



Pristina, 15 October 2018
ERO Code: V_1055_2018

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 3, paragraph 1 of the Law on Energy Regulator (No. 05/L-084);
- Article 19, 20 and 21 of the Rule on Authorization Procedure for construction of new generation capacities;
- Decision on Notice for Preliminary Authorization V_768_2016, date on 28 January 2016;
- Decision on Issuance of Final Authorization V_882_2017, date on 09 February 2017, issued to "Eurokos JH" LLC, for construction of new generation capacities for electricity generation from hydro power plant, HPP Restelica 3, in the stream of Restelica River, with an installed capacity of 1.49 MW, CA Glloboqic, Municipality of Dragash; and
- Request for Modification of Final Authorization V_882_2017, dated on 09 February 2017, for modification of the installed capacity from 1.49 MW to the total installed capacity of 2.35 MW, for the hydro power plant HPP Restelica 3, which is being constructed in the cadastral are ano. 1210-1 ZK, Glloboqic, Municipality of Dragash,, date on 27.09.2018, of "Eurokos JH" LLC, having its address at: St. "Migjeni" No. 23-10000, Pristina, Republic of Kosovo;
- Decision no. 783/18-ZSP-1090/2018, dated on 12.09.2018, on modification of the Decision on Water Permit, with No. 1782-2/11-ZSP-486/13, dated on 21.06.2013, for HPP Restelica 3, from N=1.49 MW to N=2.35 MW, in the water segment, from to quote 1355.41 m.l.m, to the quote 1251.0 m.l.m, issued by MESP;
- The contract for supply with turbines from the producer Feroinvest, the technical-investment documentation and the financial evaluation of the project,

in the session held on 15 October 2018, issued the following:

DECISION ON MODIFICATION OF FINAL AUTHORIZATION

- I. **APPROVAL** – of the request of "Eurokos JH" LLC and **MODIFICATION OF THE DECISION ON FINAL AUTHORIZATION** V_882_2017, DATED ON 09 February 2017, for construction of new generation capacities from the hydro power plant HPP Restelica 3, from the installed capacity of 1.49 MW to the total installed capacity of **2.35 MW**, cadastral area no. 1304, Glloboqic, in line with the Decision no. 783/18-ZSP-1090/2018, dated on 12.09.2018 on amendment of the Decision on Water Permit with No. 1782-2/11-ZSP-486/13, dated on 21.06.2013, for HPP Restelica 3, from N=1.49 MW to N=2.35 MW, in the water segment, from the Quote 1355.41 m.l.m to the Quote 1251.0 m.l.m, issued by Ministry of Environment and Spatial Planning (MESP).



- II. “Eurokos JH” LLC is OBLIGED that following the finalization of construction works, according to enacting clause under item I. of this Decision, to apply for the Certificate of Usage, at the competent municipal body, according to Law on Construction.
- III. Following the finalization of the project, according to the enacting clause under item. II of this Decision, the generator “Eurokos JH” II shall commence the commercial operation, according to the Power Purchase Agreement with the Market Operator (COST), with a duration of 10 (ten) years, with the Feed-in Tariff, set by Decision no. V_810_2016, dated on 19 May 2016, issued by ERO Board, within thirty (30) days following the receipt of the Certificate of Usage, issued by the competent body.
- IV. “Eurokos JH” LLC shall be equipped with the Environmental (Ecological) Permit from MESP.

