
	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 1 from 23</i>
<i>Department: Market Operator</i>		

PROCEDURE FOR ELECTRICITY TRADING

August 2018

	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 2 from 23</i>
<i>Department: Market Operator</i>		

I. GENERAL PROVISIONS

Article 1

Legal basis and language

- 1) This Procedure is drafted by Transmission System Operator of Kosovo (KOSTT) in accordance to the Article 22, organization of electricity market, of the Law on Electricity No. 05/L-085


This Procedure is subject to Energy Regulatory Office's (ERO) prior approval in conformity with the relevant provisions of the Law on Energy, Law on Electricity and Law on the Energy Regulator. Varësisht kur shqyrtohet dhe aprovohet nga ZRrE

2)

Article 2

Object and purpose

- 1) The object of this Procedure is to define the general principles for electricity purchase and sale.
- 2) For specific details, the companies shall, based on their functions in the market, develop the internal procedure in line with this Procedure.
- 3) The purpose of this Procedure is:
 - to define efficient and practical methods of electricity trading for the energy undertakings referred to in paragraph 1 of Article 6 of this Procedure,
 - to ensure the most economical procurement of electricity,
 - to promote competition in the process of electricity purchase and sale,
 - to ensure transparency and equal treatment for all electricity market participants during the purchase and sale of electricity defined in paragraph 2.

	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 3 from 23</i>
<i>Department: Market Operator</i>		

Article 3

Basic principles

- 1) The Procedure for electricity trading shall be implemented according to the principles of equality, competition, transparency and confidentiality protection
- 2) The Procedure for electricity trading is divided in two parts, depending on the electricity delivery time frame :
 - Long-term trading – that means the electricity is to be sold/purchased in the timeframe of one month or more
 - Short-term trading – that means the electricity is to be sold/purchased in the timeframe:
 - a) up to one month
 - b) day-ahead
 - c) intraday
- 3) Electricity purchase and sale defined in paragraph 2 of this Article can be realized through bilateral contracts or through the power exchanges.
- 4) Electricity purchase and sale realized through the power exchanges is exempted from this Procedure.

Article 4

Definitions

- 1) In this Procedure the following terms and abbreviations are used:
 - **Bid:** the complete documentation and correspondence related to the electricity purchase/sale delivered to the Purchaser/Seller. In the short-term purchase/sale it refers to the price only, while in the long-term purchase/sale it refers to full documentation, including the price.
 - **Bidder:** the electricity trader that submits its bid.
 - **Bidding Calendar:** the calendar containing days of running planned purchase/sale processes.
 - **Cross-border transmission capacities:** the interconnection capacities on Kosovo borders ensured by purchaser/ seller or bidder to enable cross-border electricity purchase/sale.



- **Electricity trade:** transfer of electricity in a given quantity and time-period from/to electricity traders to/from the Purchaser/Seller, upon the conditions defined in the relevant sale/purchase contract, and according to the procedures defined in this Procedure.
- **Electricity trader:** any legal person, domestic or foreign, that performs wholesale electricity trading as a licensed activity.
- **Purchaser/Seller:** distribution system operator, transmission system operator, public electricity company and other electricity companies with public service obligation to sale/purchase electricity imposed to them according their licenses issued by ERO.
- **Request/Invitation for bid:** the official document that the Purchaser/Seller addresses publicly to electricity traders for submitting the bids, drafted in the illustrative form provided in this Procedure.
- **Register of electricity traders:** a register of all electricity traders that is kept by the Purchaser/Seller, with the contacts of responsible persons to provide information for the purchase/sale process.
- **Framework Contract:** any form of contract that is used by companies in the Procedure for electricity trading whether it's internal or based on external best practices, as EFET General Agreement that has to contain the basic data defined in Article 10 of this Procedure.
- **EFET General Agreement:** General Agreement Version 2.1(a) of 21 September 2007, published by European Federation of Electricity Traders (EEFT), together with templates of the Selection List and Individual Contract.

