



DECISION

No.14, of date 19.01.2017

**ON
OPENING THE PROCEDURE TO MODIFY “KOMP ENERGJI”
LICENSE, NUMBER. 248, SERIES PV14K, APPROVED WITH ERE
BOARD DECISION NO.94, OF DATE 06.10.2014, ON ELECTRICITY
GENERATION FROM “HURDHAS 1”, “HURDHAS 2” AND
“HURDHAS 3”.**

Based on articles 16; 20, letter “b” and 43, point 1 of Law No. 43/2015, “*On Power Sector*”; article 113 of Law no. 44/2015 of the “*Administrative Procedure Code in the Republic of Albania*”; Council of Ministers Decision no. 840, of date 11.06.2008 “*On defining the Contracting Authority to issue with concession “Vinjoll” HPP*”; articles 10 and 15 of the “*Regulation on the Procedures and Terms for License Issue, Modification, Transferring, Renewal or License Termination in Power Sector*”, approved with ERE Board decision no. 109, of date 29.06.2016; article 19, point 1, letter “a” of the “*Regulation on ERE organization, operation and procedures*” approved with ERE Board decision no. 96, of date 17.06.2016; article 8, of the Concessionary Contract, no. 2807 Rep, and no. 371 Kol, of date 01.09.2009; ERE Board on their 19.01.2017 meeting, after reviewing the report of License and Market Monitoring Directory regarding the license modification of “Komp Energji” in electricity generation activity,

Observed that:

- “Komp Energji” company is licensed in electricity generation activity from “Hurdhas 1” HPP with capacity 1,71 MW, “Hurdhas 2” HPP with capacity 1,3 MW and “Hurdhas 3” HPP with capacity 1,2 MW, for a 30 year period, with license no. 248, Series PV14K, approved with ERE Board decision, no. 94, of date 06.10.2014.
- With the official letter Protocol no. 791, of date 11.11.2016, “Komp Energji” concession, has required the replacement of the “Komp Energji” concession name, currently holding the Electricity Generation license from “Hurdhas 1”, “Hurdhas 2”, “Hurdhas 3” HPP-s, no. 248, Series PV14K, approved with ERE Board decision no. 94, of date 06.10.2014, with the name of the concessionary company “Hidropowerplant Construction”.

- Referring to the request Protocol no. 791 of date 11.11.2016 of the concession as well as the application of this company for license, requests that does not comply with each other and the spirit of the law on concessions, show that the actions of “Komp Energji” company, in the quality of the Concession, to be licensed in electricity generation activity, are not correct actions, which bring uncertainties during the license procedure, as consequence it becomes necessary the modification of the license in favor of the concessionary company “Hidropowerplant Construction” .

For all of the above mentioned, ERE Board,

Decided:

1. To open the procedure of modifying license no. 248, Series PV14K, approved with ERE Board of Commissioners decision, no. 94, of date 06.10.2014, on electricity generation from “Hurdhas 1”, “Hurdhas 2” and “Hurdhas 3” kept by the concession “Komp Energji” company.
2. License and Market Monitoring Directory is charged to inform the applicant for ERE Board decision.

This decision enters immediately into force.

This decision is published in the Official Gazette.

This decision may be appealed at Tirana Administrative Court, within 30 calendar days from the publication in the Official Gazette