



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 4, paragraph 6 and 7 of the Rule on Authorisation Procedure for Construction of New Capacities (applicable from 11.11.2014); and
- Request from 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 water, in Drini i Bardhë River, cascade type, with an installed capacity of 6.5 MW, location: "Ura e Shenjt", CZ Xërxë, Municipality of Rahovec, dated 16.04.2015, submitted by the "Edelweiss Energy " LLC Company, having its address at: "Dardania" 1/5, entrance 2 - Prishtina, Republic of Kosovo.

in its session held on 15 June 2015, issued the following:

DECISION

- I. The time limit of validity of the Decision V_535_2013 on Notification for Preliminary Authorization, dated 02 May 2013 is hereby **EXTENDED** for an additional time limit of six (6) months, namely until **02 November 2015**.

Reasoning

- o On 14 March 2012, ERO received from the "Edelweiss Energy" LLC Company the application for authorisation for construction of new generation capacities for generation of electricity from water, in Drini i Bardhë River, cascade type, with an installed capacity of 6.5 MW, location: "Ura e Shenjt", CZ Xërxë, Municipality of Rahovec.
- o Following the ascertainment that the applicant has demonstrated its suitability for construction of new generation capacity from Water, on 02 May 2013, issued a Decision on Notification for Preliminary Authorization V_535_2013, and instructed the applicant to fulfill the other legal requirements required by the applicable legislation in Kosovo.
- o The Decision on Notification for Preliminary Authorization has not implied 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 "Edelweiss Energy" LLC. 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.
- o On 16 April 2015, ERO received from "Edelweiss Energy" LLC. Company the application for extension of the time limit of validity of the Decision on Notification for Preliminary Authorisation for construction of new generation capacities for generation of electricity from water, in Drini i Bardhë River, cascade type, with an installed capacity of 6.5 MW, location:



“Ura e Shenjt”, CZ Xërxë, Municipality of Rahovec, for an additional time limit in accordance with the applicable legislation.

- **"Edelweiss Energy" LLC.** Company, in its application, has explained that: they are under the process of completing the documentation to obtain the Construction Permit, submitting the main project No. 4683, dated 15.12.2014 (enclosed: the letter). They explained also that they have received from the Municipality of Rahovec the Conclusion on completing the documentation for granting the Construction Permit. They explained that they have completed the documentation in accordance with the Conclusion of the Municipality of Rahovec, and by official letter no. KR-SH1-01, dated 02.03.2015, they have submitted the request for granting the construction permit (enclosed: the letter addressed to the Department of Urbanism of the MA Rahovec).
 - The Company explained also that they are in negotiations with the community of Xerxe and Gegje villages of the Municipality of Rahovec, to reach agreements to allow the construction of the hydro power plant in question, and the finalization of this process is expected to occur very soon. At the end of the letter, the Company explained that it is waiting for the meeting of the Assembly of the Rahovec, where it is expected to be discussed about this matter, and that they are awaiting to be granted with the construction permit. They explained that, upon being granted with the construction permit, the implementation of the project shall commence immediately, as they possess the generators and turbines, and the latter are located in the respective warehouses.
 - Following the analysis of all enclosed letters and the importance of implementation of such a project, ERO has evaluated the request for extension of the time limit of validity of the Decision on Notification for Preliminary Authorisation, and based on legal provisions mentioned in the introductory section of this decision, it decided as in the enacting clause of this decision.
- V. "Edelweiss Energy" LLC.** Company is obliged to 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 water, in Drini i Bardhë River, cascade type, with an installed capacity of 6.5 MW, location: “Ura e Shenjt”, CZ Xërxë, Municipality of Rahovec, until **02 November 2015**, fulfilling all requirements set 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-535-2013, dated 02 May 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.** This 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.