Energy Regulatory Office (ERO) is an independent agency, established by the Assembly of the Republic of Kosovo, pursuant to Articles 119.5 and 142 of the Constitution of the Republic of Kosovo.

ERO conducts an economic regulation of the energy sector (Electricity, District Heating, and Natural Gas).
ERO Decisions issued in the period July-December 2012

ERO has issued the following Decisions in July-December 2012:

- Decision V_490_2012 On Notification for Preliminary Authorization for enterprise “Triangle General Contractors- Inc” Branch Kosovo;
- Decision V_487 2012 for the Approval of the withdrawal of Application for construction of new wind generation capacity for the "Wind Park-Zatriç" project, with an installed capacity of 30 MW, MA Rahovec, of the enterprise "NEK UMWELTTECHNIK AG" Branch in Kosovo
- Decision V_486_2012 Issuing the electricity Import and export license for the enterprise “HEP – KS” J.S.C.;
- Decision V_485_2012 Approving district heating tariffs for the city District Heating (DH) Gjakova J.S.C. for the heating season 2012/2013;
- Decision V_484_2012 Approving district heating tariffs for the city District Heating (DH) Termokos J.S.C. for the heating season 2012/2013;
- Decision V_466_2012 on the Methodology for preparation of Energy Balance;
- Decision V_465_2012 rejecting the application for the enterprise UAE- LLC - River Plava-Brod;
- Decision V_464_2012 rejecting the application for the enterprise UAE- LLC River Brod-Restelica;
- Decision V_463_2012 rejecting the application for the enterprise DEVOLLI GROUP J.S.C. LEPENCI - I –II;
- Decision V_462_2012 rejecting the application for the enterprise DEVOLLI GROUP J.S.C. JUNIK - I -II –III;

All ERO Rules and Decisions are available at: www.ero-ks.org
- Decision V_461_2012 Terminating the validity period of the Preliminary Authorization for the enterprise KTW J.S.C. – SHTIME;
- Decision V_460_2012 on the Modification of the distribution license of DH_TERMOKOS;
- Decision V_459_2012 on the Modification of the distribution license of DH_GJAKOVA;
- Decision V_458_2012 on the Modification of the public supply license of DH_GJAKOVA;
- Decision V_457_2012 on the Modification of the public supply license of DH_TERMOKOS;
- Decision V_456_2012 on the Modification of the generation license of DH_TERMOKOS;
- Decision V_455_2012 on the Modification of the generation license of DH_GJAKOVA;
- Decision V_454_2012 on Distribution system planning and security standards” of DH Termokos J.S.C.;
- Decision V_453_2012 on License extension for GEN-I Tirana J.S.C.;
- Decision V_452_2012 on the Modification of the license for GEN-I Tirana J.S.C.;
- Decision V_451_2012 Releasing licensees from the payment of the annual fee;
- Decision V_437_2012 Extending the electricity generation license for the Energy Corporation of Kosovo – Generation Division (KEK J.S.C.) - TPP Kosovo A, license number ERO/Li_05/12_A, for the period from October 4, 2012 until October 4, 2013;
- Decision V_436_2012 Modifying the Electricity generation license (conditioned) issued to the enterprise N.P Ibër–Lepenc;
- Decision V_435_2012 Modifying the Electricity generation license issued to the enterprise “KelKos Energy” J.S.C.;
- Decision V_434_2012 Modifying the Transmission System Operator License (conditioned) issued to the Transmission System and Market Operator (KOSTT J.S.C.) ;
- Decision V_433_2012 Modifying the Energy Market Operator License (conditioned) issued to the Transmission System and Market Operator (KOSTT J.S.C.) ;
- Decision V_432_2012 on the Modification of the License of the Energy Corporation of Kosovo (KEK J.S.C.)–Supply Division;
- Decision V_431_2012 on the Modification of the License of the Energy Corporation of Kosovo (KEK J.S.C.)–Distribution Division;

All ERO Rules and Decisions are available at: www.ero-ks.org
- Decision V_430_2012 on the Modification of the License of the Energy Corporation of Kosovo (KEK J.S.C.)–Generation Division TPP Kosovo B;

- Decision V_429_2012 on the Modification of the License of the Energy Corporation of Kosovo (KEK J.S.C.)– Generation Division TPP Kosovo A;

- Decision V_428_2012 Approving the KOSTT request to require KEK to pay October, November and December 2011 invoices to KOSTT, in a total of 3,802,949€;

- Decision V_419_2012 Allowing KOSTT J.S.C. to derogate the implementation of provisions of the Grid Code, Metering Code, and Transmission System Operator License;

- Decision V_418_2012 Approving transmission fees and charges, to be implemented by the Transmission System and Market Operator of Kosovo (KOSTT) J.S.C. as of June 1, 2012;

- Decisions 420-427; 467-482; 491-495 on Consumers’ complaints (29 inadmissible of consumer complaints).

