

Wednesday, November 26, 2025

REG-UA/O/alo/31/26-11-2025

Letter to:

Mr. Yurii Vlasenko
Chairman

National Commission
for State Regulation of
Energy and Public
Utilities (NEURC)

Ukraine

Copy to:

Ministry of Energy of
Ukraine

Dear Mr. Chairman Vlasenko,

Thank you for your letter communicated to the Energy Community Secretariat on 20 November 2025, which underscores the crucial importance of harmonizing the national legislative and institutional framework governing the functioning of energy markets with the principles and requirements of the European Union. We acknowledge your conviction regarding the importance of the swift adoption of the draft legislation aimed at strengthening the independence of NEURC.

Let me reiterate our long-term position that the independence of national regulatory authorities (NRAs) is the cornerstone of integrated energy markets and the Energy Community acquis. A well-resourced and independent energy regulator is fundamental to Ukraine's EU integration path and the necessary energy sector reforms. In the last few months, the Secretariat has communicated a number of proposals aimed at enhancing NEURC institutional independence, namely:

a) NEURC Law amendments:

We have forwarded detailed recommendations to strengthen NEURC's operational autonomy and institutional status, ensuring compliance with the Energy Community acquis. Among the key proposals are structural measures to enhance transparency of the selection process of NEURC Board members by further eliminating potential conflicts of interests and introducing three independent members with full voting rights to the Competition Commission. Additional measures include strengthening NEURC's decision making autonomy and transparency.

b) State Budget Legislation amendments:

We have expressed deep concern regarding the recent draft state budget legislation, specifically Draft Law No. 14000 concerning the 2026 State Budget, where the proposed civil servant remuneration scheme could undermine NEURC's ability to attract and retain the highly qualified personnel necessary to fulfill its demanding and growing obligations under the acquis. We emphasized that financial independence, including adequate human and financial resources, is a core requirement of Directive (EU) 2019/944 (Article 57(5)) and recommended prioritizing the enhancement of NEURC capacities amidst ongoing war efforts and the



objective of full market integration.

The Secretariat is closely monitoring developments in Ukraine regarding the energy sector and the current challenges affecting the institutional capacity and independence of NEURC. We expect that any measures taken in this respect will be fully compliant with the Energy Community acquis. Let me also express my sincere hope that the current situation provides an additional impetus for decisively enhancing NEURC institutional independence, particularly in implementing the key principles that the Secretariat has communicated in the last few months.

The Energy Community Secretariat remains committed to supporting Ukraine in these critical reforms and stands ready to cooperate further with NEURC and other Ukrainian authorities on all relevant aspects affecting NEURC's independence and functioning.

Please accept the assurances of our highest consideration.

Best regards,

Artur Lorkowski
Director