Article 5 Responsibilities

The Purchaser/Seller is responsible for clear definition of all necessary details of given electricity purchase/sale, including but not limited to the power capacity (MW), electricity quantity (MWh), time period of delivery and other necessary details of electricity purchase/sale. These values will be calculated in compliance with the Purchaser/Seller needs.

Article 6 Implementation

The Procedure for electricity trading shall be implemented by:



- Transmission system operator, for covering transmission grid losses , compensation program and ancillary services
- Distribution system operator, for covering distribution grid losses and ancillary services
- Electricity generators – for electricity purchase and sale
- Electricity companies for which are imposed the public service obligation to sale/purchase electricity.

Article 7


Conflict of interest declaration

Before the publishing of tendering process for electricity purchase/sale, any employee of the Purchaser/Seller in charge of the given tender shall sign a declaration by which she/he expresses the absence of her/his conflict of interest with potential bidders, in conformity with the legislation in force.

Article 8

The legal and administrative requirements

- 1) Every call invitation for qualification must require at least the following documents:
 - Evidences of legal capability
 - A certificate from business register, juridical registration (trade), register of qualified craftsmen or any such equivalent register or any appropriate certificate.
 - The license for electricity trading, issued by ERO for traders established or registered in Kosovo, or from the respective states for the electricity traders established or registered outside Kosovo and are recognized by ERO, in accordance with legislation in force.
 - The valid Documentation issued by competent authority for the corresponding country, not older than 6 months from the day of submitting the offer, that verifies:
 - the trader is not in a bankruptcy process
 - the trader or legal representative of the company are not condemned by a court decision for criminal or misdemeanor.
 - Evidences for business capability
 - Information for the business or any other document required from the company

	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 6 from 23</i>
<i>Department: Market Operator</i>		

- 2) Traders that do not fulfill the requirements set out in paragraph 1 shall be considered as non-eligible.
- 3) Besides the required documents, Purchaser/Seller may require other additional documents, foreseen in Internal Procedures.

II. SHORT-TERM ELECTRICITY TRADING

Article 9

Basic principles for short-term electricity trading

- 1) Short-term electricity purchase/sale is organized through a mechanism of framework contracts and auctions. The Framework Contract is a general contract, whose form is selected by Purchaser/Seller including, but not limited to, EFET General Agreement, but shall contain data's provided in Article 10 of this Procedure, are used to select the winning Offers for short-term electricity purchase/sell from all submitted Offers from the Bidders that previously concluded Framework Contract .
- 2) The Call invitation for qualification of traders to sign Framework Contract for electricity Purchase/Sale is open constantly for all traders who have the legal right to trade electricity, without any deadline for submission.

Article 10

Framework contract signing

- 1) The Framework Contracts are non-discriminatory as Purchaser/Seller has to be neutral to all traders.
- 2) Purchaser/Seller will send draft Framework Contract to qualified traders for their revision and adoption. None of the main contract principles can be changed.
- 3) The Framework Contract consists of the following, but not limited to:
 - Company identification (name, address, registration number) and the name of responsible persons



- Purchase/sale details (production units, amount of electricity/power, access points etc.)
 - The contact details of both parties (Purchaser/Seller and trader).
- 4) The Framework Contract will be signed in two copies. Each side keeps one original hard copy.
 - 5) The Framework Contract has no expiration date. Among other provisions, Framework Contract will contain conditions for the contract termination.

