



**Pristina, 23 December 2016**  
**ERO Code: V\_879\_2016**

**The Board of Energy Regulatory Office,**

Based on:

- Provisions of Article 15 and Article 26 of Law on Energy Regulator;
- Provisions of Article 4.2 and Article 22.2 of Transmission System Operator License;
- Provisions of Article 7.4 of Market Operator License;
- Request of Transmission System Operator and Market Operator (KOSTT JSC), dated on 09.12.2016, on review and approval of the document: Derogations Report on Grid Code, Market Rules and Transmission System Operator License;

**in its session held on 23.12.2016, issued the following:**

## **DECISION**

- I. The request of KOSTT on Derogations for Grid Code ,Market Rules and Transmission System Operator License is APPROVED, as in Annex to this decision.**

## **Reasoning**

On 09.12.2016, ERO received from KOSTT the request for derogation in implementation of some provisions of the Grid Code, Market Rules and Transmission System Operator License. Following the evaluation of the request and taking into account the current situation in the Transmission System, ERO Board considered it reasonable to allow derogation (extension of time-limit on implementation of provisions) of Grid Code, Market Rules and provisions of Transmission System Operator License, as in the time limit set forth in the Annex.

KOSTT sent an e-mail to ERO, informing the removal of the following articles from derogation: Article 12 of Market Rules and Article 2.8 of Transmission System Operator License, which deal with Balancing Mechanism, since the implementation of balancing mechanism Dry Run (free calculation) started in October 2016, whereas its full implementation is expected to start on 01 January 2017. Since full implementation was extended, derogation was allowed for these items as well.



All other provisions of Grid Code, Market Rules and Transmission System Operator License shall remain in force.

II. The Decision is issued in Albanian language and translated in Serbian and English language. In case of any discrepancy between the versions, the Albanian version shall prevail.

III. The Decision shall enter into force on the date of approval by ERO Board and shall be published on ERO's website, where the document is published as well.

**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 ERO's website, whichever occurs last.

Copy: Derogation Report on Grid Code, Market Rules and Transmission System Operator License.

This Decision is sent to:

- The licensee KOSTT JSC.
- Archive of Energy Regulatory Office

#### ERO Board

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Krenar Bujupi, Acting Chairman

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Arsim Janova, Member

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Besim Sejfiqaj, Member