



Prishtina, 19 May 2016
ERO Code: V_810_2016

The Board of Energy Regulatory Office

Based on:

- Provisions of Article 8 paragraph 1 sub paragraph 1.6, Article 14 paragraph 2 sub paragraph 2.16, Article 25 of the Law on Energy Regulator No.03/L-185;
- Provisions of Articles 10, 11, 13 paragraph 4 and 17 of the Law on Energy No.03/L-184;
- Provisions of Article 9 of the Law on Electricity No.03/L-201;
- Provisions of Article 3 of the Rule on Principles of Calculation of Tariffs in the Electricity Sector (Pricing Rule)
- Decision no. D/2012/MC-EnC of Ministerial Council of Energy Community, setting binding electricity consumption from renewable energy sources by 2020;
- Administrative Instruction No.01/2013 on Renewable Energy Sources Targets;
- Administrative Instruction no. 02/2013 on Use and Support Electricity Generation from Renewable Energy Sources;
- Rule on Authorization Procedure for Construction of new Generation Capacities;
- Rule on Support Scheme (on support of electricity generation from Renewable Energy Sources).

In its session held on 19 May 2016, issued the following:

DECISION

- I. The Feed-in Tariffs for generation of electricity from Renewable Energy Sources, are hereby **DETERMINED**.
- II. **The Feed-in Tariffs** shall apply for installed generating capacities with new equipment (zero operation), whereas for solar panels/photovoltaic the equipment must be recyclable
- III. The Feed-in Tariffs for solar/photovoltaic energy have been set based on Methodology on Calculation of Feed-in Tariffs for solar/photovoltaic energy- Consultation Paper, issued on 13 October 2014;



- IV. The Feed-In Tariffs for wind and water energy have been set based on Methodology for Calculation of Feed-In Tariffs for energy from wind technology and small hydro power plants- Consultation Paper issued on 12 April 2016;
- V. Level of the targets set for Renewable Energy Sources and admitted to the Support Scheme is as in the following table:

Capacity of Electricity from Renewable Energy Sources									
Primary Renewable Energy Source MW	2013	2014	2015	2016	2017	2018	2019	2020	
Photovoltaic energy		3	4	6	7	8	9	10	
Wind	1.35	31.35	70	90	110	130	140	150	
New small hydro power plants		60	140	150	160	180	200	240	
Biomass		2	4	6	8	10	12	14	

Table 1: New capacities by Renewable Energy Sources consumption targets

- VI. The Feed-in Tariffs set for Renewable Energy Sources are as in the following table:

Level of Feed-in Tariffs applicable for RES	
Primary Renewable Energy Source	(€/MWh)
Photovoltaic Energy	136.4
Wind	85.0
New small hydro power plants	67.47
Biomass	71.30

Table 2: Feed-in Tariffs applicable for electricity generated from Renewable Energy Sources and admitted in the Support Scheme

- VII. The Feed-in Tariffs set for Renewable Energy Sources will be applicable for the level of targets set in Table 1 and any modification of the RES targets level may modify the Feed-in Tariff, upon the decision of ERO Board.
- VIII. The restrictions of capacities for admission to the Support Scheme are as in the following table:

Restrictions of capacities for admission to the Support Scheme	
Primary Renewable Energy Source	Kapaciteti MW
Photovoltaic energy	3 MW (≤ 3 MW)
Solid Biomass	14 MW (≤ 14 MW)
Wind	35 MW (≤ 35 MW)
New small hydro power plants	10 MW (≤ 10 MW)



Table 3: The planned capacity in MW of applications that will be accepted in the Support Scheme according to the Primary Source for generation of Renewable Energy

