



REPUBLIKA E SHQIPËRIË

ENERGY REGULATORY AUTHORITY

BOARD

DECISION

No. 06, Dated 15.01.2021

“ON THE REQUEST OF ALBGAZ COMPANY TO EXTEND THE TERMS DEFINED IN THE REGULATION ON DEFINING THE STANDARD MINIMUM CRITERIA OF THE QUALITY OF SERVICE AND SUPPLY OF NATURAL GAS NETWORKS, APPROVED WITH ERE BOARD DECISION NO.100/2019”.

Based on article 16, of Law no.43/2015 “On Power Sector”, as amended; article 16, of Law no.102/2015 “On Natural Gas Sector”, as amended, article 113, point 1 and 3 of Law no. 44/2015 “Code of Administrative Procedures” as well as article 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 30.12.2020, after reviewing the report Protocol no. 143/3, regarding the request of Albgaz company to extend the terms defined in the regulation on defining the standard minimum criteria of the quality of service and supply of natural gas networks, approved with ERE Board Decision no.100/2019.

Observed that:

- ERE Board Decision No. 100, dated 21.06.2019, approved the *Regulation on defining the standard minimum criteria of the quality of service and supply of natural gas networks*.
- In article 5.2 of this Regulation it is provided that; within one year from the entry into force of this Regulation, but not later than January 2021, DSO-G, TSO-G and any other respective Licensee shall construct appropriate equipment including the IT basis (information technology), capable to register and enable access to the current data and the historic ones of the Quality Performance Indicators.(QPI)
- Based on the provisions mentioned above ERE with official letter protocol no. 1237 dated 16.12.2020, addressed to Albgaz company with the request for information regarding the measures taken by this company to meet the conditions provided in the provision mentioned above of the Regulation on defining the standard minimum criteria of the quality of service and supply of natural gas networks.
- In response to ERE request for information, on 28.12.2020 ALBGAZ company with official letter protocol no. 211, submitted at ERE requested among others to extend the term for the fulfillment of the condition of article 5.2 of this regulation until 21/06/2021.
- Albgaz company argues this request by explaining that, given the complexity and diversity of the object of this regulation, suggests that in the next year 2021, under the direction of ERE, to create conditions for consultations with the parties subject to the Regulation (Decision No. 100/2019), thus aiming at creating an appropriate technological platform that contributes to the meticulous implementation of the standards of supply and service.

- Albgaz company informs that, due to the suspension or extension of gas infrastructure projects, the extension of investments for the construction or rehabilitation of the necessary infrastructure is largely due to the effect of the Covid-19 pandemic, which is beyond the will of Albgaz company in terms of implementation of the obligations arising from this regulation.
- The request of Albgaz company to extend the terms provided in ERE Board Decision no. 100/2019, which approved the Regulation on defining the standard minimum criteria of the quality of service and supply of natural gas networks, was submitted at ERE before the expiration of the terms provided in article 5.2 of this act.
- It results that the request was submitted within the legal terms defined in ERE Board Decision.
- Regarding the party that submits this request, it is considered that it is legitimate in terms of the provisions of ERE Board Decision no. 100/2019 to submit at ERE a request for extension of the terms provided in the Regulation on defining the standard minimum criteria of the quality of service and supply of natural gas networks, in the quality of the party involved in the procedure.
- The explanations given by Albgaz company regarding the objective impossibility to meet the conditions set out in Article 5.2 of the Regulation on defining the standard minimum criteria of the quality of service and supply of natural gas networks, are reasonable.

For all of the above mentioned, ERE Board

Decided:

1. To approve the request of Albgaz company, for the amendment of the terms provided in article 5 point 2 of the Regulation on defining the standard minimum criteria of the quality of service and supply of natural gas networks, approved with ERE Board Decision no. 100/2019 as follows:

No later than 21.06.2021 DSO-G, TSO-G and any other respective Licensee shall construct appropriate equipment including the IT basis (information technology), capable to register and enable access to the current data and the historic ones of the Quality Performance Indicators.(QPI)

2. Customer Protection, Performance and Standards Directory, shall inform the interested parties about ERE Board Decision.

This decision enters into force in 01.01.2021

About this decision may be required its review within 7 calendar days and may be complained on Tirana Administrative Court within 45 calendar days from the day of its publication on the Official Gazette.

This decision shall be published on the Official Gazette.