**Participation of ERO in conferences, seminars, international meetings, July-December 2012**

**23-26 August 2012** – Training organized by the Kosovo Management Institute, on Drafting Primary and Secondary Legislation, as part of Public Institutions in the Legislation Committee of the Republic of Albania; Durrës, Albania.

- The focus of the training was: drafting legislation, law-making process, hierarchy of norms, approximation with EU requirements and issues, Acquis communautaire and main elements to consider; Reality, challenges, and similar.

**28 July – 4 August 2012** – One-week training on energy pricing in the University of Florida; Gainesville, USA.

- The training was financed by NARUC (National Association of Regulatory Utility Commissioners) and USAID, as part of the partnership between the Energy Regulatory Office and the Commercial Commission of the State of Illinois, USA.

**10 September 2012** – Workshop on “Customer Switching”, organized by the Working Group on Customers under the ECRB, in Becici, Montenegro.

- “Bofest Consult” Company, responsible to draft the document on “Customer Switching”, presented the findings of 27 EU member states, as well as data submitted from Signatory Parties of the Energy Community Treaty.

All ERO Rules and Decisions are available at: [www.ero-ks.org](http://www.ero-ks.org)
**10-11 September 2012** – Regular meeting of the Working Group on Customers under ECRB; Becici, Montenegro.

- The focus of the meeting was to present a summary of all activities and tasks defined in the in the Working Group on Customers under ECRB for the previous quarter and to define new activities for the following quarter.

**11-12 September 2012** – Fifth Social Forum of the Energy Community, Becici, Montenegro

- The objective of this forum was to review achievements in the implementation of the Social Action Plan (SAP) on social issues in terms of energy.

**12 September 2012** – Regular meeting of the Working Group on Electricity, working body of the Regulatory Board of the South-East Energy Community Treaty; Vienna, Austria.

**26-27 September 2012** – 23rd Meeting of the ECRB Gas Working Group / SEE ECT, Vienna, Austria

- Regular meeting of the GWG, the main topics of which included: i) progress in finalizing the ECT Regional Strategy, with special focus in priority projects in the natural gas sector – so-called Projects of Energy Community Interest (“PECI”); ii) progress in the implementation of the gas to power initiative, and iii) review of regulatory aspects in the implementation of the Gas Ring, with an emphasis in finalizing the working document: Implementation of the Energy Community Gas Ring – from Theory to Practice.

**7th Forum on Natural Gas, organized by the SEE ECT Secretariat**

- Main topics discussed in the forum included: i) implementation of the third package legislation; ii) connecting the region through gas projects – progress in developing key projects, such as: project on exploitation of gas resources Shah Deniz, Trans Adriatic Pipeline (TAP), Nabuko Pipeline, and Ion-Adriatic Pipeline (IAP); ii) Security of supply, with a special focus in implementing the EU Regulation 994/2010 on gas security of supply.

**17-18 October 2012** – Regular meeting of the Working Group on Legal Regulation of the Energy Regulators Regional Association (ERRA); Izmir, Turkey.

**06 November 2012** – Meeting of the Working Group of ECRB EWG; Vienna, Austria.

**07 November 2012** – Participation in the Workshop “Electricity Imbalance Settlement”; Vienna, Austria

**07 November 2012** – Regular meeting of the Working Group on Customers under ECRB, Vienna, Austria

All ERO Rules and Decisions are available at: [www.ero-ks.org](http://www.ero-ks.org)
- The focus of the meeting was to present a summary of all activities and tasks defined in the in the Working Group on Customers under ECRB for the previous quarter and to define new activities for the following quarter.

