



**Board of the Energy Regulatory Office**

**Based on:**

- Article 8, paragraph 1, sub-paragraph 1.6, Article 14 paragraph 2, subparagraph 1.7 and Article 25 of the Law on Energy Regulator (No. 03/L-185);
- Article 4, 5 and 13 of the Rule on Authorisation Procedure for Construction of New Capacities;
- Administrative Instruction No. 01/2013 on Renewable Energy Targets
- Application/Request for Authorisation for Construction of New generation capacities for generation of electricity from wind "Wind Park-Bajgora", Cadastral Zone Selac, with a capacity of 56.11 MW, MA Mitrovica, dated 24.07.2014, submitted by "ENERGY FIRST - ONE" LLC Company, having its address on "Garibaldi" Str., nr. 04/14 - Municipality of Prishtina, Republic of Kosovo, and
- Application for reconsideration of the application/request for Authorization for the "Wind Park - Bajgora", with an allowable target capacity (from 56.10 MW to 34.25 MW), dated 12.11.2014, submitted by "ENERGY FIRST - ONE" LLC Company, having its address on "Garibaldi" Str., nr. 04/14 - Municipality of Prishtina, Republic of Kosovo,

**in the session held on 21 November 2014, issued the following:**

## **DECISION**

### **on Notification for Preliminary Authorization**

- I. Energy Regulatory Office (ERO) concludes that "ENERGY FIRST - ONE" LLC Company has proved its compliance regarding development of "Wind Park - Bajgora" project for construction of new generation capacity for generation of electricity from wind, with an installed capacity of 34.25 MW, at the location Selact, MA Mitrovica.
- II. The applicant "ENERGY FIRST - ONE" LLC will be granted AUTHORISATION for construction of new generation capacity, after it meets the requirements under Article 14 and 15 of the Rule on Authorisation Procedure for Construction of New Capacities and other requirements of other applicable legislation related to construction of new generation plants.
- III. The Decision on Notification for Preliminary Authorisation does not entitle the holder to start construction of new generation plants before it meets all the conditions and requirements set forth in item II herein.
- IV. The Decision on Notification for Preliminary Authorisation shall be issued for a two (2) years period, and within this period the applicant is obliged to meet the requirements under item II of the enacting clause of this Decision, and shall request in writing issuance of Authorisation for construction of new generation plant from wind.



## Reasoning

- ERO, on 24.07.2014, received from "**ENERGY FIRST - ONE**" LLC Company an application for Authorisation for Construction of New generation capacities for generation of electricity from wind for the "Wind Park-Bajgora" project, with an installed capacity of 56.1 MW, location Selac, MA Mitrovica.
  - ERO, after the assessment of the application, informed the "**ENERGY FIRST - ONE**" LLC Company that their application exceeds the RES targets by 2020, set forth by the Administrative Instruction No, 01/2013 on RES Targets, issued by the MED.
  - ERO, on 12.11.2014, received from the "**ENERGY FIRST - ONE**" LLC Company an application for reconsideration of the application for authorisation of the "Wind Park Bajgora" project , whereby the applicant modified / changed the installed capacity of the generator from 56.10 MW to 34.25 MW, reasoning that the application be included within the RES Targets by 2020, as set forth by the Administrative Instruction No. 01/2013, of the MED.
  - ERO analyzed the application for reconsideration of the application for Authorisation, submitted by the "**ENERGY FIRST - ONE**" LLC Company, concluding that the capacity modified is within the RES Targets by 2020 set forth by the Administrative Instruction No. 01/2013.
  - Following the evaluation of the relevant evidence and proofs attached to the application, and receipt of the additional supplementing proofs, requested by ERO, and based on legal provisions mentioned in the introductory section of this decision, ERO decided as in the enacting clause of this decision.
- V.** This decision has been issued in compliance with the Rule on Authorisation Procedure that was in force at the moment of completion of the application for Authorization of the "**ENERGY FIRST - ONE**" LLC Company, based on which was made the evaluation of the application by the ERO Commission and ERO Board.
- VI.** The remaining capacity of 21.85 MW, that was a part of the application for Authorisation, will be handled after the Rule on Supporting Scheme for RES enters into force, whereas the charge for review of application for the remaining capacity will be considered as completed.
- VII.** The Decision shall be issued in Albanian language and will be translated into Serbian and English. 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 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**

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Enver Halimi, Chairperson

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Merita Kostari, Member

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Krenar Bujupi, Member.