Article 11

Bids submission for short-term electricity trading

- 1) The auction process will be organized for each short-term electricity purchase/sale. Auction details, including auction gate opening and gate closed, will be defined for each short-term electricity purchase/sale and send by mail to all framework contract holders, phone call or through Purchaser/Seller's trading platform.
- 2) All phone calls between Purchaser/Seller and potential bidder on short-term electricity purchase or sale and trading conditions can only be done through selected phone lines and are all recorded. All phone call details from this paragraph shall be confirmed as soon as possible in writing, by email or fax.
- 3) The recordings of the phone calls from paragraph 2 of this Article shall be kept for a period of at least 3 years for purposes of internal and external revision.
- 4) Auction bids/offers from paragraph 1 of this Article can be submitted only by the Bidders with valid Framework Contract for short-term electricity purchase/sale..
- 5) Each invitation for the auction will contain at least the data for: electricity quantity to be purchased/sold (MWh or MWh/h), time-period and electricity delivery/withdrawal point. All other transaction details will be given in the terms and conditions of each auction.
- 6) Activations of short-term electricity purchase/sale inside the bidding area of Kosovo should comply with national scheduling procedures.



- 7) Activations of short-term electricity purchase/sale outside the bidding area of Kosovo should comply with cross-border regional scheduling process.
- 8) Cross-border capacity needed for given short-term electricity purchase/sale will be ensured by the Purchaser/Seller or the Bidder. The details and responsibilities on cross-border capacity allocation will be defined in the contract for each short-term electricity purchase/sale.
- 9) The Purchaser/Seller will publish the auction results in accordance with the auctioning documentation.
- 10) The bidding process doesn't oblige the Purchaser/Seller to accept/delivery all the electricity announced in the initial notification, and this may be dividable as the offers may be dividable.

Article 12

Criteria for bid evaluation

- 1) The selection criteria for short-term electricity purchase is the most economically favorable Bid, securities as required, opened transactions with bidders or the capacity volume, and that fulfills all tender requirements. Where Bids have the same quantity and price, the competing companies that has the same price will be contacted and the chance for price improvement will be given to them.
- 2) The bidding process may include requirement for revision of prices, volumes and capacities. The request for revision should be submitted to all bidders.
- 3) The selection criterion for short-term electricity sale is the highest price of the Bid that fulfills all tender requirements. Where Bids have the same quantity and price, the competing companies that has the same price will be contacted and the chance for price improvement will be given to them.
- 4) Purchaser/Seller will sign the Contract Notice for each winning bid for purchase/sale with respective trader. Contract Notice template is given in the Appendix 3 of Procedure but also other internationally accepted templates can be used.



Article 13

Repetition of bidding process for short-term electricity trading

- 1) In case no valid Bid for short-term electricity purchase/sale is received, the bidding process shall be repeated.
- 2) The repetition of the bidding process shall be communicated the same way and to all electricity traders that participated in the previous round.
- 3) The repeated bidding process can start immediately after the communication from paragraph 2 of this Article is done.
- 4) In case the Bid review, evaluation and comparison are not possible due to inadequate Bid format the Bid shall be disqualified.

Article 14


Payment, invoicing, settlement

- 1) The entire settlement process of the electricity quantities delivered between the parties, the respective financial value and the invoicing shall be based on net values aggregated from all signed Contract Notice.
- 2) The payment shall be executed based in agreements and credit lines provided by bidders in accordance with Framework Contract, used by company.

Article 15

Electricity trading reporting

- 1) All electricity trading shall be documented accurately. No purchase/sale shall be done without the attached complete documentation required.
- 2) Until the 10th calendar day of each month the Purchaser/Seller submits to ERO a copy of the final summarized report of all electricity trading in the preceding month, including all Contract Notes concluded during trading.

	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 10 from 23</i>
<i>Department: Market Operator</i>		

III. LONG-TERM ELECTRICITY TRADING

Article 16

Basic principles of long-term electricity trading

- 1) Long-term electricity purchase/sale is organized through the tendering mechanism for each transaction.
- 2) The call for the long-term electricity purchase/sale Bids is open for each transaction separately, with clear submission deadlines.
- 3) The procedure can be organized in LOT-s. Bidders can Bid for each LOT for which are interested at the quantity in disposal. Accordingly Purchaser/Seller can select a part of quantity of Bids.
- 4) With e prior notification, the opened procedure can be cancelled later on, depending on circumstances in the company. The tender opening is not an obligation to purchase or sell any or all parts and can be cancelled entirely or partly at any time, by a due previous notification.

