

UNMIK

- (1) Plan to implement Directive 2001/77/EC of the European Parliament and of the Council of 27 September 2001 on the promotion of electricity produced from renewable energy sources in the internal electricity market
- (2) Plan to implement Directive 2003/30/EC of the European Parliament and of the Council of 8 May 2003 on the promotion of the use of biofuels or other renewable fuels for transport

Plan to implement Directive 2001/77/EC of the European Parliament and of the Council of 27 September 2001 on the promotion of electricity produced from renewable energy sources in the internal electricity market

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No	ACTION	RESPONSIBLE AUTHORITY	COMPLETION TIMEFRAME	REFERENCE DOCUMENTS, COMMENTS AND STATUS OF ACTION
1.	National indicative targets (Art. 3)			
a	Report on setting national indicative targets for future consumption of electricity produced from RES in terms of a percentage of electricity consumption for the next 10 years (Art. 3.2)	Contracting Parties	Not later than 1 July 2008 and every 5 years thereafter	Outline also the measures taken or planned, at national level, to achieve these national indicative targets; To set the targets, take account of the reference values in a way compatible with the Annex; Ensure compatibility of the targets with any national commitments referred to the Kyoto Protocol to the UNFCCC;
		MEM and ERO	Dec 2007	Kosovo is not part of the Kyoto Protocol, so it has committed to no targets in that framework. Kosovo Law on Energy provides for development of an Energy Efficiency and Renewable Energy Programme, and establishment of indicative targets for the utilisation of renewables. MEM, in close cooperation with ERO and other stakeholders, has prepared the Kosovo Energy Efficiency and Renewable Energy Programme for the period 2007-2009. Ministry of Energy and Mining (MEM) has drafted annual indicative targets for the use of renewables for the 10-year period 2007-2016. These proposed targets are designed based on the pre-feasibility study of small hydropower potentials in Kosovo conducted during 2006, and a forecast of energy demand and supply balances for the same period. Key measures proposed include (i) establishing market driven (but always high enough) feed-in tariffs for electricity produced from renewables, (i) priority open access to power networks for such energy, and (iii) open competition for private developers of

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					<p>renewables. MEM has prepared the ToR and is seeking financing for a study to assess the renewables potentials, except of the small hydro potentials.</p> <p>MEM will ensure implementation of the above in close cooperation with the Energy Regulatory Office, Ministry of Environment and Spatial Planning, and KEK JSC.</p> <p>By December 2007, MEM will report to the ECT Secretariat on national indicative targets set for future consumption of electricity produced from RES in terms of a percentage of electricity consumption for the next 10 years.</p>
	b	Report on an analysis of success in meeting the national indicative targets, and which indicates to what extent the measures taken are consistent with the national climate change commitment (Art. 3.3)	Contracting Parties	Not later than 1 July 2009 and thereafter every 2 years	<p>Take account, in particular, of climatic factors likely to affect the achievements of the targets;</p> <p>Contracting Parties or the competent bodies shall here also outline the measures taken to ensure the reliability of the guarantee system (Art. 5.5);</p>
			MEM	March 2009	<p>Progress reporting mechanisms on the achievement of indicative targets are identified and included in the Kosovo Energy Efficiency and Renewable Energy Programme for 2007-2009.</p> <p>At present, Kosovo does not have any national climate change commitment. The intention is to undertake a greenhouse gas emissions inventory study immediately after Kosovo would be eligible and apply for participating in the Kyoto Protocol.</p> <p>The progress report will include description on the kind of mechanisms introduced to ensure accurate and reliable guarantees of origin, and a description of practical experience made.</p>

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	c	Report on conclusions of assessment to what extent (Art. 3.4): <ul style="list-style-type: none"> ▪ the Contracting Parties have made progress towards achieving their targets; and ▪ the national indicative targets are consistent with the global indicative target. 	European Commission	Not later than 1 July 2010 and thereafter every 2 years	This report shall be based on the Contracting Parties' reports 1.a and 1.b; Global indicative target: 12% of gross national energy consumption by 2010 and 22.1% indicative share of electricity produced from RES in total (European) Community electricity consumption by 2010;
2.	Support schemes (Art. 4)				
	a	Application of mechanisms according to which a producer of electricity, on the basis of regulations issued by the public authorities, receives direct or indirect support and which could have the effect of restricting trade (Art. 4.1)	Contracting Parties	Not later than 1 July 2009	List and description of the mechanisms;
			MEM and ERO	April 2009	Key proposed mechanisms include: <ul style="list-style-type: none"> (i) establishment of market driven feed-in tariffs for electricity produced from renewables, including a minimum safeguard feed-in tariff that covers costs of electricity production; (ii) priority open access to power networks for electricity produced from renewables; (iii) long-term take-or-pay contracts; and (iv) open competition for private developers of renewable energy sources.

