



DECISION

No. 7 of date 19.01.2017

ON APPROVING SOME AMENDMENTS IN THE “TEMPORARY ALBANIAN ELECTRICITY MARKET RULES”, APPROVED WITH ERE BOARD DECISION NO. 139 OF DATE, 15.08.2016.

Based on articles 16; 19, letter “a” and article 98 of Law no. 43/2015 “On Power Sector ”; Council of Ministers Decision no. 244 of date 30.03.2016 “On approving the conditions for setting public service obligation, that shall be implemented to the licensee on power sector, which exercise the electricity generation, transmission, distribution and electricity supply activity” and article 26 of the “Rules for ERE Organization, Operation and Functioning”, approved with ERE Board Decision, no. 96, of date 17.06.2016, ERE Board on their 19.01.2017 meeting, after reviewing the report of the Technical Directories, regarding some amendments in the “Temporary Albanian Electricity Market Rules”.

Observed that:

- On article 98 of Law no. 43/2015 “On Power Sector”, it is provided that the Electricity Market Rules shall be in harmony with the Market Model and shall be approved by ERE after TSO proposal.
- ERE with decision no. 151, of date 30.09.2016, point 2, began the procedures to review “the Temporary Albanian Electricity Market Rules”, approved with decision no. 139, of date 15.08.2016.
- With the Official Letter protocol no. 705 of date 05.10.2016, ERE has invited the interested parties to express their opinions and comments regarding the proposed points for the review of the “Temporary Albanian Electricity Market Rules”, approved with decision no. 139, of date 15.08.2016, at the Ministry of Energy and Industry, KESH company, TSO company, OSHEE company, the Competition Authority, AAES, FIAA, Small Producers Association, at AREA and Energji Ashta company.
- KESH company with its official letter protocol no. 8286/1 of date 14.11.2016 has submitted at ERE the suggestions and comments regarding decision no. 151, of date 30.09.2016 “On the review of the Temporary Albanian Electricity Market Rules”.
- ERE on 20.12.2016, held a hearing session with the TSO, KESH representatives to discuss regarding the attitude of the parties.

For all of the above mentioned ERE Board,

Decided:

1. To approve some amendments in the “Temporary Albanian Electricity Market Rules”, approved with ERE Board decision no. 139, of date 15.08.2016 as follows:
 - Chapter II, point II.2.2, paragraph “viii”; - TSO as transmission system operator shall have the right for electricity procurement to cover the transmission losses by the traders"- “by the traders” shall be removed.
 - Chapter V “the Contracts and tariffs between different participants in the unregulated market are:”- “Tariff” shall be removed and shall be added “Unregulated”
 - Chapter V, paragraph “vi” "Rules for bilateral contracts", on point V.1 - vi) contracts for electricity procurement to cover the losses and ancillary services in the electricity transmission and distribution grid.”- shall be added “and the ancillary services”.
 - Chapter III point III.2, paragraph iv, - a copy of the last annual statement certified by the tax bodies – shall be “a copy of the last annual statement certified and deposited at the tax bodies”.
 - Chapter VIII.2.2 - ERE shall approve the regulated prices for the generation units charged with public service obligation – shall be added “to the establishment of the balancing market or when foreseen otherwise from other ERE secondary acts”.
 - Chapter VIII.3, Paragraph ii – from the “possible import/export tariffs or the electricity during the winter ahead” – shall be amended “the possible prices for electricity in the market during winter ahead”.
 - Point XIV.4.2, of the Rules, it is substituted the term “*Wholesale Public Supplier*” with *Universal Service Supplier*”.
2. Legal and Customer Protection Directory shall inform the interested parties for ERE Board decision.

This decision enters immediately into force.

This decision may be appealed at the Administrative Court of Tirana, within 30 calendar days, from the day of their publish in the Official Gazette.

This decision is published in the Official Gazette.



REPUBLIC OF ALBANIA
ENERGY REGULATOR AUTHORITY
Board



ERE Board Vote for,

DECISION

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Board Members

	Pro-s	Con-s
Petrit Ahmeti	_____	_____
Adriatik Bego	_____	_____
Abaz Aliko	_____	_____
Entela Shehaj	_____	_____
Maksim Shuli	_____	_____