Article 17

Bids submission for long-term electricity trading

- 1) For the interaction with all potential bidders in the process of the electricity purchase/sale, the Purchaser/Seller will use the online Internet platform, official website or other communication means (email, fax or post) as defined in its tendering documentation.
- 2) No phone calls between Purchaser/Seller and potential bidder on long-term electricity trading are allowed, unless negotiation tendering mechanism is clearly foreseen in tendering documentation.
- 3) All phone calls between Purchaser/Seller and potential bidder on long-term electricity trading and its conditions given in the paragraph 2 of this Article can only be done




through selected phone lines and are all recorded. All phone call details from this paragraph shall be confirmed as soon as possible in writing, by email or fax.

- 4) The recordings of the phone calls from paragraph 2 and 3 of this Article shall be kept for a period of at least 3 years for purposes of internal and external revision.
- 5) The Purchaser/Seller will manage the Bidding Calendar and the Register of electricity traders that participated as Bidders on their long-term electricity purchase/sale tenders in the last 5 years.
- 6) These data's shall be submitted to ERO. The publication of these data's can be managed by an Internal Procedures of the companies.

Article 18 **Format of the Bids**

- 1) Every tendering procedure for long-term electricity trading must require at least the following information on the bid:
 - bidder's name,
 - capacity offered /period (MW),
 - unit price (euro/MWh),
 - electricity delivery/withdrawal point,
 - delivery profile (MWh/h),
 - Statement of bidder's integrity (Appendix 1),
 - Bank guaranty for the bid.
- 2) All Bids are submitted for the entire duration of the period for which the electricity is purchased /sold. Power capacity offered in the Bids is to be given in LOT-s between 1 MW and the total requested capacity. This shall not undermine the electricity traders' possibility to submit Bids with less than the maximum capacity requested/offered, unless defined differently in the tendering documentation.


	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 12 from 23</i>
<i>Department: Market Operator</i>		

Article 18
Criteria for Bid evaluation

- 1) The selection criteria for long-term electricity purchase is the most economically favorable Bid, securities as required, opened transactions with bidder or the volume of capacities, the payment structure as required and fulfilling the tender requirements. Where Bids have the same quantity and price, the competing companies that has the same price will be contacted and the chance for price improvement will be given to them.
- 2) The selection criteria for long-term electricity sale are the highest price of the Bid taking into consideration the securities as required and fulfilling the tender requirements. Where Bids have the same quantity and price, the competing companies that has the same price will be contacted and the chance for price improvement will be given to them.
- 3) The Purchaser/Seller will inform the Bidder with tendering results in accordance with the tendering documentation.
- 4) After announcing the winner of a long-term electricity purchase/sale process, the Purchaser/Seller and the winner will sign the contract.

Article 20
Administrative complaint procedure for long-term electricity trading

- 1) Any Bidder may require the review of the administrative procedure followed for electricity purchase/sale, when it deems that the decision of the Purchaser/Seller is in contradiction with this Procedure, following the steps below:
 - The bidder submits a complaint in a written form by e-mail to the Purchaser/Seller within 24 hours from the official information on Bidder disqualification.
 - In this complaint, the complainant must submit company name, address, reference to the concrete procedure, relevant legal basis and the description of the claimed violation.

	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 13 from 23</i>
<i>Department: Market Operator</i>		

- When receiving a complaint, the Purchaser/Seller is obliged to issue a decision on accepting or rejecting the complaint within 24 hours upon the receipt of the complaint.
- 2) The parties that are unsatisfied by Decision in paragraph 1 point 3 of this Article can initiate administrative dispute, in accordance with Law on Administrative Dispute.
 - 3) The complaint procedure from paragraph 1 will not postpone the electricity purchase/sale transaction.