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	b	Report on experience gained with the application and coexistence of the different mechanisms under 2.a (Art. 4.2)	European Commission	Not later than 1 July 2011	<p>Evaluation of the application of mechanisms used in Contracting Parties under 2.a (Art. 4.1);</p> <p>The report shall assess the success, including cost-effectiveness, of the support systems in promoting the consumption of electricity produced from RES in conformity with the national indicative targets;</p> <p>The report shall, if necessary be accompanied by a proposal for a (European) Community framework with regard to support schemes for electricity produced from RES;</p>
3.	Guarantee of origin of electricity produced from RES (Art. 5)				
	a	Designation of one or more competent bodies, independent of generation and distribution activities, to supervise the issue of guarantees of origin (Art. 5.2)	Contracting Parties	Not later than 1 July 2009	<p>Ensure that the origin of electricity produced from RES can be guaranteed as such according to criteria laid down by each Contracting Party (Art. 5.1);</p> <p>Guarantees of origin should be mutually recognised by the Contracting Parties, exclusively as proof of the following elements (Art. 5.4):</p> <ul style="list-style-type: none"> ▪ A guarantee of origin shall (Art. 5.3) specify the energy source from which the electricity was produced, specifying the dates and places of production, and in the case of hydroelectric installations, indicate the capacity; and

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					<ul style="list-style-type: none"> ▪ A guarantee of origin shall (Art. 5.3) serve to enable producers of electricity from RES to demonstrate that the electricity they sell is produced from RES;
			ERO	April 2009	<p>ERO will deal with the issue of 'green certificates' guaranteeing the origin or electricity produced by the RES</p> <p>Guarantees of origin will be mutually recognisable with those of other ECT Contracting Parties</p>
4.	Administrative procedures (Art. 6)				
	a	Evaluate the existing legislative and regulatory framework with regard to authorisation procedures (Art. 6.1)	Contracting Parties or the competent bodies appointed by Contracting Parties	Not later than 1 July 2009	<p>Evaluation is to be done with a view to:</p> <ul style="list-style-type: none"> ▪ Reducing the regulatory and non-regulatory barriers; ▪ Streamlining and expediting procedures; and ▪ Ensuring that the rules are objective, transparent and non-discriminatory, and take fully into account particularities of the various RES technologies;
			MEM and ERO	April 2009	<p>Evaluation will aim to ensure:</p> <ul style="list-style-type: none"> ▪ Reducing barriers to development of RES; ▪ Streamlining and expediting procedures; and ▪ Ensuring that the rules are objective, transparent and non-discriminatory, and take fully into account particularities of the various RES technologies.

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	b	Report on the evaluation of the existing legislative and regulatory framework (under 4.a) indicating where appropriate the actions taken (Art. 6.2)	Contracting Parties	Not later than 1 July 2009	<p>The purpose of this report (Art. 6.2) is to provide an indication of the stage reached specifically in a) coordination between the different administration bodies as regards deadlines, reception and treatment of applications for authorisation; b) drawing up possible guidelines for the activities and the feasibility of a fast-track planning procedure for producers of electricity from RES; c) the designation of authorities to act as mediators in disputes between authorities responsible for issuing authorisations and applicants for authorisations;</p> <p>In this report on the evaluation of the existing legislative and regulatory framework (under 4.b), consider also the measures to be taken to facilitate access to the grid system of electricity produced from RES (Art. 7.7)</p>
			MEM and ERO	April 2009	The Report will evaluate the existing legal and regulatory framework and propose appropriate actions to be taken.
5.	Grid system issues (Art. 7)				
	a	Take necessary measures to ensure that TSOs and DSOs in their territory guarantee the transmission and distribution of electricity produced from RES (Art. 7.1)	Contracting Parties	Not later than 1 July 2009	<p>Without prejudice to the maintenance of the reliability and safety of the grid;</p> <p>Provision for priority access to the grid system of electricity produced from RES is possible;</p> <p>When dispatching generating installations, TSOs shall give priority to generating installations using RES insofar as the operation of the national electricity system permits;</p>
			MEM, ERO, KOSTT and KEK JSC	March 2009	MEM and ERO will make sure that necessary measures are taken to ensure that KOSTT and KEK JSC in their territory guarantee the transmission and distribution of electricity produced from RES.

