

Prishtina, 22 September 2009
ERO Code: V_204_2009

Board of the Energy Regulatory Office

Taking into account:

1. Article 15 and 26 of the Law No. 2004/9 on Energy Regulator amended by Law No. 03/L-080;
2. Article 4 and 12 of the Rule on Authorization Procedure for the Construction of New Generation Capacities,
3. Application for Authorization of the construction of new generation capacity for the generation of electricity from wind, with installed capacity of 26 MW, in Poliqkë village, MA Dardana, dated 09.03.2009 from the Air Energy Company LLC, Street address "Isa Boletini" 6000, Gjilan – Kosova,

In its meeting held on 22 September 2009 issued this:

DECISION

On Notification of Preliminary Authorization

- I. The Energy Regulatory Office (ERO) determines that Air Energy Company LLC has demonstrated its suitability to develop a project for the construction of new generation capacity from renewable energy sources (RES) from wind with installed capacity of 26 MW, in Poliqkë village, MA Dardana.
- II Applicant Air Energy LLC shall be issued AUTHORIZATION for the construction of new generation capacity after completion of all evidence required under Article 12 and 13 of the Rule on Authorization Procedure and other applicable legislation related to construction of new generation plant.
- III. This Notification does not imply also the issuance of Authorization until the requirements set out in Point II are met.

Justification

1. Energy Regulatory Office (ERO) on 09.03.2009 received a request/application from “**Air Energy Company LLC**” for the construction of new generation capacity that will generate electricity from wind, with installed capacity of 26 MW, in Poliqkë, MA Dardana.
2. ERO, after receiving latest original documentary evidence submitted by the applicant on 21.07.2009, and after evaluating other evidence attached to the application of the **Air Energy Company LLC**, and based on the legal provisions mentioned in the introduction of this decision, decided as in the disposition of this decision.
3. This decision is issued in the Albanian language and will be translated into Serbian and English. In the event of any discrepancy between various versions, the Albanian version shall prevail.
4. This decision is effective on the day of its approval by the ERO Board and shall be published in the official web-site of ERO.

Legal remedy: Against this decision, unsatisfied parties may initiate a lawsuit before the competent court within fourteen (14) days since the day of receiving or publishing the decision in the web-site, whichever occurs later.

ERO Board:

Dr. Ali Hamiti, Chairman

Theranda Beqiri, Member

Dr. Nysret Avdiu, Member

Përparim Kabashi, Member

Blerim Koci, Member