Article 21

Long-term electricity trading contracts

- 1) Long-term electricity purchase/sale of electricity by electricity companies referred in Article 6, paragraph 1 will be done based on contracts as a result of criteria in this Procedure.
- 2) The contract shall be compiled in accordance with the applicable legislation regarding electricity sector.

Article 22


Publication of information about long term electricity trading

- 1) For each long-term electricity purchase/sale, all information specified in Internal Procedures shall be published in the Bidding Calendar that should be available for the market participants in the Purchaser/Seller's official website.
- 2) The information for each purchase/sale shall be published in Albanian, English and Serbian in the Purchaser/Seller's official website. In case of inconsistency, the information in Albanian will prevail.
- 3) The Buyer/Seller shall compile yearly reports that will be submitted to ERO. Publication of these reports will be further managed by their Internal Procedures.

Article 23

Repetition of bidding process for long-term electricity trading

- 1) In cases there is no valid Bid, the bidding process shall be repeated.

	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 14 from 23</i>
<i>Department: Market Operator</i>		


- 2) The repetition of the bidding process shall be announced to all electricity traders that participated in the previous round.
- 3) In cases when revision, validation or comparison is not possible because of inadequate format of Bids and/or insufficient or unclear Bid information, the Bid will be disqualified.

Article 24 Payments

The payments are managed by each company Internal Procedure and by contracts concluded with bidding parties.

Article 25 Monitoring electricity trading

- 1) All the operations of electricity purchase/sale shall be documented accurately. No purchase/sale shall be done without the attached complete documentation required.
- 2) Until the 10th calendar day of each month the Purchaser/Seller submits to ERO a copy of the final summarized report on revision and evaluation of all bids complaints submitted, if there any, and the answers to these complaints.
- 3) The Buyer / Seller is obliged to present in a transparent manner to ERO all required documentation, within the ERO's monitoring authority, for electricity trading.
- 4) ERO reviews the data submitted by the Purchaser/Seller and evaluates whether the bidding and evaluation processes in the preceding month complied with the criteria and provisions of this Procedure.
- 5) In case ERO finds irregularities in the bidding and/or evaluation processes that could be attributed to the Purchaser/Seller or any of the Bidders, ERO may issue an administrative measure in accordance with the legislation in force.


	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 15 from 23</i>
<i>Department: Market Operator</i>		

Article 26
Sanctions

For violating provisions of this Procedure, when it is not a penal offence, ERO will act in conformity with the relevant provisions of the Law on the Energy Regulator.

Article 27
Entry into force and validity

This Procedure enters into force immediately upon its approval by ERO Board.

	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 16 from 23</i>
<i>Department: Market Operator</i>		

APPENDIX 1 – Statement of integrity

(Name of Bidder Company)

(Bidder's Tax Number)

(Bidder's Address)

For the purpose of Public Bidding regarding electricity deliveries, to Purchaser/Seller _____ published on _____, I hereby make the following:

STATEMENT OF INTEGRITY

By which we state that, as a Bidder in this procurement procedure:

- We guarantee the full correctness in the respective procedure,
- We guarantee the non-existence of any forbidden practice regarding the respective bidding procedure, which comprises the actions such as: corruption or fraud, offering, giving of promising of some inappropriate advantage which may affect the actions of an employee), and
- We agree with the revision of the whole procurement procedure by independent experts and the acceptance of liabilities and sanctions (contractual penalty, unconditional cancellation of the contract) if the Procedure are being violated.
-

In _____, _____
 (place) (date)

(Name and Surname of Bidder's Authorized Person)

(Signature)



APPENDIX 2 – Public tendering invitation template

Purchaser: _____

Address: _____

Announces

PUBLIC TENDERING FOR LONG-TERM ELECTRICITY PURCHASE INVITATION FOR BIDDING

Date: _____

_____ (hereinafter called Purchaser) herewith announces public tendering for electricity purchase and invites Bidders to offer their Bids as specified hereinafter:

1. LOT 1

DELIVERY PERIOD:

From _____ until _____

CAPACITY AND DELIVERY PROFILE:

___ MWh/h from ___ h until ___ h

All time specifications refer to CET.

