

**Energy Community Secretariat**

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Mr. Alexandru Tănase  
President of the Constitutional Court of the Republic of Moldova

Vienna, 11 December 2015  
DIV/O/dbu/05/11-12-2015

Honourable President,

I am addressing you in relation to the decision the Constitutional Court of Moldova adopted on 8 December 2015, ruling unconstitutional the Parliament's decision to dismiss the Board of Directors of the Energy Regulator of Moldova (ANRE). As you know, Energy Community law requires all Contracting Parties, including the Republic of Moldova, to ensure independence of the energy regulator. Its competences and independence are of utmost importance for the fair, transparent and efficient performance of the energy sectors in the country. The independence of ANRE has been impaired several times already for purely political reasons. Against this background, we highly welcome the very important decision of your esteemed institution. It has proven that the Constitutional Court is not only a guardian of the constitutionality of Moldovan law, but also of Energy Community law and the rule of law in general in the Republic of Moldova. I would like to thank you personally for that.

It is highly likely that I will come to Moldova in the week starting 11 January 2016 for meetings with the Government. On this occasion, I would very much like to meet you and your colleagues in person. I believe an exchange on the role of the Energy Community Treaty and its impact on the legal order of the Republic of Moldova could be of mutual benefit and lay the foundation for closer cooperation between our two institutions in the future.

Please accept the expression of my highest consideration.

Sincerely yours,



Dr. Dirk Buschle  
Deputy Director  
Energy Community Secretariat