
OF RADIOACTIVE MATERIALS AND TO SAFEGUARDS AND
INDUSTRIAL COOPERATION TO PROMOTE CERTAIN ASPECTS OF THE
SAFETY OF NUCLEAR INSTALLATIONS IN COUNTRIES CURRENTLY
PARTICIPATING IN THE TACIS PROGRAMME.**

(SURE programme)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 203 thereof,

Having regard to the proposal from the Commission,¹

Having regard to the opinion of the European Parliament,²

Whereas the desire to promote safeguards for the use of nuclear materials and a high degree of safety is one of the fundamental objectives of Community energy policy in the nuclear field; whereas a specific programme to promote actions relating to safeguards and nuclear safety should therefore be implemented within the multiannual framework programme for actions in the energy sector (1998-2002);

Whereas the use of nuclear energy to produce electricity and the increasing use of radioactive materials in the health sector, industry and research mean that more radioactive materials are being transported; whereas the desire to increase safety in the nuclear field must therefore lead to an improvement in the conditions under which radioactive materials are transported;

Whereas the Community cannot disregard the situation prevailing in the nuclear sector in the countries participating in the TACIS programme; whereas it can help to implement nuclear safeguards in those countries by passing on the benefits of its experience and to

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promote a high degree of safety in the design and operation of nuclear equipment by encouraging industrial cooperation;

Whereas it is politically and economically desirable to open up the programme to associated Central and Eastern European countries, in accordance with the conclusions of the European Council held in Copenhagen in June 1994 and as stated in the communication on this subject presented to the Council by the Commission in May 1994, as well as to Cyprus;

Whereas the Treaty establishing the European Atomic Energy Community does not provide powers for the adoption of this programme other than those in Article 203;

HAS ADOPTED THIS DECISION:

Article 1

1. Within the framework programme for actions in the energy sector a specific programme of actions in the nuclear sector, relating to the safe transport of radioactive materials and to safeguards and industrial cooperation to promote certain aspects of the safety of nuclear installations in countries participating in the TACIS programme, hereinafter referred to as "SURE", shall be implemented by the Community for the period 1998-2002.
2. Apart from the priority objectives referred to in Article 1(2) of the Council decision adopting a multiannual framework programme for actions in the energy sector, the objectives of the SURE programme shall be:
 - (a) to improve the conditions for the safe transport of radioactive materials in the European Community;
 - (b) to help to establish in countries participating in the TACIS programme an effective and reliable system of safeguards through cooperation measures;
 - (c) to promote industrial cooperation with those countries and the exchange of knowhow within the nuclear industry to help them achieve internationally recognised high safety standards for nuclear equipment and installations.

Article 2

The annual appropriations shall be authorised by the budgetary authority within the limits of the financial perspectives.

Article 3

In order to achieve the objectives referred to in Article 1, the Community shall contribute in particular to the funding of actions which:

- (1) in the field of the safe transport of radioactive materials:
 - facilitate the functioning of the internal market by identifying those harmonisation measures which are called for;

help to improve legislation further by developing experimentation and know-how;

evaluate technical aspects of incidents which have occurred during transport and learn the lessons for the future;

make emergency procedures relating to transport more consistent and give those involved more training;

- cooperate with countries participating in the TACIS programme to help them improve transport safety in these countries;
- improve public information, comprehension and awareness in this area.

(2) In the field of safeguards in countries participating in the TACIS programme:

training, familiarisation, testing, retraining and technological upgrading of experts from those countries in the matter of nuclear safeguards;

cooperation on the implementation of accounting and control systems for nuclear materials;

installation of modern logistical, evaluation and control equipment and the training relating thereto.

(3) In the field of industrial cooperation on nuclear matters with the countries participating in the TACIS programme:

- analyse the industrial, administrative, legal and financial context specific to each of them;

encourage industrial cooperation measures capable of transferring European nuclear safety technology;

facilitate the cooperation of partners from the European Community and countries participating in the TACIS programme in the development of joint industrial projects.

Article 4

The level of funding for the actions and measures referred to in Article 3 shall be between 80 and 100% of their total cost.

Article 5

1. The Commission shall be responsible for the financial execution and implementation of the SURE programme.
2. For the purposes of financial execution and of implementing the programme, the Commission shall be assisted by the Committee referred to in Article 4 of the Council Decision adopting the multiannual framework programme for actions in the energy sector³.

Article 6

The examination and internal and external assessment of the implementation of this programme shall be carried out in accordance with Article 5 of the Council Decision adopting a multiannual framework programme for actions in the energy sector.

Article 7

The SURE programme shall be open to participation by associated Central and Eastern European countries (CEEC) in accordance with the conditions, including financial provisions, laid down in the additional protocols to the Association Agreements or in the Association Agreements themselves relating to participation in Community programmes. The programme shall also be open to participation by Cyprus, on the basis of additional appropriations, under the same rules as those applied to EFTA/EEA countries, in accordance with procedures to be agreed with that country.

Article 8

This Decision shall enter into force on the 20th day following its publication in the Official Journal of the European Communities.

Article 9

This Decision is addressed to the Member States.

Done at Brussels,

For the Council

The President

³ Council Decision ...

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DOCUMENTS

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