



Prishtinë, 28 January 2016

ERO Code: V_756_2016

Board of the Energy Regulatory Office

Based on:

- Article 8 paragraph 1 subparagraph 1.6, article 14 paragraph 2 subparagraph 2.7 and Article 25 of the Law on Energy Regulator (No.03/L-185);
- Article 4, 5 and 13 paragraph 1 subparagraph 1.2, Article 14 paragraph 1 and Article 16 on the Regulation on Authorization Procedure for Construction of New Capacities;
- Decision no. V-673-2014 dated 23 December 2014 for determination of Feed in Tariffs for Generation of Electricity by Renewable Energy Sources;
- Application for Authorization of New Generation Capacities for Electricity Generation from solar panels/ photovoltaic, in a place called "Banja e Pejës" with an installed capacity of MW, in the Municipality of Istog, dated 09.12.2014 of "The Special Hospital for General Rehabilitation ONIX SPA" LLC Company, having its address at: St. "M. Maksutaj", Banja e Pejës, nn- Municipality of Istog, Republic of Kosovo;
- Decision no. V-702-2015 dated 20 February 2015 for issuing the Decision on Announcement for Preliminary Authorization and Admission in the Support Scheme, for "The Special Hospital for General Rehabilitation ONIX SPA" LLC Company. For Construction of New Generation Capacities for Electricity Generation from solar panels/photovoltaic, in a place called "Banja e Pejës", with an installed capacity of 0.5 MW in Municipality of Istog;
- Request/Application prot.no. No.326/15 for Conversion on Notification for Preliminary Authorization in Authorization for Construction of new generation capacities for generation of electricity from solar panels/photovoltaic, in "Banja e Pejes" with an installed capacity of of 0.5 MW, In Municipality of Istog, dated 23 July 2015 of "The Special Hospital for General Rehabilitation ONIX SPA" LLC Company, having its address at St. "M.Maksutaj", Banja e Pejës,nn- Municipality of Istog, Republic of Kosovo, and
- Contracts, permits, authorizations and decisions issued by the responsible institutions, as in Appendix II of this decision,

In its session held on 28 January 2016, issued the following:

DECISION

ON GRANTING AUTHORIZATION



I. Hereby, "The Special Hospital for General Rehabilitation ONIX SPA" LLC Company is granted authorization for construction of new generation capacities for electricity generation from solar panels/photovoltaic, in Banja e Pejës, with an installed capacity of **0.5 MW**, in the cadastral parcel no. 0098-116 intake in the quote no. 1963/2015 ZK Baicë, according to the Construction Permit issued by the Municipality of Istog.

REASONING

On 09 December 2014, ERO received from "The Special Hospital for General Rehabilitation ONIX SPA" LLC Company the application for authorization for construction of new generation capacities for generation of electricity from solar panels/photovoltaic, in Banja e Pejës, with an installed capacity of 0.5 MW, in Municipality of Istog, Republic of Kosovo.

- Following the ascertainment that the applicant demonstrated its suitability for construction of new generation capacities from solar panels/photovoltaic, ERO, on 20 February 2015, issued the Decision on Notification for Preliminary Authorization no. V_702_2015 and instructed the applicant to fulfill other legal requirements required by the applicable legislation in Kosovo.

- The Decision on Notification for Preliminary Authorization has not implied granting Authorization for Construction, until the requirements set by the Rule on Authorization Procedure for Construction of New Capacities are fulfilled.

- The Decision on Notification for Preliminary Authorization was issued for a one (1) year time-limit and it determined that "The Special Hospital for General Rehabilitation ONIX SPA" LLC Company shall be granted authorization for construction, if it will make a written request, within this time limit, to convert the decision on Preliminary Notification into Authorization, fulfilling all requirements set by the Rule on Authorization Procedure for Construction of New Capacities and the applicable legislation.

- ERO, on 23.07.2015, received from "The Special Hospital for General Rehabilitation ONIX SPA" LLC company a request for conversion of the Decision on Notification for Preliminary Authorization into FINAL Authorization for construction of new generation capacities for electricity generation from solar panels/photovoltaic, in Banja e Pejës, with an installed capacity of **0.5 MW**, in Municipality of Istog, attaching evidence issued by the relevant authorities for meeting all environmental requirements, the right on use of land, construction permit and other legal requirements related to the project in accordance with the applicable legislation.



•Following the evaluation of the attached evidence, permits, approvals and decisions issued by relevant institutions, and based on legal provisions mentioned in the introductory part of this decision, ERO decided as in the enacting clause of this decision.

II. Decision on Authorization is granted to the “The Special Hospital for General Rehabilitation ONIX SPA” LLC company for two (2) years, and the latter is obliged to build, within this period, the new Generation Plant for electricity generation from solar panels/photovoltaic.

III. The Decision shall be issued in Albanian language and translated into Serbian. In case of any discrepancy between the versions, the Albanian version shall prevail.

