



REPUBLIKA E SHQIPËRIË
ENERGY REGULATOR AUTHORITY

DECISION

No. 112, dated, 09.07.2020

“ON

**APPROVING THE “REGULATION FOR THE STANDARDIZED LOAD PROFILES
FOR SPECIFIC CUSTOMER CATEGORIES, IF THE METERING DATA,
NECESSARY TO CALCULATE THE IMBALANCES ARE NOT AVAILABLE”**

Based on articles 16; 69, letter f; 86, point 6 of Law no. 43/2015 “*On Power Sector*” as amended, articles 15 and 26 of the “*Regulation on ERE organization, operation and procedures*”, approved with ERE Board Decision no.96, dated 17.06.2016, ERE Board on their meeting dated 09.07.2020, after reviewing the report, no.78/6 dated 29.06.2020 drafted by the Technical Directories regarding the approval of the “Regulation on standardized load profiles for specific customer categories, if the metering data, necessary for the calculation of the imbalances are not available”,

**Observed
that:**

- ERE with Decision no. 202, dated 12.12.2019, opened the procedure to review and approve the “Regulation on standardized load profiles for specific customer categories, if the metering data, necessary for the calculation of the imbalances, are not available”.
- After taking the Decision to open the procedure ERE with the official letter protocol no.32/57, dated 16.12.2019 notified in the written media the interested parties as well as with the official letter Protocol no.850, dated 13.12.2019 the stakeholders to express their comments and suggestions regarding this draft regulation.
- The Ministry of Infrastructure and Energy (MIE) with the official letter Protocol no. 525/6, dated 24.12.2019, agreed in principle with the proposals of "OSHEE" company, but required that this regulation shall enter into force within a reasonable term, accessed by ERE, in conformity with the legal and by-legal obligations of the power sector as well as the engagement according to European Union Directive.
- The Albanian Electricity Suppliers Association (AEES) with the official letter Protocol no. 35, dated 13.01.2020 proposes:

- Article 11 of the regulation shall be added two points as follows:
 1. *If the DSO does not submit for approval at ERE the "Initial standardized load profiles", within 30 days from the last date on which shall be defined DSO obligation to submit at ERE for approval, this profiles shall be drafted and approved by ERE and shall be send to the DSO and TSO for implementation.*
 2. *If the DSO does not submit for approval at ERE the update of the "Standardized load profiles", the effective current profiles sha the effective current profiles shall be automatically applied even for the next year.*
- Article 13 of the Regulation deals with “the effectiveness of the regulation” shall be reworded as follows;
 - *these rules shall enter into force after the approval by ERE Board.*
- The third comment deals with the technical capacity of the TSO to calculate the imbalances in conformity with the definition of point 6, article 8 of the “Transitional rules for the electricity balancing mechanism”. If TSO does not receive the capacity to calculate the imbalances through the management software of the power system, ERE may define in the “Regulation” a term, according to which the imbalances shall be automatically calculated from the system and not manually.
- Energy Community Secretariat, with the official letter Protocol no. 21/7, dated 16.01.2020, stated its approval and above all proposed that:
 - *Taking into consideration the delay in implementing (Standard Load Profiles), their entry into force shall be immediately with the taken of the Decision by ERE Board.*
 - *DSO shall define the Standard Load Profiles for different customer categories not later than October 2020.*
 - *ERE shall define that the Standard Load Profiles shall be applicable for the customers and the suppliers from 1January 2021.*
- After taking these comments, ERE with the official letter Protocol no.126, dated 22.01.2020, notified the held of a hearing session with DSO, TSO, MIE, Competition Authority, the Chamber of Commerce and Industry, the Association for the Protection of the Customers, the Albanian Customer Association, the Customer in Focus Association, the Office for Customer Protection.
- At the hearing session dated 28.01.2020 took part the representatives from the DSO, TSO, the Competition Authority, AEES and the Chamber of Trade and Industry.
- DSO company at the hearing session informed that it has the same attitude regarding its problems stated even on the procedure to review this regulation, but regardless this, DSO expressed that within 20.02.2020 shall submit at ERE a final draft of the regulation for the standardized load profiles where shall be reflected its final comments and suggestions.
- TSO about this case stated that, for safety reasons it may not permit the access to its data base, while implementing the recovery plan of the power sector shall establish a specific data base accessed by DSO company and until that moment, the data shall be issued only by TSO through the tables regarding the customer categories at 35kV voltage level.

- The competition Authority principally agreed with the draft regulation suggesting its entry into force as soon as possible, having into consideration the current delays regarding its proposal and approval and not to impede, the issue in the free market of the electricity customers.
- AEES stated again at the hearing session held before with the official letter Protocol no. 35 dated 13.01.2020, underlining once more the necessity for the approval as soon as possible and the entry into force of the regulation not to impede the end use customers that want to issue in the free market, as well as for the potential suppliers to select their customers.
- The Chamber of Commerce and Industry, stated its concern for the delay of proposing this act by DSO company, considering it as an obstacle for the businesses on energy field (such as the Suppliers) but even for the end-use customers exercising their legal right to issue in the free market.
- The draft regulation is send by the DSO with the official letter Protocol no. 1944, dated 17.03.2020 integrating on the regulation the methodology of drafting the standard load profiles.
- The procedure opened by ERE with Decision no. 202, dated 12.12.2019, implementing as provided on the legislation in force, aims only the approval of the “Regulation on the standardized load profiles” and not the methodology of preparing these standardized load profiles which is DSO competence and discretion.
- Having into consideration the abovementioned correspondences and comments from the working group it was drafted the regulation taking into consideration and integrating on the regulation:
 - AEES proposals to amend article 11 of the regulation where it is added the point as follows:
DSO shall draft and publish "the Standardized Load Profiles", within 4 months from the entry into force of this Regulation. On any other case the standardized load profiles shall be drafted according to the definitions of points 4 and 5 of article 8 of the regulation
 - The proposals of the Ministry of Infrastructure and Energy, the Energy Community Secretariat and AEES regarding the amendment of Article 14 of the Regulation that provides its entry into force as follows:

The regulation shall enter immediately into force after the publication on the Official Gazette.

- DSO proposals regarding the customer categories for which are drafted the standardized profiles.

Article 9 “Customer Categories” was amended as follows:

1. DSO shall prepare the standardized load profiles for the basic identified categories (private, budgetary, non-budgetary, household) according to the voltage levels.

For all the above mentioned, ERE Board,

Decided:

1. The approval of the “Regulation on standardized load profiles for specific customer categories, if the metering data, necessary for the calculation of the imbalances, are not available”.
2. DSO company by the internal acts shall define the technical modalities to draft the standardized load profiles.
3. The Standardized Load Profiles drafted according to this regulation shall be applicable for the customers and the suppliers from 1 January 2021.

This decision enters into force after publication in the Official Gazette.

For this decision may be required its review at ERE within 7 calendar days and may be complained on Tirana Administrative Court, within 30 calendar days from the publication date in the Official Gazette.

This decision is published on the Official Gazette.

ERE CHAIRMAN
Petrit AHMETI