LOT 2

DELIVERY PERIOD:

From _____ until _____

CAPACITY AND DELIVERY PROFILE:

___ MWh/h from ___ h until ___ h

All time specifications refer to CET.

The Bidder can offer capacity not less than 1 MWh/h.

.
. .
. .



LOT X

DELIVERY PERIOD:

From _____ until _____

CAPACITY AND DELIVERY PROFILE:

___ MWh/h from ___ h until ___ h

All time specifications refer to CET.

The Bidder can offer capacity not less than 1 MWh/h.

The Bidder may offer one or more LOTs. The Bidder is not allowed to offer part of a single LOT.

2. INTERRUPTION OF RECEPTION

Purchaser is entitled to interrupt electricity reception on holidays in Kosovo. Every interruption shall be announced at least two business days before the start of interruption.

3. DELIVERY POINT AND RISK TRANSFER

Delivered at Frontier (DAF according Incoterms 2000) Kosovo border, on the Kosovo side of the border with Purchaser's or Bidder's cross border capacity.

Bidder can offer delivery of electricity inside Kosovo as well.

The Bid must contain specification of delivery point (border) and cross border capacity. The delivery point (border) and cross border capacity cannot be changed without KOSTT's approval.

4. PAYMENT TERMS AND SETTLEMENT

The delivery period is _____. At the beginning of the calendar month following the delivery period the Seller will issue an invoice setting forth the total quantity of electricity that has been delivered in the previous month.



Department: Market Operator

Payment term is not later than ___ days of the calendar month following the delivery month.

5. PRICE

Prices shall be quoted in €/MWh all expenses included, up to the specified delivery point.

6. CHARGES, TAXES AND EXPENCES

The Seller will bear all expenses, taxes and all charges arising in connection with the delivery of electricity to the Delivery Point.

7. CONTRACT FORM

The Bidder accepts the Contract for the Sale and Purchase of Electricity attached to given tendering documentation.

8. BANK BID GUARANTEE

The Bidder must deliver the Bank Bid Guarantee (“Unconditional”, “Irrevocable”, “With no rights of objection”) in the amount of 5% of the total value of the Bid(s).

9. VALIDITY OF BIDS

Bid must be valid until _____. The Bid with shorter validity shall not be considered.

10. BID ELABORATION AND CONTENT

All Bids prepared in accordance with the above mentioned shall be delivered to:


Purchaser: _____

Address: _____

The Bid must be delivered in sealed envelope with the following remark:

“For Public Tendering for Electricity Supply (period from _____ until _____)!”

Do not open! Bid for sale of electric energy!” with the Bidders name and address.

	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 20 from 23</i>
<i>Department: Market Operator</i>		


Attached to the Bid must be:

- a) Bank Bid Guarantee (original document or SWIFT confirmation)
- b) Statement of Integrity according to Appendix 1 (original document)
- c) Evidence of legal capability:
 - A certificate from the business register, judicial (trade), professional, register of qualified craftsmen or any such equivalent register or any appropriate certificate
 - The license for electricity trading issued by ERO for the traders that are established or registered in Kosovo or from the respective states for those electricity traders that are established or registered outside Kosovo
 - Certificate of the membership in a particular professional association if required for the Bidder in the country of domicile for performance of activities regarding the subject of this tendering.
 - The documentation issued by competent institutions of the respective state not older than 3 months from the submission of the bid that verifies that:
 - the trader is not in a bankruptcy process,
 - the trader or legal representatives of the company are not condemned by a court decision for criminal or misdemeanor offences,
 - the trader or legal representatives of the company are not condemned by the court decision for any malpractice regarding electricity trading activity.

