



Prishtina, 23 December 2014
ERO Code: V_670_2014

Board of the Energy Regulatory Office,

Based on:

- Provisions of Article 8, paragraph 1.6, Article 14, paragraph 2, sub-paragraph 2.16, paragraph 4, subparagraph 4.1 and Article 25 of the Law on Energy Regulator (Law No. 03 / L-185);
- Provisions of Article 2, paragraph 3, sub-paragraph 3.1 and 3.3, Article 18, paragraph 3, Article 38 and Article 39 of the Rule on Licensing of Energy Activities in Kosovo;
- Decision V-619-2014 on Approval of the Guidelines for Legal Unbundling of KEDS / Distribution System Operator from KEDS / Public Electricity Supplier, dated 29 April 2014;
- Provisions of Article 16, paragraph 2 of the Public Electricity Supplier License granted to the "Kosovo Electricity Distribution and Supply Company" J.S.C., (KEDS) - Supply Division ("Kompania Kosovare për Distribuim dhe Furnizim me Energji Elektrike - KEDS"), registration number ZRRE/Li_07/12, dated 18.07.2012;
- Application for Legal Unbundling of KEDS, dated 24.03.2014;
- Application for transfer of the license and assets of KEDS, dated 07.10.2014; and
- Application for transfer of Public Electricity Supply, submitted by "KOSOVO ELECTRICITY SUPPLY COMPANY" J.S.C. (KESCO), dated 28.10.2014,

in the session held on 23 December 2014, issued the following:

DECISION

- I.** Transfer of the Public Electricity Supply License from the "Kosovo Electricity Distribution and Supply Company" JSC (KEDS) - Supply Division, registration number ZRRE/Li_07/12 to "KOSOVO ELECTRICITY SUPPLY COMPANY" J.S.C. (KESCO) is hereby **APPROVED**.
- II.** Transfer of assets, attached to the letter of 18 December 2014, from "KEDS" J.S.C., to "KESCO" J.S.C., is hereby **APPROVED**.
- III.** Transfer of license and assets under item I and II of the enacting clause of this Decision shall enter into force on **01 January 2015**.



Reasoning

- On 07 October 2014, the Energy Regulatory Office (ERO) received from KEDS J.S.C. Company the Application for transfer of the public electricity supply license and transfer of assets from "KEDS" J.S.C. to "KESCO" J.S.C.
 - "KEDS" J.S.C., in its application, explained that, pursuant to Decision No. V – 619-2014 on unbundling of KEDS / Distribution System Operator from KEDS Public Electricity Supplier, it has initiated the procedures for unbundling of the Distribution Division from the Supply Division, which shall be finalized by 01 January 2015. "KEDS" J.S.C. explained that the process of legal unbundling will include the transfer of existing assets and obligations, operated by the "KEDS" Public Electricity Supplier to the new supply company, namely to "KESCO" J.S.C.
 - On 28 October 2014, the Energy Regulatory Office (ERO), received from the "KESCO" J.S.C. Company the application for transfer of the public electricity supply license from the "KEDS" J.S.C. Supply Division to the "KESCO" J.S.C., and the application for Public Electricity Supply License, with all the evidence required under the application of the "KESCO" J.S.C. Company.
 - The Application of the "KEDS" J.S.C. for transfer of the Public Electricity Supply License, dated 04 October 2006, registration number ZRRE_Li_07/06 (modified by the ERO on 18 July 2012, with registration number ZRRE/Li_07/12) from the "KEDS" J.S.C. to the "KESCO" J.S.C., and the request for transfer of assets from the "KEDS" J.S.C. - Supply Division to the new supply company - "KESCO" J.S.C. was made in accordance with the Rule on Licensing of Energy Activities in Kosovo.
 - The ERO has evaluated the above-mentioned applications, evidence and all other documents attached to the application for Electricity Supply License, and based on legal provisions mentioned in the introductory section of this Decision, has decided as in the enacting clause of this Decision.
- IV.** Duration of the validity of the license and content of the license shall remain the same, in accordance with Article 38, paragraph 4 of the Rule on Licensing of Energy Activities in Kosovo.
- V.** Upon the transfer of this License, the Licensee is obliged to inform the ERO of any potential change to the conditions or evidence submitted in the application and any Agreement that will be signed between "KEDS" J.S.C. and "KESCO" J.S.C.
- VI.** The Decision shall be issued in Albanian language and will be translated into Serbian. In case of any discrepancy between the versions, the Albanian version shall prevail.
- VII.** This Decision shall enter into force on the date of approval by the Board and shall 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.

**Enclosed: Transferred License*

Decision to be delivered to:

- "Kosovo Electricity Distribution and Supply Company" J.S.C. (KEDS)
- "KOSOVO ELECTRICITY SUPPLY COMPANY" J.S.C. (KESCO).
- Archive of the Energy Regulatory Office

ERO Board

Enver Halimi, Chairperson

Merita Kostari, Member

Krenar Bujupi, Member.