08 November 2012 – Workshop on “Quality of Gas Supply”; Vienna, Austria

- The focus of this workshop was the legal basis related to the quality of gas supply for countries signatory parties to the Energy Community Treaty, and the role of regulators in monitoring and regulating the area. In addition, the workshop included a presentation of experiences of EU Member States on the quality of gas supply.

08 November 2012 – 24th Meeting of the Gas Working Group of ECRB / SEE ECT; Vienna, Austria

- Regular meeting of GWG, the focus of which was the inclusion of GWG in the drafting of the Feasibility Study on the Regional Gas to Power Initiative, planned to start in 2013. The Draft Study on ECT Security of Supply was also discussed. Particular attention was given to planned activities for the Work Program for 2013.

Workshop: Quality of natural gas services, organized by the Gas Working Group and the SEE ECT Secretariat.

Presentation of legislative issues on the regulation of gas supply quality, experience of EU Countries, and current situation in the SEE region in terms of supply quality.


- The focus of the workshop the implementation of the competition law in the energy sector in EU member countries, and the creation of a competition network of the community treaty. In addition, this roundtable included a presentation of experiences of EU countries in the implementation of the competition law in the energy sector.

25-26 November 2012 – Meeting to evaluate the Application for Authorization for the construction of new generation capacities; Durrës, Albania.

- Application for authorization for the construction of a Hydro Power Plant with a capacity of 3.2 MW (HPP Kuqishtë – Gryka e Rugovës), in the Lumbardhi River, Municipality of Peja, of the enterprise “N.T.SH. RIMED”, and
- Application for authorization for the construction of Hydro Power Plants, with units “HPP Kovačić”, HPP”Kamenicë” and “HPP Doganaj”, with a total capacity of 9.85 MW, all in Lepenci River, municipality of Kaçanik, of the enterprise “Matkos Group” J.S.C.

03-04 December 2012 – Working meeting with Turkey’s Regulator (EMRA); Ankara, Turkey.

- The main focus of the meeting between representatives of EMRA and representatives of ERO was to be informed more closely on activities undertaken by EMRA on the monitoring of regular activities of licensees.

06-09 December 2012 – Participation in the workshop on energy, organized by the Ministry of Integration; Durrës, Albania.

17-18 December 2012 – Working meeting in the Regulatory Institute of Albania (ERE); Tirana, Albania.

- The main focus of the meeting between representatives of ERE and representatives of ERO was to be informed more closely on activities undertaken by EMRA on the monitoring of regular activities of licensees.

**ERO Participation in meetings, workshops and seminars, in the period July - December 2012**

03.07.2012 – ERO meeting with the competition commission. Topic of the meeting was the harmonization of objectives, responsibilities and cooperation between the two institutions;

03.07.2012 - ERO meeting with representatives of the Kosovo Competition Commission;

03.07.2012 - Meeting with representatives of KOSTT on Reporting Forms ETR7;

03-04.07.2012 – Meeting with KOSTT representatives (Skender, etc.). Topic of the meeting was the drafting of the current Market design in Kosovo, in line with EnCs requirements;

04 and 07.07.2012 – ERO meeting on the DSO license;

06.07.2012 – Dissemination of Calculation of Tariffs DUOS and TUOS to KEK and KOSTT for comments;

09.07.2012 - Dissemination of Reporting Forms for ETR7 to KEK and KOSTT-J.S.C.;

18.07.2012 – Consultation Paper on distribution and transmission charges – Replies to comments;

18.07.2012 – Approval “Transmission Charging Principles” and “Distribution Charging Principles”;

18.07.2012 – Approval of transmission tariffs and charges, to be implemented by the Transmission System and Market Operator (KOSTT) J.S.C. as of 1 June 2012;

19.07.2012 - Meeting in MED with representatives KEDS PIU&MED;

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All ERO Rules and Decisions are available at: [www.ero-ks.org](http://www.ero-ks.org)
01.08.2012 - Meeting in ERO with representatives of privatization advisors and MED, to discuss issues such as Losses, Development Plan, License Transfer, Energy Guarantees, etc;

02.08.2012 – Meeting in Deloitte to review final privatization documents;

03.08.2012 - Meeting me KOSTT – Review of Reporting Forms;


16.08.2012 – Information meeting with Transaction Advisors -IFC, MED representatives /PIU KEDS and Independent Advisors of USAID /Deloitte;


