



REPUBLIKA E SHQIPËRISË

**ENERGY REGULATORY AUTHORITY
BOARD**

DECISION

No. 70 Dated 13.03.2023

ON

**OPENING THE PROCEDURE FOR SOME AMENDMENTS IN THE STANDARD
CONTRACT ON VERIFYING ELECTRICITY METERS AND THEIR SEALS
PROPOSED BY DSO COMPANY.**

Based on article 16 and 77 of Law no. 43/2015 “*On Power Sector*” as amended, Law no.126/2020 “*On Metrology*”; “*Metering Code*”, approved with ERE Board decision no.101, dated 26.08.2008; as well as article 15 of the Regulation for ERE Organization, Operation and Procedures, approved with ERE Board decision no. 96, dated 17.06.2016; ERE Board on their meeting dated 13.03.2023, after reviewing the report Protocol no. 994/1, dated 10.03.2023 prepared by the Technical Directorates “*On opening the procedure for some amendments in the standard contract on verifying electricity meters and their seals, approved with ERE Board Decision no. 164/2016*”,

Observed that:

- The Energy Regulatory Authority (ERE) Board with decision no.164, dated 06.10.2016 has decided on the approval of the standard contract on verifying electricity meters and their seals.
- The Distribution System Operator (DSO) company with official letter Protocol no. 2136, dated 01.03.2023, protocolled at ERE with Protocol no. 994, dated 03.03.2023, requests ERE approval on some amendments in the standard contract as follows:
 - Changing the term of validity of the standard contract, as referred to in Chapter XXVI, point 26.1, assessing the establishment of a new term, which shall be able to better follow the dynamics of the development of the electric power system as a whole and that of the metering system in particular. The electricity metering system occupies a special role in the dynamics of the opening and liberalization of the electricity market in our country.
 - DSO company in its opinion, sees value in the further liberalization of the granting of authorizations, for the verification of legally controlled metering instruments, electricity meters for other entities as well, in order to increase the result, the speed of processes and shorten the periods of periodic testing or all other processes that shall be carried out by DSO company in cooperation with the entities authorized by the General Directorate of Metrology

(DPM), as authorized by the legislation in force.

- Amendment of Chapter XXI, point 21.1, which states "prepared and approved plan" by the General Directorate of Metrology (DPM), in cooperation with the operator and the authorized entity", clarifying that the periodic testing plan of the meters is a process entirely of DSO company and as such, it cannot be dictated by any other institution (annual testing plan), so it would be appropriate for DPM's role in this process to be reduced only to the control of metering testing periods, according to the Metering Code.
- Regarding the change of the validity period of the standard contract, as referred to in Chapter XXVI, point 26.1, it is estimated that the validity period of the contract should be reduced. ERE estimates a validity period of not less than 1 (one) year and not more than 3 (three) years and the term of the contract should also be consulted with the General Directorate of Metrology (DPM) and MIE.
- Regarding the amendment of point 21.1 of Chapter XXI, it is estimated that in the contract, when dealing with periodic testing, it is determined that this testing shall be performed in accordance with article 22, point 6 of law no. 126/2020 "On metrology".

For all of the above mentioned, ERE Board

Decided:

1. To open the procedure on some amendments in the standard contract on verifying electricity meters and their seals, approved with ERE Board decision no. 164/2016, as follows:
"In Chapter XXVI, point 26.1, the validity period of the contract shall be reduced to a validity period of no less than 1 (one) year and no more than 3 (three) years."
"In point 21.1 of Chapter XXI, in the contract, when dealing with periodic testing, it is determined that this testing shall be performed in accordance with article 22, point 6 of law no. 126/2020 "On metrology".
2. The Legal Directory shall inform the Ministry of Infrastructure and Energy, DSO company, the General Directorate of Metrology and the interested parties about ERE Board decision.

This decision enters immediately into force.

Any party involved in this procedure may request from ERE, - within 7 calendar days from the date of the decision, to review the board decision if it has provided new evidence that could lead the board to obtain a decision different from the previous one or for material errors ascertained. This decision can be appealed in the Administrative Court of Tirana, within 30 calendar days from the day of publication in the Official Gazette.

This decision shall be published on the Official Gazette.

ERE CHAIRMAN

Petrit AHMETI