



DECISION

No 91 date July.28.2015

ON

**LICENSING “ENERGAL” COMPANY, IN ELECTRICITY TRADING
ACTIVITY**

Based on Law 43/2015 articles 16, 37 letter d, and article 110 “*On Power Sector*”, the “Regulation for the Procedures of Licensing, Modification, Full/Partial Transferring and Licenses Renewal” article 4 point 1 letter “g”, article 5 point 2 and articles 13 and 14, approved with Board of Commissioners Decision No.108, of September.09.2008, ERE Board, on their July.28.2015 meeting, after reviewing the application submitted by “ENERGAL” company and the report of License Market and Licensee Monitoring Directory as well as Legal and Customer Protection Directory to license this company in electricity trading activity ;

Observed that:

1. “ENERGAL” company has applied for license in electricity trading on April.30.2015 pursuant to *Law no. 9072, of May.23.2003, “On Power Sector*”, as amended. ERE Board of Commissioners with decision no. 63, of May.11.2015, approved the beginning of the procedures for licensing “ENERGAL” company in electricity trading activity.
2. Notification for the licensing application of this company is done pursuant to Law No. 9072 article 16 “*On Power Sector*” as amended.
3. On May.15.2015 has entered into force Law no. 43/2015, “*On Power Sector*”.
4. On Law no. 43/2015, article 110 point 1, it is provided that Law no 9072 of May. 22.2013 “*On Power Sector*” as amended as well as any other legal provision that contradicts with Law No.43/2015 “*On Power Sector*”, is repealed.
5. On Law no 43/2015 “*On Power Sector*” pursuant to the obligations deriving from the Law itself in article 39 and article 108 point 3, as well as article 110

point 2 it is provided that: *the secondary acts, that regulate the activities in the power sector, approved before the entry into force of this law, will be implemented to the extent they do not contradict with this law, until their review and the issue of new acts, in conformity with the requirements and the terms set in this law.*

For all of the above mentioned and given that the application of “ENERGAL” company, fulfills the requirements provided by ERE in the “*Regulation for the Procedures of Licensing, Modification, Full/Partial Transferring and Licenses Renewal*” as follows:

- The application format (article 9, point 1), is completed correctly.
- Legal, administrative and ownership documentation (article 9, point 2 letters “a”, “b”, “c”, “d”, “e”), is completed correctly.
- Financial and fiscal documentation (article 9, point 3), is completed correctly.
- Specific data according to the type of license (article 9, point 4./10 letters “a”, “b” and “c”) are completed correctly.

ERE Board,

Decided:

1. To license “**ENERGAL**” company, in electricity trading activity for a 26 years period.
2. License, Market and Licensee Monitoring Directory shall inform the applicant for ERE Board decision.

This decision enters immediately into force.

This decision is published in the Official Gazette.

ERE Chairman

Petrit Ahmeti

On his absence

Adriatik BEGO