IV. This Decision shall enter into force on the date of approval by the Board and will be published in the ERO’s official website.

Legal advice: The party dissatisfied with this Decision may initiate an administrative dispute with the Competent Court, within thirty (30) days from the date of receipt of this Decision or the date of its publication in the ERO website, whichever occurs last.

Enclosed to the Decision: Appendix I and Appendix II.

ERO Board:

Enver Halimi, chairman

Qemajl Mustafa, member

Krenar Bujupi, member

Besim Sejfijaj, member

Arsim Janova, member



APPENDIX I

Energy Regulatory Office (ERO) exercising its powers entrusted to it under Article 38 of the Law on Energy Regulator and in accordance with Article 16 of the Rule on Authorization Procedure for Constructing New Capacities, to “The Special Hospital for General Rehabilitation ONIX SPA” LLC company, having its address at: St. “M. Maksutaj”, Banja e Pejës, nn, Municipality of Istog, Republic of Kosovo, on 28 January 2016, grants the following:

AUTHORIZATION

1. For construction of new generation capacities for generation of electricity from solar panels/photovoltaic, in Banja e Pejës, with an installed capacity of 0.5MW, in the cadastral parcel no. 0098-116 intake in the quote no. 1936/2015 ZK Baicë, in accordance with the construction permit, issued by Municipality of Istog.

2. Hereby, “The Special Hospital for General Rehabilitation ONIX SPA” LLC company is authorized to construct new generation capacities at the above-mentioned location, under the terms and conditions set herein this Authorization.

3. This Authorization is issued for two (2) years, starting from the day of issue. ERO, at the request of the party, may extend the validity of Authorization, pursuant to the applicable legislation.

4. The Authorized Party, during the entire validity period of this Authorization, must fulfill the following:

4.1. All conditions set out under this Authorization, and

4.2. All conditions set out under the applicable legislation in Kosovo, including those on environment.

5. Energy Regulatory Office may modify this Authorization in accordance with provisions of Article 19 of the Rule on Authorization Procedure for Construction of New Capacities.

6. In case the Authorized party goes bankrupt prior to the authorized generation establishment will have been constructed, then this Authorization shall be suspended and shall remain as such until ERO has established that the conditions for withdrawal of suspension have been achieved. As long as this Authorization is suspended, the entire further works for constructing the generation plant are to be stopped. Otherwise, administrative measures and fines set out under the applicable legislation can be undertaken against the Authorized party.

7. The validity of this Authorization shall automatically expire upon the expiration of the time-limit set out under item II of the present Decision or upon the expiration of other time-limits set out by ERO in accordance with item 3 of the present Authorization.

8. In case the Authorized party violates any of the conditions of the present Authorization, and the applicable legal provisions, ERO will suspend the Authorization in accordance with provisions of the Rule on Authorization Procedure for Construction of New Capacities. From the date this



Authorization is suspended, the entire further works for constructing the generating establishment are to be stopped. In case of noncompliance, administrative measures and fines set out under the applicable legislation may be undertaken against the Authorized party.

9. The authorized party shall inform ERO in writing and ask for prior consent for any changes to the existing elements of generators or any addition of new elements, which are not included in the project being part of the application.

APPENDIX II

List of documents (permits, consents, decisions, contracts, etc), issued by institutions of the Republic of Kosovo in relation to obtaining the Authorization by "The Special Hospital for General Rehabilitation ONIX SPA" LLC company for constructing new generation capacities from solar panels/photovoltaic , for construction of new generation capacities for electricity generation from solar panels/photovoltaic in "Banja e Pejës", with an installed capacity of 0.5 MW, in the cadastral parcel no. 0098-116 as intake on the quote 1936/2015 ZK Baicë, in accordance with the Construction Permit issued by Municipality of Istog:

-Construction Consent- no. 03-351-4206 dated 20.10.2014 issued by the Department of Urbanism, Planning and Environment of the Municipality of Istog.

-Environmental Consent - no. 14/5445/1-541/DMM, dated 27.01.2015, issued by the Ministry of Environment and Spatial Planning (MESP) - Office of the Secretary Permanent (OSP);

-Electricity Connection Consent- no. 5079, dated 29.06.2015, issued by KEDS.

-Construction Permit 03 no. 38/2015 for construction of new generation capacities for electricity generation from solar panels/photovoltaic, in Banja e Pejës, with an installed capacity of 0.5 MW, in the cadastral parcel no. 0098-116 intake in the quote no. 1936/2015 ZK Baicë, in accordance with the construction permit issued by the Municipality of Istog.

-Certificate of Ownership- P-70806001-00098-116 and a **plan copy-** cadastral unit 98-116

-Project Implementation along with the financial assessment and the dynamic of the projects cost.

(Stamped with the random stamp of ERO, on): _____

(Signature (on behalf of the ERO Board): _____