30.08.2012 – Meeting in ERO on the harmonization of comments of the KOSTT document – SOS Report;

03.09.2012 – Public hearing – Seventh electricity tariff review (ETR 7) ;

03.09.2012 – Public hearing related to ETR 7- 7th tariff review, Hotel Sirius;

03.09.2012 – Meeting in ERO related to KOSTT document comments – SOS Report;

04.09.2012 – Review of data submitted under ETR7;

05.09.2012 – Meeting in ERO with representatives of Çalik-Limak;

05.09.2012 - Meeting with the Generation Division (and, implicitly, Mining Division), Application on requested revenues;

05.09.2012 – Meeting ERO-KEK _KOSTT, Electricity Balance;

06.09.2012 - Meeting ERO-DSO&AQ clarification on ETR7 application;

07.09.2012 – Meeting with ERO Assistance Project Consultants on tariff-related balance date;

10.09.2012 - Meeting, ERO-FPEE clarification on ETR7 application;

11.09.2012 - Meeting, ERO-KOSTT clarification on ETR7 application;


12.09.2012 – Meeting with representatives of DH Gjakova; discussion on regulatory reporting issues, and the content of the draft-proposal for WBIF;

13.09.2012 - Meeting in ERO with representatives of KFOR (HQ) related to the dispute between KFOR and KEK;

All ERO Rules and Decisions are available at: www.ero-ks.org
13 & 17.09.2012 – Meeting in ERO on the Market Design;

17.10.2012 – Meeting with representatives of the International Monetary Fund – IMF with MED – KEK related to issues on tariff setting, and KEDS privatization;

19.10.2012 – Preliminary assessment of KOSTT reporting forms;

19.10.2012 - Preliminary assessment of KEK reporting forms;

20.09.2012 – Meeting in ERO on Licenses and Security Standards;

20.09.2012 – Meeting in ERO on the provision of authorization for the construction of the Triangle Company for the construction of HPP Junik in River Erenik;

25.09.2012 – Meeting in MED on the Energy Balance Methodology;

27.09.2012 – Meeting between representatives of DH Termoks (Ilir Azemi); for additional clarifications related to ERO comments in regulatory reporting;

02.10.2012 – Second meeting in ERO on the issuance of authorization for construction to the Triangle Company for the Construction of HPP in Junik, in River Erenik;

03.10.2012 – Meeting in ERO on ERO’s reply to Court related to the Decision in the Dispute KOSTT-KEK;

03.10.2012 – Meeting with representatives / consultants of KfW and DH Termkos on the course of implementation of the Co-Generation Project;

10.10.2012 - Meeting in ERO with Steering Committee on EU Assistance to ERO;

12.10.2012 - Meeting of the ERO Board and approval of the document drafted by KOSTT – Methodology on Developing Energy Balances;

24.10.2012 - Meeting in ERO on the Web Page and assistance to ERO;

13 & 15.11.2012 - Meeting in ERO on trainings in Turkey, Albania, Montenegro and and Hungary;

15.10.2012 – Meeting in KOSTT with representatives of KOSTT-it related to the dispute between KOSTT and KEK;

15.11.2012 - Meeting between ERO and Termokus; information on preparations for the start of the 2012-2013 season, and activities undertaken for sufficient supply during the heating season;

21.11.2012 – Participation in KOSTT workshop on Market Rules;

21.11.2012 – Meeting with representatives of DH Gjakova; information on preparatory activities for sufficient supply during the heating season;

All ERO Rules and Decisions are available at: www.ero-ks.org
21.11.2012 - Roundtable related to Electricity Market Rules in Kosovo;

23.11.2012 - Meeting in ERO with representatives of MED and KOSTT on comments of the Energy Secretariat;

26.11.2012 - Meeting ERO-DSO&FPEE clarification on ETR7 application;

27.11.2012 - Meeting ERO-Generation and Mining clarification on ETR7 application ETR7;

27.11.2012 – Participation in the Workshop in AEAI: Advisory Services to privatization of KEK Distribution and Supply;

27.11.2012 - Roundtable on the “Role and importance of monitoring licensees”, organized by Advanced Engineering Associates International (USAID) in Prishtina;

The main focus of the roundtable was the role and importance of monitoring regulatory enterprises, starting with the identification of an adequate model for the monitoring regulatory activities of licensees;

07.12.2012 – Meeting e KfW representative – Bahrije Dibra on the co-generation project – regulatory aspects in implementing the project and draft agreement on thermal energy supply;

14.12.2012 – Joint meeting between the Tariff Department and the Board, to present the Multi-Year Tariff Model (ETR7) (Suhareka) ;

19.12.2012– Meeting between ERO and Termokos; discussion on the approved tariffs and billing of DH Termokos by Prishtina Water-Supply on water utilization in the secondary system;

20.12.2012 – Meeting in ERO on the issuance of preliminary authorization for construction to the Triangle Company for the construction of HPP in Junik, in River Erenik;


24.12.2012- Meeting in KEK Customer Care Department;

This was an informal meeting, scheduled earlier, with the aim of discussing with and providing assisting to KEK and the Municipality of Podujeva, on the failure to issue the electricity consent for connection of premises (new market), constructed by the Municipality of Podujeva, in the electricity grid;

27.12.2012 – Meeting between WWRO and ERO; regulatory basis and possibilities to resolve the billing dispute of DH Termokos with the Prishtina Water Supply on water utilization by the secondary system building;

All ERO Rules and Decisions are available at: www.ero-ks.org

28.12.2012 - Meeting of the ERO Board and approval of derogations in fulfilling requirements of the Grid Code and TSO License for KOSTT, as the review of the request for the approval of the Transmission Development Plan 2013-2022, for which a decision was made to ask for additional information for some of the projects and expenses presented in the Investment Plan.

ERO Activities for the period July – December 2012

Key activities of the Tariff and Pricing Department in the period July – December 2012:

- Multi-Year Review of electricity tariffs (ETR7);
- Review of energy balance, imports, WACC, capital and operational investments, and other regulatory parameters.

In June 2012, ERO initiated the Seventh Energy Tariff Review (ETR7), which would determine the Maximal Allowed Revenues for a multi-year period (2013-2017). These Maximal Allowed Revenues must be sufficient to cover reasonable operational and capital costs related to regulated activities. To determine the amount of required Revenues, ERO is evaluating forecasts of licensees on required and reasonable costs. The legal basis obliges licensees to provide all data required by ERO for evaluation purposes.

Key activities of the Legal and Licensing Department (LLD): during this period, the department has harmonized licenses in line with with the changes in the primary and secondary legislation in the energy sector. Harmonized licenses are put for public consolation and certain comments of interested parties have been incorporated therein.

In addition, for purposes of licensing activities, during this period LDD has submitted for licensing to the ERO Board the Electricity Import and Export activity of Enterprise: “HEP – KS J.S.C.”. In line with the applicable legislation, ERO Board has extended licenses of companies which have applied for extensions, including: “Energy Corporation of Kosovo J.S.C. – Generation Division – TPP Kosovo A” – Electricity Generation activity and “GEN-I TIRANA J.S.C. Branch in Kosovo” – Import and Export activity.

Also, during this reporting period, LDD has received the following applications for authorization for construction of generation capacities from hydro sources: N.T.SH.RIMED with a capacity of 3,2MW in River Peja, MHC Kuqishtë, Gryka e Rugovës; Triangle General Contractors-INC-Branch Kosovo with a capacity of 3,6MW, River Lepenc HCV, Shtërpcë, 5.2MW River Lepenc HCV Lepenc & Shtërpcë, and 2.2MW River Lombardhi i Prizrenit, HCV Reçan. In addition, it received an application for the
construction of a new wind generation capacity from company Upwind International I GmbH, Branch in Kosovo with a capacity of 30 MW. All applications are under review.

ERO Board has issued a Preliminary Authorization to the companies which have applied for construction of new hydro generation capacity - “Triangle General Contractors – INC Branch Kosovo” (with a capacity of 11.7 MW), “Drini i Bardhë J.S.C.” (with a capacity of 9.9 MW) and “Matkos Group J.S.C” (with a capacity of 9.85 MW).

Key activities of the Energy Market Department; during this reporting period, the department was active in monitoring energy enterprises through analyzing, processing and categorizing daily and monthly data, received regularly by licensees, and extracting monthly and quarterly reports of the electricity system functioning.

In addition, ERO and licensees’ documents have been analyzed, as well as those submitted by local and international institutions.

During this period, the department was also involved in completing questionnaires submitted by local and international institutions.