- IX.** This decision amends paragraph 3 of Article 11 of the Rule on Support Scheme, as follows: The Power Purchase Agreement for Renewable Energy Sources (hydro energy and solid biomass) shall have a duration of ten (10) years whereas electricity generated from solar/photovoltaic and wind will have a duration of twelve (12) years, with prices applicable and admitted to the Support Scheme.
- X.** The Feed-in Tariffs (table 2) will be applicable to all applicants who were issued the Decision on Notification for Preliminary Authorization and Final Authorization, admitted to ERO's Support Scheme and who have signed the Power Purchase Agreements as well as to all applications which are under the targets determined in Table 1 of this Decision.
- XI.** The Power Purchase Agreements which have been signed until now, will be amended and the appliance of Feed-in Tariff will be implemented starting from 19 May 2016, but will not obtain retroactively the Feed-in Tariff by this Decision.
- XII.** With Decision on Notification for Preliminary Authorization, within the relevant decision, ERO will determine where the targets are available and if the applicant is eligible to be automatically admitted to the Support Scheme.
- XIII.** If the applicant applies directly to obtain the final authorization and submits the application for admission to the Support Scheme, ERO, within the relevant decision, will determine whether targets are available, and if the applicant is eligible for automatic admission to the Support Scheme
- XIV.** The Notification on Decision for Preliminary Authorization and the final authorization issued by the ERO, which determines the admission to the Support Scheme, automatically guarantees the Feed-in Tariff.
- XV.** At the moment when ERO has issued Notification on Decision for Preliminary Authorization and final authorizations, whereby available targets have been met, it will inform all other applicants concerning the fulfillment of the targets and the inability to guarantee feed-in tariff in accordance with the Rule on Support Scheme, approved by the Board of ERO.
- XVI.** ERO shall consider the targets that have been met, when it has issued Notifications on Decision for Preliminary Authorization and Final Authorizations, with installed capacity as in the Administrative Instruction No. 01/2013 on RES Targets until 2020. Regardless of annual targets, new capacities may be commissioned into operation for all targets set by the Administrative Instruction No. 01/2013 on RES Targets until 2020.
- XVII.** In cases when the applicant proceeds with the procedure for obtaining the Notification on Decision for Preliminary Authorization and Final Authorization without applying to the Support



Scheme, ERO, in its decision, will specify that the applicant shall not be further entitled to enter the Support Scheme.

- XVIII.** Upon the completion of the available targets through issuance of Notifications on Decision for Preliminary Authorization and Final Authorizations according to the applications of the applicants to enter the Support Scheme, ERO shall specify in its respective decisions that the process for admission to the the Support Scheme will be terminated until the available targets are freed in accordance with the Administrative Instruction No. 01/2013 on RES. ERO will consider these applications as "**pending**" applications for admission to the Support Scheme
- XIX.** For the applicants who have been granted with Notification on Decision for Preliminary Authorization or Final Authorization with the remarks by ERO, pursuant to Article 9 of the Rule on Support Scheme, the time-limits set out in the Rule on authorization procedures, will begin to flow, not from the date of issuance of the relevant decision, but from the date of written notice issued by ERO concerning the inclusion to the Support Scheme.
- XX.** Upon the release of the available targets, the applicant will be notified by ERO in writing. If the applicant has a Notification on Decision for Preliminary Authorization for a capacity higher than the released targets, the applicant will have the right to request the separation/modification of the Notification on Decision for Preliminary Authorization, in a way that his right to released targets is guaranteed, while the remaining capacity can still be "**pending**", at the request of the applicant.
- XXI.** Upon the release of the available targets, the applicant will be notified by ERO in writing. If the applicant has a Final Authorization for a capacity higher than the released targets, the applicant will wait until the available targets are released or will request modification of the Final Authorization. The part of remaining capacity will not continue to be "pending" as it is set out in 4 the Notification on Decision for Preliminary Authorization set out in Article 4 paragraph 11 of the Rule on Support Scheme.
- XXII.** The Register of Support Scheme will be published on the website of ERO and will be updated according to the new applications. As a result, ERO will notify the applicants in the pending register as per the order of the applications upon the release of available targets.
- XXIII.** Applications that exceed the generation capacities under this decision (table 3) will not be admitted to the Support Scheme nor will they be entitled to the feed-in tariff.
- XXIV.** Feed-in tariffs under this decision (table 2) will be adjusted annually for the inflation, after the first year of operation. The exact date on the manner of application of inflation shall be set out in the power purchase agreement (PPA). Inflation rate shall be set based on the variation rate during the previous 12 months, at the level of "Industrial domestic output prices - capital goods NACE Rev2", index for 15 countries of the Eurozone (ea15), published by Eurostat.



- XXV.** Applicants who do not have valid authorizations according to the Rule on Authorization Procedure will be automatically expelled from the Support Scheme.
- XXVI.** This decision repeals the Decision V_673_2014 dated on 23 December 2014.
- XXVII.** The Decision shall be issued in Albanian language and will be translated into Serbian. In case of any discrepancy between the versions, the Albanian version shall prevail.
- XXVIII.** This Decision shall enter into force on the date of approval by the Board and will be published on ERO's official website

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

ERO Board:

Enver Halimi, Chairman

Krenar Bujupi, Member

Arsim Janova, Member

Qemajl Mustafa, Member

Besim Sejfijaj, Member

This Decision is sent to:

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- Parties
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