Reasoning

- ERO, on 27.03.2015, received from “Eurokos JH” LLC., received the application for obtaining the authorization for construction of new generation capacities for electricity generation from hydro power plant HPP Restelica 3, with an installed capacity of 1.49 MW, located in CA Gllloboqic, Municipality of Dragash, Republic of Kosovo.
- The ERO Board, following the ascertainment that the applicant has proved its suitability for construction of new generation capacities from the hydro power plant, dated on 28 January 2016, issued the Decision on Notice for Preliminary Authorization V_768_2016, and instructed the applicant to fulfil other legal requirements required by legislation in force.
- ERO, on 16.01.2017, received from “Eurokos JH” LLC, received the request for conversion of Decision on Notice for Preliminary Authorization into FINAL Authorization, for construction of new generation capacities for electricity generation from hydro power plant, HPP Restelica 3, in Restelica River, with an installed capacity of 1.49 MW, Municipality of Dragash, attaching evidence issued by relevant authorities for fulfilment of all environmental requirements, the right on the use of land, Water Permit, Construction Permit issued by the Municipality and other legal requirements related to the nature of the project, according to the legislation in force.
- ERO Board, on 09 February 2017, issued the Decision on Final Authorization V_882_2017, to “Eurokos JH” LLC, for construction of new generation capacities for electricity generation from hydro power plant, in the stream of Restelica River, with an installed capacity of 1.49 MW, CA Restelica, Municipality of Dragash.
- ERO, on 27 September 2018, received from “Eurokos JH” LLC, the request for Modification of Final Authorization V_882_2017, dated on 09 February 2017, on Modification/amendment of the installed capacity from 1.49 MW to the total installed capacity of 2.35 MW, for the hydro power plant HPP Restelica 3, which is being constructed in the cadastral area no. 1304, CA Gllloboqic, Municipality of Dragash.
- ERO, along with the request for Modification of Final Authorization, received other evidence such as: Decision no.783/18- ZSP-1090/2018, DATED ON 12.09.2018, on amendment of the Decision on Water Permit with No. 1782-2/11-ZSP-486/13, dated on 21.06.2013, for HPP Restelica 3, from N=1.49 MW to N=2.35 MW, in the water segment, from the quote 1355.41 m.i.m to the Quote 1251.0 m.l.m, issued by MESP, contract for supply with turbines from the



producer Feroinvest, the technical- investment documentation and the financial evaluation of the project.

- *"Eurokos JH" LLC, in its request clarified that: during the construction of HPP Restelica 3, according to the Final Authorization issued by ERO, the improvement of the geological and ecological parameters foreseen with the redesigned feasibility study have resulted in optimization of this hydropower plant.*
- *The company, during the process of selecting the type of turbines and studies carried out in the field with the proposal of the turbine producer and the measurements made has come up with the choice of turbines with Feroinvest for the capacity required by it. The producer has suggested two kinds of turbines totalling 2.35 MW, to efficiently use power generation, and not loading the equipment with maximum capacity, but to use the normal capacity for saving and maintain the turbines and their lifespan.*
- *The company emphasizes that following the consultation with the experts of this field and the proposals of the producer, has decided that after the completion of the modification of permit and required consent issued by the competent body, to be equipped with turbines at the producer's recommendation.*
- *Therefore, based on what was stated above and attached documents, including the Decision on the Modification of the Water Permit issued by MESP in support of the request, have requested from the Board of ERO, in accordance with the legal provisions of Article 19 of the Rule on Authorization to approve modification of the final authorization and to enable the change of the installation capacity from 1.49 MW to a total capacity of 2.35 MW, while the other parts of the project remain unchanged.*
- The Board of ERO, following the evaluation of the Request on Modification of Authorization and the attached evidence, has evaluated them, and has ascertained that the modification request is grounded, and the attached evidence is a sufficient basis to allow the Modification of the Final Authorization V_882_2017, dated on 09 February 2017, and the modification of the installed capacity from 1.49 MW to the total capacity of 2.35 MW based on Decision no. 783/18 - ZSP - 1090/2018 dated 12.09.2018 for amending the Decision on Water Permit with no. 1782 -2/11 - ZSP- 620/12 dated. 23.08.2012 issued by MESP, and based on the legal provisions mentioned in the introduction to this decision, decided as in the enacting clause of this decision.

V. The Decision is issued and published on official languages of the Republic of Kosovo.

VI. The Decision shall enter into force on the date of its 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 ERO's website, whichever occurs last.

ERO Board:

Arsim Janova, Acting Chairman

Besim Sejfiqaj, Member

This Decision is sent to :

- The party,



- Municipality of Dragash
- Secretary of MESP,
- Regulator's Archive



Selman Hoti, Member

Izet Rushiti, Member