



Prishtina, 03 October 2016
ERO Code: V_843_2016

The Board of Energy Regulatory Office,

Based on:

- Provisions of Article 9 paragraph 1 sub-paragraph 1.7, Article 26, Article 28 paragraph 2, sub-paragraph 2.1, and Article 32 paragraph 3 of the Law on Energy Regulator (Law No.05/L-084);
- Provisions of Article 7, Article 18 paragraph 3, Article 24 and Article 32 of Rule on Licensing of Energy Activities in Kosovo;
- Provisions of Article 11 paragraph 1 of the Law on Integrated Prevention Pollution Control (Law No. 03/L-043),
- Application for extension of license for electricity generation submitted to ERO on 04.04.2016 by Kosovo Energy Corporation-Generation Division "KEK J.S.C." - TPP Kosovo "A", having its address at: St. "Mother Teresa", No. 36, 10000 Prishtina, Republic of Kosovo,
- Request for extension of license term for electricity generation for TPP Kosovo A, dated 04.04.2016; and
- "Notification for application for obtaining the Integrated Environmental Permit", issued by Ministry of Environment and Spatial Planning (MESP), with Prot. No. 579-2/16, dated 25.03.2016;

In its session held on 3 October 2016, issued the following:

DECISION

- I. The license for electricity generation of Kosovo Energy Corporation – Generation Division (KEK J.S.C.) – TPP Kosovo A, with license number ZRRE/Li_05/13_A, is hereby **EXTENDED** for the period from **4 October 2016** to **4 October 2017**.
- II. KEK J.S.C. is **obliged** that within the time period specified in item one (I) of the enacting clause of this decision to ensure the Integrated Environmental Permit from MESP, and to provide a copy of the latter to ERO.

Reasoning

- Energy Regulatory Office (ERO) on 04.04.2016 received from KEK J.S.C. the Request for Extension of License for Electricity Generation of KEK J.S.C. - Generation Division- TPP "Kosovo A" for the period from 04.10.2016 to 04.10.2020.
- KEK JSC. also submitted the application for extension of electricity generation license and relevant documents/evidence required by ERO for licensing of this activity, except Integrated Environmental Permit (for which it submitted a Notice by MESP).
- Due to the impossibility of obtaining an Integrated Environmental Permit, ERO Board for each year since 2011 extended the license for electricity generation of KEK JSC.- TPP Kosova A (decisions on license extension V_380_2011, dated on 30 September 2011; V_437_2012,



dated on 01 October 2012; V_556_2013 dated on 06 September 2013; V_652_2014 dated on 03 October 2014, and V_749_2015, dated on 16 July 2015) obliging the licensee that within the period specified in item one (I) of the enacting clause of these Decisions, to ensure from MESP the Integrated Environmental Permit and provide a copy to ERO.

- Following each application for license extension, KEK submitted to ERO a Notification issued by MESP regarding the Integrated Environmental Permit.
- Upon the request of ERO and also with the purpose of meeting the provisions of the license and obligations determined in Decision V_749_2015, during this application for license, KEK JSC. submitted a request to MESP (on 12.02.2016, prot. No. 579/16) on obtaining the integrated environmental permit.
- In the Notification of MESP, dated on 24.03.2016, is stated that: *MESP has received an application for Integrated Environmental Permit and is reviewing the case in accordance with the Law on Integrated Prevention Pollution Control (Law No. 03/L-043), where Article 11 of the Law stipulates that all existing plants, in this case KEK, must be harmonized with the requirements set forth by the provisions of this law no later than December 31, 2017, taking into account the proposed Compliance Schedule Plan for that plant. Given the fact that the implementation of the provisions deriving from the aforementioned law requires a thorough analysis of the technical condition of KEK installations, which represent a large industrial complex, but also with a considerable seniority, it will be required a close cooperation with KEK in order to plan the time regarding the fulfillment of requirements on meeting the standards set out by environmental legislation. Following the review of the report and fulfillment of all conditions stipulated in Article 9 of the Law No.03/L-043, MESP shall issue Decision on Integrated Environmental Permit.*
- ERO, taking into account the above, the evidences attached to the application for extension of the license and in accordance with the legal provisions mentioned in the introductory section of this decision, decided as in the enacting clause to this decision.

III. This decision shall be issued in Albanian and will be translated into Serbian and English. In case of any discrepancy between translated versions, the Albanian version shall prevail.

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

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 the Decision or the date of its publication on the ERO website, whichever occurs last.



This Decision is sent to:

- Kosovo Energy Corporation (KEK JSC.) TPP Kosova A
- Archive of Energy Regulatory Office

ERO Board

Krenar Bujupi , Acting Chairman

Arsim Janova, Member

Besim Sejfiqaj, Member

Qemajl Mustafa, Member