



The 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 11, paragraph 3 and 17 of the Rules on Authorization Procedure for Construction of New Generation Capacities;
- Request for withdrawal of application for construction of hydro power plant in Lumbardhë River, HPP Reçan, with a capacity of 2.2 MW, Municipality of Prizren, dated 20.09.2013, by the enterprise "Triangle General Contractors" inc., Branch in Kosovo, with its the address at "Fusha e Pejës" n.n 30000 Peja, Republic of Kosovo,

In the session held on October 24th, 2013, issued the following:

D E C I S I O N

- I. APPROVING** the Request for withdrawal of application for construction of hydro power plant in Lumbardhë River, HPP Reçan, with a capacity of 2.2 MW, Municipality of Prizren, by the enterprise "Triangle General Contractors" inc., Branch in Kosovo.
- II. REJECTING the granting of preliminary authorization** to the enterprise "Triangle General Contractors" Inc., Branch in Kosovo, for construction of hydro power plant in Lumbardhë River, HPP Reçan, with a capacity of 2.2 MW, Municipality of Prizren, Republic of Kosovo.

Justification

- ERO on 27.08.2012 received from the enterprise "Triangle General Contractors" Inc., Branch in Kosovo, an application for authorization to construct a hydro power plant in the Lumbardhë River, HPP Reçan, with a capacity of 2.2 MW, Municipality of Prizren.
- ERO on 24.10.2012 issued e letter regarding the initial assessment of the application, where requested from the "Triangle General Contractors " Inc., Branch in Kosovo, to bring the evidences under Annex III of the application which are important for this stage of assessment and requested to bring the evidences within the legal deadline set under the Article 11 of the Rules of Authorization Procedure.
- ERO on 07.11.2012 received several additional evidences by the enterprise "Triangle General Contractors" Inc., Branch in Kosovo, however the main key evidences relating mainly to the item 21, 22, 23 and 24 of the application were lacking.



- ERO on 11.09.2013 issued a letter requesting that within an additional timeline (15) days, to respond to the requests of ERO regarding the fulfilment of the required evidences.
- ERO informed the applicant also that after the expiry of the additional timeline, mentioned above, ERO, in accordance with Article 11 paragraph 3 of the Rule on Authorization Procedure, will decide on your application based on existing documents and information, and will notify you regarding its decision.
- ERO on September 20th, 2013 by the representative of a "Triangle General Contractors" Inc., Branch in Kosovo, received a request for withdrawal of the application for construction of the hydro power plant in Lumbardhë River, HPP Reçan, with a capacity of 2.2 MW, Municipality of Prizren, dated August 27th, 2012.
- ERO, following the analysis of the request for withdrawal of the application and evaluation of applications, and based on the legal provisions mentioned in the introduction to this decision, decided as in the enacting clause to this decision.

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, chairperson

Përparim Kabashi, member

Blerim Koci, member

Merita Kostari, member

Krenar Bujupi, member