



REPUBLIKA E SHQIPËRIË

ENERGY REGULATORY AUTHORITY

BOARD

DECISION

No. 273, dated 28.12.2020

ON APPROVING THE REGULATION FOR SECONDARY RESOURCES OF ELECTRICITY

Based on article 16 and 70, point 1, of Law no. 43/2015 “On Power Sector” as amended, article 15 and 26, of the “*Rules on ERE Organization, Operation and Procedures*”, approved with ERE Board Decision, no. 96, dated 17.06.2016, the Energy Regulatory Authority Board (ERE), on their meeting dated 28.12.2020, after reviewing the report Protocol no. 142/16, dated 24.12.2020, prepared by the Technical Directories regarding the draft of the “*Regulation for Secondary Resources of Electricity*”,

Observed that:

- ERE with decision no. 184, dated 20.11.2019, opened the procedures to approve the Regulation for Secondary Resources of Electricity.
- ERE with official letter protocol no. 32/52, dated 25.11.2019, published for 3 consecutive days in print media the information on the aforementioned board decision, starting from the date 22.11.2019. Via this information all the interested parties were invited to express their opinions and comments within 15 working days.
- With official letter protocol no. 791, dated 05.12.2019, ERE submitted the “Regulation for Secondary Resources of Electricity”, in order to obtain the opinions from: the Ministry of Infrastructure and Energy (MIE), Electricity Distribution Operator (OSHEE), Energy Community Secretariat, Consumer Protection Association, as well as the Consumer Protection Agency.
- With official letter protocol no. 10365/1 dated 24.12.2019, the Ministry of Infrastructure and Energy (MIE) agreed on ERE Board Decision no. 184/2019.
- The Consumer Protection Agency expressed that ERE should dictate OSHEE company so that the Regulation for Secondary Resources of Electricity does not violate the right of the consumer for uninterrupted electricity supply and the right to choose the source of electricity supply, generating conditions for alternative sources of supply.
- The Distribution System Operator (DSO) with official letter protocol no. 678, dated 04.02.2020, submitted at ERE the completion of the information requested in ERE Board Decision no. 184, dated 20.11.2019.

- The Regulation has attached 3 Annexes which define the General Standards of Electricity, Electricity Quality, Applicable Tariffs and Declarations of Secondary Resource Plant Conformity.

For all of the above mentioned, ERE Board,

Decided:

1. To approve the Regulation for secondary resources of electricity.
2. The Distribution System Operator (DSO) company within 3 months from the entry into force of this Regulation shall conduct the relevant cost estimation regarding the installation of secondary resources.
3. The Distribution System Operator (DSO) company within 30.04.2021 shall submit at ERE for review, the cost estimation regarding the installation of secondary resources.
4. If the costs estimated by the Distribution System Operator (DSO) company. shall result in tariffs that are different from those provided in this decision, ERE will conduct their review pursuant to the provisions of the legislation into force.
5. The Legal Directory shall inform the interested parties about ERE Board Decision.

This decision enters immediately into force.

About this decision may be required its review within 7 calendar days and may be complained on Tirana Administrative Court within 30 calendar days from the day of its publication on the Official Gazette.

This decision shall be published on the Official Gazette.

ERE CHAIRMAN

Petrit AHMETI