



Board of the Energy Regulatory Office

Taking into account

1. Competences of the Energy Regulatory Office (ERO) granted by the Article 15, 26 and 36.4 of the Law on Energy Regulator amended by Law No.03/L-080;
2. Provisions of the Article 1.4 and Chapter 10 of the Rule on Licensing of Energy Activities in Kosova;
3. Article 13 of the Electricity Generation License (License number ZRRE_Li_09_06); and
4. Request of "Triangle General Contractors-INC" – branch Kosova ("TGC-INC"), made on 23 February 2009 for transfer of Electricity Generation License from the "TGC-INC" Enterprise, address: "Mentor Tolaj" Square 87, to "KelKos Energy" L.L.C.(KelKos), address: Arbëria-Dragodan-Zagrebit 19-Top 22.
5. Application of "KelKos Energy" L.L.C. for transfer of license submitted on 28.05.2009.

In the meeting held on 30 June 2009 adopted this:

DECISION

- I. **TRANSFER** of license from "TGC-INC", number of licence registration ZRRE_Li_09/06, to "KelKos Energy" L.L.C., and registration number of license transfer Tr01/ZRRE_Li_09/06 **IS APPROVED**.
- II. **Transfer** of licence shall be valid from **30 June 2009 to 29 April 2024**.

Justification

1. The Energy Regulatory Office (ERO) on 23 February 2009 has received a request from "TGC-INC" Enterprise for the transfer of Electricity Generation License from "TGC-INC" to "KelKos", and on 28 May 2009 the application of "Kelkos Energy" L.L.C. for transfer of energy.
2. In addition to general documentation required by the application for transfer of license, the applicant had attached also the following specific documentation:
 - Decision of the Board of KEK J.S.C., dated 06.03.2009 on the approval of transfer of rights and obligations from TGC INC to "KelKos".
 - Statement on the approval of transfer of Lease Agreement and Power Purchase Agreement agreed on 09.03.2009 between TGC INC, "KelKos" and KEK J.S.C., with the accord of the MEF representative;



ZYRA E RREGULLATORIT PËR ENERGJI
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- Transfer agreement between “TGC INC” and “KelKos” dated 03.03.2009;
 - New staff structure of “HC Lumbardhi”;
 - Statement on the oath taken by the Executive Director of “KelKos”;
 - “KelKos” property structure;
 - “KelKos” registration certificate.
 - The agreement signed between “KelKos” and “KOSTT”, in which “KelKos” accepts the terms for the payment of fee for market and system operation.
3. On 30 June 2009 ERO Board reviewed the application for transfer of license and documentation attached to the application and decided as stated in the disposition to this decision
4. Decision is issued in Albanian language and shall be translated into Serbian and English. In the event of any discrepancies between the versions, the Albanian version shall prevail.
5. Decision shall come into effect on the date of its approval by the ERO Board and shall be published in the official web-site of ERO.

Legal remedy: Against this decision the unsatisfied party may file complaint in the court of respective jurisdiction within fourteen (14) days since the date of its receipt or publication in the official web-site of ERO, whichever occurs later.

ERO Board:

Ali Hamiti, Chairman

Theranda Beqiri, Member

Nysret Avdiu, Member

Përparim Kabashi, Member

Blerim Koci, Member