



**Board of the Energy Regulatory Office**

**Based on:**

- Provisions of Article 8, paragraph 1, sub-paragraph 1.6, Article 14, paragraph 2, subparagraph 2.16 and Article 25 of the Law No. 03/L-185 on Energy Regulator;
- Provisions of Articles 10, 11, 13.4 and 17 of the Law No.03/L-184 on Energy;
- Provisions of Article 9 of Law No. 03/L-201 on Electricity;
- Provisions of Article 3 of the Rule on Principles of Calculations of Tariffs in the Electricity Sector (Pricing Rule);
- Decision No. D/2012/MC –EnC of the Ministerial Council of the Energy Community, setting binding energy consumption from renewable energy sources by 2020;
- Administrative Instruction No. 01/2013 on Targets of Renewable Energy Sources
- Administrative Instruction No. 02/2013 on Use and Support of Energy Generation from Renewable Energy Sources;
- Rule on Authorisation Procedure for Construction of New Capacities;
- Rule on Support Scheme.

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

**DECISION**

- I. DETERMINING** the Feed-in tariffs for generation of electricity from Renewable Energy Sources.
- II. Feed-in tariffs** shall apply for generating capacities with new equipment (zero operation). Whereas for solar/photovoltaic panels, the equipment must be recyclable.
- III.** Feed-in tariffs for solar/photovoltaic energy have been set based on the Methodology on calculation of feed-in tariffs for solar/photovoltaic energy - Consultation Paper.
- IV.** Level of the targets set for Renewable Energy Sources and admitted in the Support Scheme is as in the following table:



Capacity of Electricity from RES (MW)								
RES-E [MW]	2013	2014	2015	2016	2017	2018	2019	2020
Photovoltaic energy		3	4	6	7	8	9	10
Solid biomass		2	4	6	8	10	12	14
Wind	1.35	31.35	70	90	110	130	140	150
New small hydro power plants		60	140	150	160	180	200	240
<b>Total capacity</b>	<b>1.35</b>	<b>96.35</b>	<b>218</b>	<b>252</b>	<b>285</b>	<b>328</b>	<b>361</b>	<b>414</b>

Table 1: New capacities by RES consumption targets

- V. Feed-in tariffs set for Renewable Energy Sources are as in the following table:

Level of feed-in tariffs applicable for RES	
Primary Renewable Energy Source	(€/MWh)
Photovoltaic energy	136.4
Solid biomass	71.3
Wind	85.0
New small hydro power plants	63.3

Table 2: Feed-in tariffs applicable for the electricity generated from renewable energy sources and admitted in the Support Scheme

- VI. Limits of capacities for admission to the Support Scheme are as in the following table:

Limits of capacities for admission to the Support Scheme	
Primary Renewable Energy Source	MW Capacity
Photovoltaic energy	3 MW (? 3 MW)
Solid biomass	14 MW (? 14 MW)
Wind	35 MW (? 35 MW)
New small hydro power plants	10 MW (? 10 MW)

Table 3: Capacity planned in MW of the applications to be admitted to the Support Scheme according to the Primary Renewable Energy Source

- VII. With the Notification on Decision for Preliminary Authorisation, within the relevant decision, ERO will determine whether targets are available and if the applicant is eligible for automatic admission to the support scheme.
- VIII. If the applicant applies directly to obtain final authorization and submits the application for admission to the support scheme, ERO, within the relevant decision, will determine whether targets are available, and if the applicant is eligible for automatic admission to the support scheme.



- IX.** The Notification on Decision for Preliminary Authorisation and the final authorization issued by the ERO, which determines the admission to the support scheme, automatically guarantees the feed-in tariff.
- X.** At the moment when the ERO has issued Notification on Decision for Preliminary Authorisation and final authorizations, whereby available targets have been met, it will inform all other applicants concerning the fulfillment of the targets and the inability to guarantee feed-in tariff in accordance with the Rule on Support Scheme, approved by the Board of ERO.
- XI.** ERO shall deem the targets to have been met, when it has issued Notifications on Decision for Preliminary Authorisation and Final Authorizations, with installed capacity as in the Administrative Instruction No. 01/2013 on RES Targets until 2020. Regardless of annual targets, new capacities may be commissioned into operation for all targets set by the Administrative Instruction No. 01/2013 on RES Targets until 2020.
- XII.** In cases when the applicant proceeds with the procedure on obtaining the Notification on Decision for Preliminary Authorization and Final Authorization without applying to the Support Scheme, ERO, in its decision, will specify that the applicant shall not be further entitled to enter the Support Scheme.
- XIII.** Upon the completion of the available targets through issuance of Notifications on Decision for Preliminary Authorization and Final Authorizations according to the applications of the applicants to enter the Support Scheme, ERO shall specify in its respective decisions that the process for admission to the the Support Scheme will be terminated until the available targets are freed in accordance with the Administrative Instruction No. 01/2013 on RES. ERO will consider these applications as "pending" applications for admission to the Support Scheme.
- XIV.** For the applicants who have been granted with Notification on Decision for Preliminary Authorization or Final Authorization with the remarks by ERO, pursuant to Article 9 of the Rule on Support Scheme, the time-limits set out in the Rule on authorization procedures, will begin to flow, not from the date of issuance of the relevant decision, but from the date of written notice issued by ERO concerning the inclusion to the Support Scheme.
- XV.** Upon the release of the available targets, the applicant will be notified by ERO in writing. If the applicant has a Notification on Decision for Preliminary Authorization for a capacity higher than the released targets, the applicant will have the right to request the separation/modification of the Notification on Decision for Preliminary Authorization, in a way that his right to released targets is guaranteed, while the remaining capacity can still be "pending", at the request of the applicant.
- XVI.** Upon the release of the available targets, the applicant will be notified by ERO in writing. If the applicant has a Final Authorization for a capacity higher than the released targets, the applicant will wait until the available targets are released or will request modification of the Final Authorization. The part of remaining capacity will not continue to be "pending" as it is set out in



the Notification on Decision for Preliminary Authorization set out in Article 4 paragraph 11 of the Rule on Support Scheme.

- XVII.** The Register of Support Scheme will be published in the website of ERO and will be updated according to the new applications. As a result, ERO will notify the applicants in the pending register as per the order of the applications upon the release of available targets.
- XVIII.** Applications that exceed the generation capacities under this decision (table 3) will not be admitted to the Support Scheme nor will they be entitled to the feed-in tariff.
- XIX.** Renewable Energy Sources Power Purchase Agreement (hydro energy, wind energy and solid biomass) will have a duration of ten (10) years, whereas the electricity generated from solar/photovoltaic energy will have a duration of twelve (12) years, with applicable prices (feed-in tariffs) and admitted to the Support Scheme.
- XX.** Feed-in tariffs under this decision (table 2) will be adjusted annually for the inflation, after the first year of operation. The exact date on the manner of application of inflation shall be set out in the power purchase agreement (PPA). Inflation rate shall be set based on the variation rate during the previous 12 months, at the level of "Industrial domestic output prices - capital goods NACE Rev2", index for 15 countries of the Eurozone (ea15), published by Eurostat.
- XXI.** Applicants who do not have valid authorizations according to the Rule on Authorization Procedure will be automatically expelled from the Support Scheme.
- XXII.** This decision shall repeal the Decision V-359-2011 dated 30 March 2011.
- XXIII.** 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.
- XXIV.** This Decision shall enter into force on the date of approval by the Board and will 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.

#### **ERO Board**

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Enver Halimi, Chairperson

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Merita Kostari, Member



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Krenar Bujupi, Member.