By this evidence, Bidder must prove that he is fully authorized and empowered for performance of activities regarding the subject of this tendering.

- d) Evidence of business capability:
 - List of references of successfully executed contracts in electricity trade business during the period from ____ until ____, specifying the names of clients and quantities in minimum volume equal to the quantity offered in this tendering.
- e) Evidence of financial qualifications:
 - Bidders statement confirming that the Bidder has fulfilled his obligation of payment of all due tax duties and obligatory state duties, charges, etc. in his country of domicile.

11. TERM FOR SUBMISSION OF BID

	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 21 from 23</i>
<i>Department: Market Operator</i>		

Bids with all required attachments must be received in Purchaser's Registry Office not later than _____ at _____ h (CET).

12. INTEGRITY CLAUSE

The Bidder in this tendering procedure is expected:

- Correctness in tendering and procurement procedure;
- Absence of any forbidden practice regarding the Bidding procedure (actions like corruption or fraud, offering, giving or promising of some inappropriate advantage which could affect the actions of an employee)
- That he agrees with the revision of the whole tendering and procurement procedure by independent experts and the acceptance of liabilities and sanctions (contractual penalty, unconditional cancellation of the contract) if the Procedure are being violated.

The Bidder shall guarantee the above in written form by signing of Statement of Integrity which is attached to this Bid Invitation Document.

13. ACTIVITIES AFTER BID OPENING:

Bid evaluation criterion for each LOT mentioned in Item 1 of this Public Tendering Invitation is the lowest price of the Bid which complies with all the conditions from this tendering.

The Purchaser holds the right of non-acceptance of any Bid.


The Purchaser shall inform the Bidders about its final decision by _____ at _____ h.

14. PERFORMANCE GUARANTEE:

The guarantee must be determined between the parties and the banks with the templates they possess and the specifics.

The performance guarantee should be in the value of [10%] of the contract value.

No later than 5 business days from the signing of the Contract, the Bidder shall submit to the Purchaser / Seller a Performance Warranty issued by a Bank acceptable to the Purchaser / Seller.

	Procedure for electricity trading	PR-MO-11
	<i>vers. 1.0</i>	<i>Page 22 from 23</i>
<i>Department: Market Operator</i>		

In case the nominated Bidder does not provide a Performance Guarantee, the Purchaser / Seller is authorized to cancel the nomination and execute its right to the Bid Guarantee.

The Bidder will bear all the costs associated with the Bid preparation and delivery and the Purchaser / Seller will under no circumstances be liable or shall be liable for such costs, regardless of the results of this bidding process.

APPENDIX 3: Contract Notice - Template

CONTRACT NOTICE

Between Purchaser/Seller and Trader

<i>Supply Period</i>	<i>From CET</i>	<i>To CET</i>	<i>Contract Capacity</i>	<i>Contract Quantity</i>	<i>Contract Price</i>	<i>Total amount</i>
<i>Date</i>			<i>MW</i>	<i>MWh</i>	<i>Euro / MWh</i>	<i>Euro</i>
<i>dd/mm/yyyy</i>	00:00	01:00				
	01:00	02:00				
				
				
	22:00	23:00				
	23:00	00:00				
total						

Delivery Point (Trading zone)

DAP Kosovo Border

Voltage Level:

400 kV

Excluded Holidays:

Not applicable

This Confirmation confirms the Contract notice entered into pursuant to the Framework Contract concerning the **Delivery/ Withdrawal** of Electricity **to/from** Purchaser/ Seller and forms part of the Framework Contract. In case of any inconsistencies between the terms of this Confirmation and the Contract Notice, please contact us immediately.

For and on behalf of

For and on behalf of

**Purchaser/
Seller:**

Trader:

Date:

Date:
