



Board of the Energy Regulatory Office

Based on:

- Article 8 paragraph 1 sub-paragraph 1.6, Article 14 paragraph 2 sub-paragraph 2.16, and Article 25 of the Law on Energy Regulator (No. 03/L-185);
- Article 14, paragraph 7 of the Rule on Authorisation Procedure for Construction of New Capacities; and
- Request for extension for the time limit of validity of the Decision on Notification for Authorisation for construction of new generation capacities for generation of electricity from Wind , at "Wind Park - Zatriç" Location, with an installed capacity of 30 MW, Municipality of Rahovec, dated 02.03.2015, submitted by the "Upwind International I GmbH - Branch in Kosovo" Company, having its address at: "UÇK" Str., No. 48/2, 1-st Floor, apartment no. 2, Municipality of Prishtina, Republic of Kosovo,

in its session held on 10 April 2015, issued the following:

DECISION

- I. The time limit of validity of the Decision V_504_2013 on Notification for Preliminary Authorization, dated 01 March 2013 is hereby **EXTENDED** for an additional time limit of six (6) months, namely until **01 September 2015**.

Reasoning

- o ERO, on 30.10.2012, received from "Upwind International I GmbH - Branch in Kosovo" Company an application for Authorisation for Construction of New generation capacities for generation of electricity from wind, at "Wind Park - Zatriç" Location, with an installed capacity of 30 MW, Municipality of Rahovec.
- o The Decision on Notification for Preliminary Authorization has not meant granting authorization until the requirements set by the Rule on Authorization Procedure for Construction of New Capacities are fulfilled.
- o The Decision on Notification for Preliminary Authorization was issued for a two (2) years time-limit, and it determined that "Upwind International I GmbH - Branch in Kosovo" Company shall be granted authorization for construction, if it will make a written request, within this time-limit, to convert the Decision on Preliminary Notification into Authorization, fulfilling all requirements set by the Rule on Authorization Procedure for Construction of New Capacities and the applicable legislation.



- ERO, on 02.03.2015, received from "Upwind International I GmbH - Branch in Kosovo" Company the request for extension of the time-limit of validity of the Decision on Preliminary Authorisation for Construction of New generation capacities for generation of electricity from Wind, at "Wind Park - Zatriç" Location, with an installed capacity of 30 MW, Municipality of Rahovec, for an additional time-limit pursuant to the applicable legislation.
 - "Upwind International I GmbH - Branch in Kosovo" Company , it its request, has mentioned that they are under the process of finalizing and realizing the agreement with investors concerning the project in question, which shall be finalized soon. In the request, the Company also explained that as a consequence of some technical difficulties (geological measurement of land, preparation of documentation for application for construction permit before the MESP), considered as highly specific proofs, it requests from the ERO to extend the time-limit of validity of the Notification on Preliminary Authorisation for an additional time-limit, in order to complete the technical documentation for the above-mentioned project.
 - Following the analysis of the request for extension of the time limit of validity of the Decision on Notification for Preliminary Authorisation, submitted by the "Upwind International I GmbH - Branch in Kosovo" Company, based on legal provisions mentioned in the introductory section of this decision, ERO decided as in the enacting clause of this decision.
- V.** "Upwind International I GmbH - Branch in Kosovo" Company must make a written request for conversion of the Decision on Preliminary Notification into Authorization for construction of new generation capacities for generation of electricity from Wind, at "Wind Park – Zatric" location, with an installed capacity of 30 MW, Municipality of Rahovec, until **01 September 2015**, fulfilling all requirements set forth by the Rule on Authorization Procedure for Construction of New Capacities and the applicable legislation.
- VI.** Following the expiry of the above-mentioned time limit, Decision V-504-2013, dated 01 March 2013, on Notification for Preliminary Authorization shall be automatically repealed, and it shall not be reviewed by the ERO Board.
- VII.** The Decision shall be issued in Albanian language and will be translated into Serbian language. In case of any discrepancy between the versions, the Albanian version shall prevail.
- VIII.** The Decision shall enter into force on the date of approval by the Board and will be published in the ERO's official website.

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



ERO Board

Enver Halimi, Chairperson

Merita Kostari, Member

Krenar Bujupi, Member.