



**Pristina, 16 April 2019**  
**ERO Code: V\_1133\_2019**

**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 the Law on Energy Regulator (No. 05/L-084);
- Article 4, Article 5, Article 13, paragraph 1 and Article 14 of the Rule No. 11/2017 on the Authorization Procedure for Construction of New Capacities based on RES;
- Administrative Instruction No. 05/2017 for Renewable Energy Sources Targets;
- Article 4, paragraphs 1 and 4, Article 5, Article 6, paragraphs 1 and 3, Article 7, Article 11, paragraphs 3,4,5,6, 7 and Article 12 of the Rule No. 10/2017 on the Support Scheme for RES Generators;
- Decision No. V\_810\_2016, dated on 19 May 2016, for determination of the Feed-in Tariff for generation of electricity from Renewable Energy Sources;
- Application/Request for Authorization for construction of new generation capacities for generation of electricity from BIOMASS, with an installed capacity of 1.2 MW, CA Rezina, in Municipality of Gjakova, dated on 20.04.2018, prot. no. 175/18, of NP "District Heating" JSC, - GJAKOVA, having its address at: "Transite" Street nn, Gjakova, Republic of Kosovo, and
- Application for Admission to the Support Scheme,

**in the session held on 16 April 2019, issued the following**

## **DECISION**

### **on Issuance of Preliminary Authorization**

- I. PRELIMINARY AUTHORIZATION is issued to "District Heating" JSC- Gjakova** for development of the project for construction of new generation capacities for electricity generation from BIOMASS, CA Rezina, with an installed capacity of 1.2 MW, in Municipality of Gjakova, Republic of Kosovo.
- II. To the applicant NP "District Heating" JSC, shall be granted the Authorization for construction of new generation capacities from BIOMASS, following the fulfilment of requirements deriving from Article 14 and 15 of the Rule on Authorization Procedure for construction of new generation capacities.**



- III. Decision on Notification for Preliminary Authorization does not entitle the holder to start construction of new generation plants before it meets all the conditions and requirements set forth in item II. herein and until the applicant is issued the Final Authorization in accordance with the Rule on Authorization.
- IV. Decision on Preliminary Authorization sets the targets availability and the qualification to the Support Scheme.
- V. The Decision on Preliminary Authorization determines that the applicant is guaranteed the bond of Power Purchase Agreement with the Market Operator (KOST) with a duration of ten (10) years, with the Feed-in Tariff according to Decision V\_810\_2016, dated on 10 May 2016, issued by ERO Board.
- VI. The Decision on Preliminary Authorization determines that NP "District Heating" JSC, within thirty (30) working days from the date of admission to the Support Scheme shall pay the financial guarantee for the project for generation of electricity from BIOMASS, with an installed capacity of 1.2 MW, in line with Article 12 of the Rule No. 10/2017 on the Support Scheme for RES Generators. The admission to the Support Scheme shall be effective from the date of payment of such guarantee.
- VII. The Decision on Preliminary Authorization is issued for a twelve (12) months period. Within this period, the applicant is obliged to fulfil the requirements according to item II. of the enacting clause of this Decision, and shall in writing require the issuance of Final Authorization for construction of new generation capacities.

## Reasoning

- ERO, on 20.04.2018, received from NP "District Heating" JSC, the application for obtaining the authorization for construction of new generation capacities for electricity generation from BIOMASS, CA Rezina, with an installed capacity of 1.2 MW of electricity, whereas for thermal energy the installed capacity of 15 MW, in Municipality of Gjakova, Republic of Kosovo.
- ERO, on 20.04.2018, received from NP "District Heating" JSC, the application for admission to the Support Scheme for generation of electricity from BIOMASS, for the installed capacity of 1.2 MW.
- ERO notified NP "District Heating" JSC in relation to the financial guarantee that shall be paid by the applicant so that the admission to the Support Scheme can be effective and is simultaneously guaranteed the Feed-in Tariff and the Power Purchase Agreement.
- ERO, following the evaluation of relevant evidence and requests attached to the application, and other additional supplementing evidence, required by ERO, and evaluation of the content of application for admission to the Support Scheme, as well as based on legal provisions mentioned in the introductory section of this decision, decided as in the enacting clause of this Decision.



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

**IX.** This Decision shall enter into force on the date of approval by the Board and shall 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:**

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Arsim Janova, Acting-  
Chairman

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Besim Sejfijaj, Member

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Selman Hoti, Member

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Izet Rushiti, Member

**This Decision is sent to:**

- The Party,
- Municipality of Gjakova,
- Secretary Permanent of MESP, and
- ERO Archive.