Key activities of the Customer Protection Department; in the reporting period, July – December 2012, the Department was engaged in protecting customers, reviewing and resolving customer complaints, and disputes between licensees. The department was also active in direct discussions with parties, informing them on their rights in the energy sector.

During this period, CPD reviewed the dispute between KOSTT and KEK, related to KEK’s failure to pay for transmission services and repay invoices for October, November and December 2011. In addition to the review of the dispute between KOSTT and KEK, CPD was also engaged in drafting replies to the lawsuit in the Supreme Court of Kosovo, filed by KEK against ERO, challenging the decision of the ERO Board for the dispute between KOSTT and KEK.

In addition, during this period, ERO licensees’ procedures and documents, and those submitted by international agencies, have been analyzed.

CPD was also involved in completing questionnaires submitted by local and international institutions.

In the upcoming period, CPD will continue to address customer protection, including review and resolution of customer complaints and disputes between licensees. It will also be active in receiving parties in direct discussions, informing them on their rights on the energy sector.

During this period, CPD will be engaged in monitoring energy enterprises in customer protection.

All ERO Rules and Decisions are available at: www.ero-ks.org
Key activities of the Central Heating and Gas Department are primary related to the review and analysis of regulatory reports, with information and data provided by DH enterprises for the season 2011/2012, with the aim of comparing and coordinating them with relevant planned data.


Participation in the development of final drafts of modified licenses for district heating.

Regular monitoring of DH Enterprises – collection of data and information, and their analysis, with the aim of relevant evaluation, implementing the regulatory framework and fulfilling license conditions.

Final analysis and development of the final draft for submission to the ERO Board of the document: Distribution System Security and Planning Standards – DH Termoks.

Monitoring the implementation of the co-generation project, for thermal energy supply TPP Kosovo B – DH Termoks, in cooperation and coordination with KfW and DH Termoks, and analyzing and commenting relevant documents.

Following regional developments related natural gas issues, particularly under the South East Europe Energy Community Treaty – participation in the deliberations of the Gas Working Group of ECRB (ECRB GWG), Gas Forum and other relevant activities organized by ECT Secretariat.

Analyses, comments, and development of documents related to natural gas and work of GWG, such as questionnaires, other relevant documents and reports.

**ERO’s planned activities for the period January-June 2013**

In the upcoming period, ERO has planned the following activities:

- Review of application for Transfer License from Kosovo Energy Corporation J.S.C to the Kosovo Energy Distribution and Supply Company.
- Evaluation of applications for licensing energy sector activities.
- Evaluation of applications for Authorization for construction of new generation capacities.
- Analyses, comments and assessment of documents submitted to ERO for approval by licensees.
- Regular meetings of the Working Group on Electricity, ECRB.
- Eventual meetings of the Working Group on the Coordinated Auction Office.

All ERO Rules and Decisions are available at: [www.ero-ks.org](http://www.ero-ks.org)
- Regular meetings of the Working Group on Governance of Operational Technical Codes.
- Meetings on Market Rules.
- Meetings on other relevant documents.
- Review and resolution of customer complaints and disputes between licensees;
- Monitoring of the enforcement of requirements and terms of licenses of district heating companies;
- Completion of the regulatory framework for district heating; particularly, the finalization of the District Heating Pricing Rule, and Tariff Methodology, as well as the finalization of the tariff model and other relevant documents;
- Review, commenting, and development of final draft-documents submitted for ERO Board approval:
  - Distribution Code (DH Termokos)
  - Customer complaints and referral review procedure (DH Termokos)
- Further monitoring of the implementation of the co-generation project, for thermal energy supply TPP Kosovo B – DH Termokos, in cooperation and coordination with KfW and DH Termokos, and analyzing and commenting relevant documents.
- Participation in the SEE ECT mechanisms on issues related to natural gas – ECRB Gas Working Group, Gas Forum, and other relevant activities;
- Analysis, comments and drafting of documents related to natural gas and work of ECRB GWG – ECT, such as questionnaires, reports and other relevant documents;
- Completion of regulatory framework on district heating; in particular, finalization of the District Heating Pricing Rule, and Tariff Methodology, and finalization of the Tariff Model and other relevant documents.

All ERO Rules and Decisions are available at: [www.ero-ks.org](http://www.ero-ks.org)