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					<p>KOSTT and KEK JSC will develop priority access provisions for access and dispatch of electricity produced by the RES.</p> <p>As provided in Article 11 of the Law on Energy (No. 2004/8) and Article 9.2.2.2 of the Planning Code (Grid Code):</p> <p>When dispatching generation, KOSTT shall give priority to generation using renewable energy sources as permitted under other applicable rules & regulation.</p> <p>KOSTT will prepare the Generation Adequacy Plan, which will include among others the choice of primary sources with the possible attention to RES and environmental conditions.</p>
	b	Put in place a legal framework or require TSOs and DSOs to set up and publish their standard rules relating to the bearing of costs of the technical adaptations, such as grid connections and grid reinforcements (Art. 7.2)	Contracting Parties	Not later than 1 July 2009	<p>Technical adaptations, such as grid connections and grid reinforcements, that are necessary in order to integrate new producers feeding electricity produced from RES into the interconnected grid;</p> <p>These rules shall be based on criteria taking particular account of all the costs and benefits associated with the connection of these producers to the grid;</p> <p>These rules may provide for different types of connection;</p> <p>Where appropriate, TSOs and DSOs may be required to bear, in full or in part, the costs referred in Art. 7.2 (Art. 7.3);</p> <p>Require TSOs and DSOs to provide any new producer wishing to be connected with a comprehensive and detailed estimate of the costs associated with the connection (Art. 7.4)</p>
			MEM, ERO, KOSTT and KEK JSC	March 2009	MEM and ERO will make sure that a legal framework will require KOSTT and KEK JSC to set up and publish their standard rules relating to the bearing of costs of the technical adaptations, such as

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					<p>grid connections and grid reinforcements.</p> <p>KOSTT and KEK JSC will set up and publish standard rules relating to the bearing of costs of the technical adaptations, including grid connections and grid reinforcements.</p> <p>It is proposed that electricity producers build the connection line to the nearest possible connection point of the existing electricity grid.</p>
	c	Put into place a legal framework or require TSOs and DSOs to set up and publish their standard rules relating to the sharing of costs of system installations, such as grid connections and reinforcements, between all producers benefiting from them (Art. 7.5)	Contracting Parties	Not later than 1 July 2009	The sharing shall be enforced by a mechanism based on criteria taking into account the benefits which initially and subsequently connected producers as well as TSOs and DSOs derive from the connections;
			ERO and MEM	March 2009	ERO and MEM will cooperate for putting into place a framework that will require KOSTT and KEK sh.a. to set up and publish their standard rules relating to the sharing of costs of system installations, such as grid connections and reinforcements between all producers benefiting from them.
	d	Ensure that the charging of transmission and distribution fees does not discriminate against electricity from RES (Art. 7.6)	Contracting Parties	Not later than 1 July 2009	<p>Including in particular electricity from RES produced in peripheral regions, such as island regions and regions of low population;</p> <p>Where appropriate, put in place a legal framework or require TSOs and DSOs to ensure that fees charged for the transmission and distribution of electricity from plants using RES reflect realisable cost benefits resulting from the plant's connection to the network (Art. 7.6)</p>
			ERO	December 2008	ERO will ensure that the charging of transmission and distribution fees does not discriminate against electricity from RES.

