



Pristina, 05 May 2023
ERO Code: V_1716_2023

The Board of Energy Regulatory Office,

Based on:

- Provisions of Article 9, paragraph 1, sub-paragraph 1.7, Article 15, paragraph 1.8 and Article 17, paragraph 1.2, Article 25, Article 26, paragraph 1, sub-paragraph 1.2 of the Law on Energy Regulator (no. 05/L-084); Article 50 of the Law on General Authorization Procedure no. 05/L-031; Decision no. V_1680_2023, dated on 23.03.2023, issued by ERO Board; and the Request of KOSTT JSC, no. 627, dated on 28.03.2023 on amendment of the Decision V_1680_2023 and correction of the invoices of imbalances.

in the session held on 05 May 2023 issued the following:

DECISION

- I. Amendment and supplement of the enacting clause under point II. of the Decision V_1680_2023, dated on 23.03.2023, with the following text:

“The Distribution System Operator (KEDS JSC) is **OBLIGED** to pay to KOSTT JSC, the invoices for imbalances for the months of July, August and September 2022, in the total amount of €3,738,038.98, within a period of thirty (30) days from the receipt of this decision, under the consequences of forced bailiff”.

- II. Other points of the Decision no. V_1680_2023, dated on 23.03.2023 remain unchanged.

- III. The decision of ERO shall be implemented from the date of issuance.

Reasoning

Energy Regulatory Office (hereinafter: ERO), ON 28.03.2023 received from the Transmission System and Market Operator (hereinafter: KOSTT JSC), the request for amendment of the Decision V_1680_2023 and correction of the invoices of imbalances for the Distribution System Operator (hereinafter: KEDS JSC).

KEDS JSC, in its request explained that following the receipt of the decision no. V_1680_2023, dated on 23.03.2023, in relation to the dispute raised by KOSTT JSC. against KEDS JSC., no. 2483, dated on 12.12.2022, KOSTT JSC concluded that in the request for the value of the dispute presented by KOSTT, there are discrepancies compared to the real situation, given that in the dispute raised by KOSTT were



not included the correction invoices for the allowance towards KEDS but were included only the entry invoices in the balancing account. Therefore, according to KOSTT, this impacted the value of the dispute to be higher than the real value (real debt).

KOSTT JSC. explained that in the initial values sent to ERO on 12.12.2022, the data were presented as in table 1 of the request, in the total amount of €8,517,725.13, whereas following the review from KOSTT, it was verified that the corrections with negative values were not included and the real situation is presented in Table 2 of the request. The total real debt to be paid by KEDS is: €3,738,038.98.

KOSTT JSC, requested the amendment of the Decision V_1680_2023, dated on 23.03.2023 for the correct value presented in table 2, in the amount of €3,738,038.98.

ERO Board, following the review, analysis and administering of the request and correction invoices, evaluates that there shall be a supplement-amendment of the Decision no. V_1680_2023, dated on 23.03.2023 for the correction of correct values, as in the enacting clause to this Decision.

IV. The decision is issued and published in official languages of the Republic of Kosovo.

V. The decision enters into force on the date of approval by the Board and will be published on the official website of ERO.

Legal advice: The party dissatisfied with this decision may initiate an administrative dispute at the competent court, within thirty (30) days following the receipt of this decision or its publication on ERO's website, whichever occurs last.

ERO Board:

Ymer Fejzullahu, Chairman

Lutfije Dervishi, member

Gani Buçaj, member

This decision is sent to:

- The party,
- KEDS JSC, and
- ERO Archive.