



Pristina, 27 January 2023  
ERO Code: V\_1665\_2023

The Board of Energy Regulatory Office,

Based on:

- Provisions of Article 9, paragraph 1, sub-paragraph 1.7, Article 15 and Article 26 of the Law on Energy Regulator No. 05/L-084;
- Provisions of Article 20 of the Law on Thermal Energy No. 05/L-052; and
- . Amendment of the Heat Supply Agreement between KEK Generation JSC and DH Termokos JSC, submitted for approval at ERO, on 18 November 2022,

in the session held on 27 January 2023 issued the following:

## DECISION

- I. **APPROVAL** of the amendment of the “Heat Supply Agreement”, concluded on 24.12.2014, no.252, between KEK- Kosovo Energy Corporation JSC and DH Termokos JSC and the Annex Agreement on Setting the Price of Thermal Energy from Co-generation.

## Reasoning

- On 18 November 2022, Energy Regulatory Office (ERO) received the amendment of the “Heat Supply Agreement” and “Annex Agreement on Setting the Price of Thermal Energy for Heat Supply”, concluded between KEK JSC – DH Termokos JSC, on 17 November 2021.
- Amendments of the agreement contain the following:
  - Article 1: Extension of the duration of the agreement for the next five-year period, until 15 October 2027; and
  - Article 2: Amendment of the provision of the annex agreement regarding the referent price of respective charges for electricity and thermal energy.
- Amendments of the annex agreement for setting the thermal energy price, contain:
  - Article 1: which defines the validity period of the annex agreement – from 15 October 2022 until 15 April 2023;
  - Article 2; based on which two (2) paragraphs of Annex IV of the basic agreement are amended. This amendment is derived from the de-regulation of the electricity generator (KEK JSC). Concretely, thermal energy prices from Cogeneration in TPP Kosova B are referred to the electricity price that KEK Generation provides to the electricity Universal Service Supplier (USS) in an amount of 29.50 €/MWh, as well as the additional cost of 0.26 €/MWh to cover the cost of electricity consumption at the thermal energy extraction



- station in TPP Kosova B (HES), based on the previously agreed methodology between KEK – DH Termokos – ZRRE.
- Article 3, upon which the parties agree that the basic price, recalculated according to Article 2, shall be 29.76 €/MWh.
  - Article 4, upon which the parties agree, that for the period according to Article 1, the price of thermal energy shall be at the level of 1.36 €/MWh whereas for the electrical capacity shall be at the level of 20.83 €/MWh/h.
- Other provisions of the base agreement, signed on 24 December 2014 and approved by ERO on 23 December 2014, by decision V\_677\_2014 shall remain in force.
  - Taking into account the legal provisions emphasized in the introductory section of this decision and based on the review of the amendment in question, ERO Board has decided as in the enacting clause to this decision.
- II.** The decision is issued in Albanian language and will be translated in Serbian language. In case of any discrepancies between the versions, the Albanian version shall prevail.
- III.** The decision shall enter into force on the date of approval by ERO Board and will be published on ERO's official website.

**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 on ERO's website, whichever occurs last.

**ERO Board**

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Ymer Fejzullahu, Chairman

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Izet Rushiti, Member

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Selman Hoti, Member

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Lutfie Dervishi, Member

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Gani Buçaj, Member