



The Board of the Energy Regulatory Office,

Taking into account:

- The provisions of Article 8 paragraph 1, sub-paragraph 1.6, Article 14, paragraph 2, sub-paragraph 2.2, Article 25 and Article 30 of the Law on Energy Regulator (Law No. 03/L-185);
- The provisions of Article 6, Article 18, paragraph 3, Article 24 and Article 32 of the Rule on Licensing of Energy Activities in Kosovo;
- The provisions of Article 11 paragraph 1 of the Law on Integrated Pollution Prevention and Control (Law No. 03/L-043)
- Application for renewal of the license for generation of electricity, submitted on 19.11.2010 by the Kosovo Energy Corporation enterprise - Generation Division "KEK J.S.C." – TPP Kosova "A", address: "Mother Teresa no. 36, 10000 Prishtina, Republic of Kosovo,
- Request for extension of the term of the license for generation of electricity for the TPP Kosova A, dated 29.02.2012 and letter (e-mail) dated 19.09.2012;
- Request for Integrated Environmental License of KEK J.S.C., dated 01.03.2012, addressed to the Ministry of Environment and Spatial Planning (MESP),
- Answer of the Ministry of Environment and Spatial Planning (MESP) No. ZSP-666/2012, dated 11.09.2012, to the Request for Integrated Environmental License of KEK J.S.C.;

in its session held on October 01st, 2012, issued the following:

DECISION

- I. RENEWING** the license for generation of electricity of the Kosovo Energy Corporation enterprise - Generation Division "KEK J.S.C." – TPP Kosova A, with license number ZRRE/Li_05/12_A, for the period from **04 October 2012** to **04 October 2013**.
- II. OBLIGING** KEK J.S.C. that within the period specified in point one (I) of the enacting clause of this Decision, to obtain from the MEST the Integrated Environmental Permit, and to send a copy to the ERO.

Justification

- Energy Regulatory Office (ERO) on 28.02.2012 received from KEK J.S.C. the Request for Extension of the License for generation of electricity from KEK J.S.C - Generation Division "TPP Kosova A" for the period from 04.10.2012 to 04.10.2020, whereas on 19.09.2012 KEK J.S.C. sends a letter (e-mail) by which requires revision of the extension from **04.10.2012** to **04.10.2017**.
- With the decision dated 30 September 2011 (No. V_380_2011), the Board of ERO extended the license for generation of electricity of KEK J.S.C. - Kosovo A for the period from 04 October 2011 to 04 October 2012, obliging KEK J.S.C. - Generation Division TPP Kosova A that within the period specified in the point one (I) of the enacting clause of this Decision, to obtain from the MESP the Integrated Environmental Permit, and to send a copy the ERO.
- Based on the Decision of the ERO mentioned above, KEK J.S.C. on 01.03.2012 had made a "Request for Integrated Environmental Permit" in the MESP.



- MESP on 11.09.2012 responds to KEK regarding the Request for Integrated Environmental Permit, informing that: "MESP has received an application for Integrated Environmental Permit and is considering the case, in accordance to the Law on Integrated Pollution Prevention and Control (Law No. 03/L-043), where the Article 11 of this Law provides that all existing plants, in this case KEK, must be harmonized with the requirements set forth by the provisions of this Law no later than 31 December 2017, taking into account the proposed Compliance Schedule Plan for that plant.
- ERO, by the letter dated 26.09.2012, addressed the MESP with a request to notify the ERO with the progress achieved by the Kosovo A regarding the fulfillment of environmental requirements and when it is expected from the MESP to issue to KEK J.S.C. the Integrated Environmental Permit. Until to date ERO has not received any response.
- ERO, taking into account what was said above, the evidences attached to the application for license, the attached documents, the application for extension of license, and based on the legal provisions mentioned in the introduction of this decision, has decided as in the enacting clause of this Decision.

III. The Decision is issued in Albanian language and will be translated into Serbian and English. In the event of any discrepancy between the versions, the Albanian version shall prevail.

IV. This Decision shall enter into force on the date of approval by the Board of ERO and shall be published in the official website of ERO.

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 the Decision or the date of its publication in the ERO website, whichever occurs last.

The decision shall be sent to:

- Kosovo Energy Corporation (KEK J.S.C.)

ERO Board

Enver Halimi, Chairman

Përparim Kabashi, Member

Blerim Koci, Member

Merita Kostari, Member

Krenar Bujupi, Member