

Prishtinë, 27 May 2009
ERO Code: V_177_2009

Board of the Energy Regulatory Office

Taking into account:

1. Article 15, 26, and 31 of the Law on Energy Regulator amended by Law No. 03/L-080;
2. Article 37 of the Rule on Licensing Energy Activities in Kosova,
3. Provisions of Article 37.2 of the Law on Business Organizations, and
4. Request dated 05.01.2009 for an extension of the electric energy supply/trade license and performance of electric energy trade activity for "ATEL ENERGY AG" Enterprise, address at Oltnerstrasse 63, CH-5013 Niedergosgen Switzerland.

In its meeting held on 27 May 2009 adopted this:

DECISION

- I. The validity of the electric energy supply/trade license of the ATEL ENERGY AG enterprise, No. ZRRE_Li_25/07 issued on 25.05.2007 **IS EXTENDED** for the next **two (2) years**.
- II. **The extension** of the license shall be valid for the period 25.05.2009, the expiry date of the initial period of the license validity, through 25.05.2011.

Justification

1. Energy Regulatory Office (ERO) on 05.01.2009 received a request from "ATEL ENERGY AG" Enterprise, Switzerland for the extension of electric energy supply/trade license No. ZRRE_Li_25/07, dated 25/05/2007 which expired on 25.05.2009.
2. ERO evaluated the request of the "ATEL ENERGY AG" Company and in conformity with the legal provisions mentioned in the introduction of this decision decided as stated in the disposition of this decision.
3. In deciding about the said request, ERO took into account the provisions of the Article 37.2 of the Law on Trade Societies, which stipulate that foreign traders are not required to be registered as business organizations in Kosova if the electricity is to be delivered to a wholesale buyer in Kosova.

4. This extended license allows the licensee to perform only electric energy **trade** activity in Kosova.
5. If the licensee wants to carry out also electric energy supply activities stipulated by Sec. 4 of the license, then it should meet other obligations set out in the Law on Business Organizations and applicable legislation in Kosova.
6. This decision is issued in three languages: Albanian, Serbian and English. In the event of any discrepancy between various versions, the Albanian version shall prevail.
7. This decision is effective on the day of its approval by the ERO Board and shall be published in the official ERO web-site.

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

ERO Board:

Ali Hamiti, Chairman

Theranda Beqiri, Member

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Nysret Avdiu, Member

Përparim Kabshi, Member

Blerim Koci, Member