



## DECISION

No. 153, of December.11.2015

ON

### THE OPERATION IN THE MARKET OF THE GENERATORS WITH INSTALLED CAPACITY UP TO 1 MW AND ELECTRICITY SELF GENERATORS

Based on Law No.43/2015 articles 16; 18; 20, letter a; 37 point 6 letter “b”, “*On Power Sector*”, “*Administrative Procedures Code of the Republic of Albania*” Law no. 8485 article 10 of May.12.2008, as amended, “*ERE Practice and Procedure Rules*” article 23, point 4 as amended, ERE Board on its December.11.2015 meeting, after reviewing the report prepared by the Legal Directory, regarding the operation in the market of the generators with installed capacity up to 1 MW ;

#### Observed that:

1. ERE takes decisions, which are obligatory to be implemented by all the licensees of the power sector (article 20, letter a, Law no.43/2015 “*On Power Sector*”)
2. Among ERE objectives is to create facilitating conditions for the introduction in the grid of new generating capacities, as well as to remove the barriers that may hinder the introduction of the new participants in the market ( Article 18, point “b” Law no.43/2015 “*On Power Sector*”.
3. Any trading company that wants to perform electricity generation activity with installed capacity up to 1 MW, may make it without ERE approval (Article 37, point 6, letter “b”, Law no. 43/2015 “*On Power Sector*”).
4. The public administration in exercising its functions, protects in any case the public interest, as well as the rights and constitutional and legal interests of the private persons. (Law 8485, Article 10 “*Administrative procedures Code in the Republic of Albania*”).

## **Decided:**

1. The self-generators, which are not connected with the national grid or when connected with the national grid for maintaining the generation unit, are not equipped with license by ERE.
2. Generators, including the electricity self-generators connected in the national grid, with installed capacity up to 1 MW, are not equipped with license by ERE.
3. The generators and self-generators categories provided in points 1 and 2 of this decision, are obliged to inform ERE, in any case they begin to perform the activity in Electricity Market.
4. Legal and Customer Protection Directory shall inform KESH, TSO and OSHEE companies for ERE Board decision.

This decision enters immediately into force

This decision is published in the Official Gazette.

**ERE CHAIRMAN**  
**Petrit AHMETI**