



Pristina, 10 May 2017  
ERO Code: V\_919\_2017

**The Board of Energy Regulatory Office**

**Based on:**

- Article 9, paragraph 1, sub-paragraph 1.7, Article 15, paragraph 1, sub-paragraph 1.15, Article 25, Article 26, paragraph 1, sub-paragraph 1.2 and Article 43, paragraph 1 of Law on Energy Regulator (No. 05/L-184);
- Article 19 of Rule on Authorization Procedure for Construction of New Capacities;
- Decision on Notification for Preliminary Authorization V-558-2013, dated on 6 September 2013;
- Decision on Admission to the Support Scheme V-683-2015, dated on 20 February 2015;
- Decision on issuance of Final Authorization V-755-2016, dated on 28 January 2015, issued to "Hidroenergji" LLC, for construction of new generation capacities for electricity generation from hydro power plant, in Lepenc River, for HPP Lepenci 3, with an installed capacity of 8.5 MW, CA Sllatinë, Municipality of Kaçanik;
- Request on Modification of Final Authorization V-755-2016, dated on 28 January 2016, on modification of the installed capacity of the hydro power plant in Lepenc River, HPP Lepenci 3, from the installed capacity of 8.5 MW to the installed capacity of 9.988 MW, CA Sllatinë, Municipality of Kaçanik, dated on 28.04.2017, of "Hidroenergji" LLC, having its address at St. "Dëshmorët e Kombit", nn, Ferizaj, Republic of Kosovo; and
- Decision no. 3753-3/16-ZSP-521/2017, dated on 26.04.2017, on allowing the modification of Decision on Extension of Water Permit no. 3684/12-ZSP-70/13, dated on 17.01.2013, for the increase of generation capacity only, from N=8.5 MW to N=9.998 MW in the River Segment from the Quote Z= 706.80 m.l.m of the offtake up to the Quote Z=567.5 m.l.m, facility of HPP Lepenci 3, issued by Ministry of Environment and Spatial Planning; and
- Contracts, permits, consents and decisions issued by respective institutions,

**in its session held on 10 May 2017 issued the following:**

**DECISION  
ON MODIFICATION OF FINAL AUTHORIZATION**

- I. **DECISION ON MODIFICATION OF FINAL AUTHORIZATION V-755-2016, dated on 28 January 2016, is issued to "Hidroenergji" L.L.C Company** for hydro power plant in Lepenc River, HPP "Lepenci 3", from the installed capacity of **8.5 MW** to the installed capacity of **9.998 MW**, in accordance with Decision no. 3753-3/16-ZSP-521/2017, dated on 26.04.2017 , dated on 19.01.2017, on allowing the modification of Decision on



Extension of Water Permit no. 3684/12-ZSP-70/13, dated on 17.01.2013, for the increase of generation capacity only, from N=8.5 MW to N=9.998 MW in the Water Segment from the Quote Z= 706.80 m.l.m of the offtake up to the Quote Z=567.5 m.l.m, facility of HPP Lepenci 3, issued by Ministry of Environment and Spatial Planning.

- II. Following the technical admission of HPP “Lepenci 3”, “Hidroenergji” LLC. **is obliged** to submit the Certificate of Occupancy, issued by the competent body of Municipality of Kaçanik and Water Permit issued by MESP.
- III. Following the finalization of the project under item II. of this Decision, the hydro power plant HPP Lepenci 3 shall commence the commercial operation, in accordance with the Power Purchase Agreement with the Market Operator (KOSTT), with a duration of ten (10) years and the feed-in tariff stipulated with Decision no. V-810-2016, dated on 19 May 2016, issued by ERO Board, within thirty (30) days following the receipt of Certificate of Occupancy, issued by competent body.
- IV. “Hidroenergji” LLC. is obliged to own an Environmental (Ecological) Permit issued by MESP.

### Reasoning

- On 03.06.2013, ERO received from “Hidroenergji” LLC. the request/application for construction of new generation capacities for electricity generation from the hydro power plant, in Lepenc River, HPP “Lepenci 3”, with an installed capacity of 8.5 MW, CA Sllatinë, Municipality of Kaçanik.
- Following the ascertainment that the applicant has demonstrated its suitability for construction of new generation capacities from the hydro power plant, ERO, on 06 September 2013, issued the Decision on Notification for Preliminary Authorization V\_558\_2013, and instructed the applicant to fulfill other legal requirements which are required by the applicable legislation in Kosovo.
- On 15 July 2015, ERO received from “Hidroenergji” LLC. the request for conversion of Decision on Notification for Preliminary Authorization into Final Authorization for construction of new generation capacities for electricity generation from the hydro power plant, in Lepenc River, HPP “Lepenci 3”, with an installed capacity of 8.5 MW, CA Sllatinë, Municipality of Kaçanik, attaching evidence issued by relevant authorities for fulfillment of all environmental requests, the right on the use of land, the right on the use of water, Construction Permits and other legal requirements related to the nature of the project in accordance with the applicable legislation.
- On 28 January 2016, ERO issued the Decision on Final Authorization V-755-2016 to “Hidroenergji” LLC. for construction of new generation capacities for electricity generation from the hydro power plant, in Lepenc River, for HPP “Lepenci 3”, with an installed capacity of 8.5 MW, CA Sllatinë, Municipality of Kaçanik.



- On 28 April 2017, ERO received from “Hydroenergji” LLC. the request for Modification of Final Authorization, for modifying only the generation capacity of the hydro power plant in Lepenc River, HPP Lepenci 3, from the installed capacity of **8.5 MW** to the installed capacity of **9.998 MW**, CA Sllatinë, Municipality of Kaçanik.
- Along with the request for Modification of Final Authorization, ERO also received : Decision no. 3753-3/16-ZSP-521/2017, dated on 26.04.2017, for allowing the modification of Decision no. 3684/12-ZSP-70/13, for the increase of generation capacity only from the capacity of N=8.5 to N=9.998 MW, in the Water Segment from the Quote Z= 706.80 m.l.m of the offtake up to the Quote Z=567.5 m.l.m, facility of HPP Lepenci 3, issued by Ministry of Environment and Spatial Planning (MESP), contract for supply of turbines, technical and investments documentation (modification HPP Lepenci 3 from N=8.5 to N=9.998 MW) and the final Feasibility Project.
- Following the evaluation of the request for Modification of Authorization and attached evidence, as well as based on legal provisions mentioned in the introductory section of this decision, ERO decided as in the enacting clause of this decision.

II. The Decision is issued and published in official languages of the Republic of Kosovo.

III. The decision shall enter into force on the date of approval by ERO Board and shall be published on the official website of ERO.

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

**ERO Board:**

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Krenar Bujupi, Acting- Chairman

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Arsim Janova, Member,

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Besim Sejfiqaj, Member

**This Decision is sent to:**

- The party
- Municipality of Kaçanik
- General Secretary of MESP, and
- ERO Archive.