



DECISION

No. 166 of December.28.2015

ON

THE REQUEST OF KESH COMPANY TO APPROVE THE ELECTRICITY SALE-PURCHASE CONTRACT BETWEEN KESH COMPANY AND “LANABREGAS HPP”

Based on Law no.43/2015 article 16 and 22 letter ë, “*On Power Sector*”, Law no.138/2013 “*On energy renewable resources*” article 3, point 1, letter “rr” and article 14, “*Albanian Electricity Market Model*” point 4 approved with Council of Ministers Decision no. 338, of March.19.2008, as amended, ERE Board on their December.28.2015 meeting, after reviewing the report prepared by ERE Technical Directories and the request of KESH company to approve the electricity sale-purchase contract between KESH company and “Lanabregas HPP”

Observed that:

- The parties of this contract KESH company/Wholesale Public Supplier and Lanabregas HPP, are licensed by ERE with the respective decisions to perform the activities in the power sector.
- The relationship between KESH company (WPS) and Small Electricity Producers (Lanabregas HPP) is a relationship regulated by ERE.
- The Market Model sets ERE in the quality of the authority that has the right to approve this contract category (approved with ERE Board of Commissioners Decision no.80 of October.23.2009).
- It is ERE authority to define the respective rights and obligations between the market participants as well as settling the disputes between them;
- With the approval of the STANDARD contract, KESH company and the electricity small producers, that operate in the market, are found before the obligation to respect the conditions provided in the contract.

- Lanabregas HPP has an installed capacity less than 15 MW, connected in distribution based on Law no. 138/2013 “*On energy renewable resources*”, it is categorized as prioritized generator, that generates electricity from renewable resources.
- The energy generated from this renewable resource generation (Lanabregas) HPP, will be purchased by wholesale public supplier, based on the regulated prices

For all of the above mentioned the Board,

Decided :

1. The electricity sale-purchase contract generated from Lanabregas HPP for KESH company, during 2015 onwards, shall be regulated by the standard Contract approved with ERE Board of Commissioners Decision no.80 of October.23.2009 “On approving the electricity sale-purchase contract between KESH company/WPS and electricity small generators”, as amended, and extends its legal effects from January.01.2015 until the end of the deadline for the standard contract as provided in its article 15.
2. Legal and Customer Protection Directory is charged to inform the parties.

This decision enters immediately into force.

This decision is published in the Official Gazette.

ERE CHAIRMAN
Petrit AHMETI