



Prishtina, June 28th, 2013
ERO Code: V_543_2013

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 and 17 of the Rule on Authorization Procedure for Construction of New Generation Capacities;
- Decision on Issuing the Notification on Preliminary Authorization, with No. V_365_2011 dated April 28th, 2011, issued by the Board of ERO;
- Request for extension of the validity of the Decision for Notification on Preliminary Authorization for the construction of new generation capacity for electricity generation from water, with an installed capacity of 57.8 MW consisting of five (5) generation units that will be placed in the following locations: "Kuqishta" with an installed capacity of 4.7 MW, "Drelaj I" with an installed capacity of 4.3 MW, "Drelaj II" with an installed capacity of 5.4 MW, "Shtupeq" with an installed capacity of 11.6 MW and "Rugova" with installed capacity of 31.8 MW, all in the Municipality of Peja on 24.04.2013, submitted by "Kelkos-Energy" LLC company, having its address at "Zagreb" Street, No. 19/22, Prishtina, Republic of Kosovo,
- Submission for withdrawal of the request for extension of validity of the Decision for Notification on Preliminary Authorization No. V_365_2011, submitted on June 27th, 2013,

in the meeting held on June 28th, 2013, issued the following:

D E C I S I O N

- I. TERMINATING** the validity of the Decision on Preliminary Authorization V_365_2011 dated April 28th, 2011.

J u s t i f i c a t i o n

- ERO, on 09.08.2010 received from the enterprise "Kelkos-Energy" LLC, an application for authorization for the construction of new generation capacities for electricity generation from Water, with an installed capacity of 57.8 MW consisting of five (5) generation units that will be placed in the following locations: "Kuqishta" with an installed capacity of 4.7 MW, "Drelaj I" with an installed capacity of 4.3 MW, "Drelaj II" with an installed capacity of 5.4 MW, "Shtupeq" with an installed capacity of 11.6 MW and "Rugova" with installed capacity of 31.8 MW, all in the Municipality of Peja.
- On April 28th, 2011 the Board of the Energy Regulatory Office, after analyzing the evidence presented by the "Kelkos-Energy" LLC enterprise, determined that this application has proved its suitability for the development of the project for the construction of new generation capacities from water, and has issued a Decision for Notification on Preliminary Authorization V_365_2011.
- Decision for Notification on Preliminary Authorization, did not imply also the issuance of Authorization, until the requirements set out in Rule on Authorization Procedure for the Construction of New Capacities are fulfilled.



- Decision for Notification of Preliminary Authorization was issued for a two (2) years period, and this decision determines that the “Kelkos-Energy” LLC enterprise will be granted with the Authorization for construction, if, within this time period, it will submit a written request to change the Decision on Preliminary Notification into Authorization, fulfilling all the requirements set out in the Rule on Authorization Procedure for the Construction of New Generation Capacities and applicable legislation.
 - ERO, on 24.04.2013, received from the “Kelkos-Energy” LLC enterprise an application for extension of the validity of the Decision on Notification for Preliminary Authorization V_365_2011 dated April 28th, 2011, whereas by the submission of “Kelkos-Energy” LLC enterprise dated June 27th, 2013 the request for extension of the above mentioned validity was withdrawn.
 - “Kelkos-Energy” LLC enterprise, in the submission for withdrawal of the request for extension of the validity of the Decision on Notification for Preliminary Authorization Nr. V_365_2011, made on June 27th, 2013, explained that the reason for this withdrawal is the change that was made to the initial project, which made this enterprise to prepare a new application and to apply in ERO.
 - ERO, following the analysis of the submissions of the “Kelkos-Energy” LLC enterprise, based on legal provisions mentioned in the introduction to this decision, has decided as in the enacting clause of this decision.
- II. Decision on Notification for Preliminary Authorization V_365_2011 dated April 28th, 2011, **is repealed.**
- III. The Decision shall be 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, 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.

ERO Board

Enver Halimi, chairman

Përparim Kabashi, member

Blerim Koci, member

Merita Kostari, member

Krenar Bujupi, member