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6.	Summary report (Art. 8)			
a	Summary report on the implementation of the Directive 2001/77/EC (Art. 8)	European Commission	Not later than 1 July 2011 and thereafter every five years	<p>On the basis of the report on analysis of success (under 1.b) and the report on the existing legislative and regulatory framework (under 4.b);</p> <p>After consulted the Contracting Parties, the European Commission shall in this report also consider the form and methods that Contracting Parties could follow in order to guarantee the origin of electricity produced from RES (Art. 5.6);</p> <p>The European Commission shall in this report and on the basis of the Contracting Parties' reports on the evaluation (under 4.b) also assess best practices with a view to achieving the objectives referred to in Art. 6.1 (Art. 6.3);</p> <p>If appropriate, the Commission shall submit with the summary report further proposals;</p>

Plan to implement Directive 2003/30/EC of the European Parliament and of the Council of 8 May 2003 on the promotion of the use of biofuels or other renewable fuels for transport

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1.	National indicative targets (Art. 3)			
a	Set national indicative target and ensure that a minimum proportion of biofuels and other renewable fuels is placed on the market (Art. 3.1.a)	Contracting Parties	Not later than 1 July 2008	A reference value for these targets shall be 2%, calculated on the basis of energy content, of all petrol and diesel for transport purposes placed on the market by 31 December 2005 (Art. 3.1.b.i); A reference value for these targets shall be 5.75%, calculated on the basis of energy content, of all petrol and diesel for transport purposes placed on the market by 31 December 2010 (Art. 3.1.b.ii);
		MEM	December 2007	The Law on Energy assigned to MEM the task to develop secondary legislation on the promotion of renewable energy sources. MEM has prepared a draft administrative instruction on the use of biofuels in transport which defines the target of 2% of biofuels by December 2009, and of 5.75 % by December 2015.
b	Monitor the effect of the use of biofuels in diesel blends above 5% by non-adapted vehicles (Art. 3.3)	Contracting Parties	Not later than 1 July 2008	Where appropriate, take measures to ensure compliance with the relevant (European) Community legislation on emission standards (Art. 3.3); In the measures, consider the overall climate and environmental balance of the various types of biofuels and other renewable fuels (Art. 3.4);
		MEM and MESP	June 2008	Information on environmental effects of biofuels in diesel blends above 5% will be shared with other EU countries to develop, if necessary, measures to comply with emission standards in Kosovo.

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					<p>The amount and share of sales of biofuels in diesel blends above 5 % in Kosovo will be monitored. The draft administrative instruction provides that an annual report has to be elaborated.</p> <p>MEM, together with the MESP, will review the administrative instruction on the use of biofuels taking into account cost-effectiveness, competitiveness and security of supply of biofuels and renewable fuels, and adapt, if appropriate, promotion measures in effect.</p>
	c	Ensure that information is given to the public on the availability of biofuels and other renewable fuels (Art. 3.5):	Contracting Parties	Not later than 1 July 2008	For percentages of biofuels, blended in mineral oil derivatives, exceeding the limit value of 5% of fatty acid methyl ester (FAME) or of 5% of bioethanol, a specific labelling at the sales points shall be imposed (Art. 3.5);
			MEM, MTI and MTT	June 2008	The draft administrative instruction on biofuels in transport includes the obligation to fuel sales points to label biofuels composed of more than 5% of fatty acid methyl ester or bioethanol. The MTI will publish a list with sales points at which biofuels and other renewable fuels are available.
2.	Reporting requirements (Art. 4)				
	a	Report on (Art. 4.1): <ul style="list-style-type: none"> ▪ The measures taken to promote the use of biofuels or other renewable fuels to replace diesel or petrol for transport purposes; ▪ The national resources allocated to the production of biomass for energy uses other 	Contracting Parties	Not later than 1 July 2008 and each year thereafter	In the reports: <ul style="list-style-type: none"> ▪ indicate the level of the national indicative targets as per phases; ▪ motivate differentiation of the national targets as compared to the reference values referred to in Art. 3.1.b.

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		than transport; and <ul style="list-style-type: none"> ▪ The total sales of transport fuel and the share of biofuels, pure or blended, and other renewable fuels placed on the market for the preceding year. 	MEM, MTI and MTT	June 2008	The report will include the indicative targets defined for every year. A variation of the targets compared to the reference values in Art. 3.1.b will be carried out.
	b	Report on the progress made in the use of biofuels and other renewable fuels in the Contracting Parties (Art. 4.2)	European Commission	Not later than 1 July 2010 and every 2 years thereafter	The report shall cover at least the items noted in Art. 4.2; On the basis of the report, where appropriate, the Commission shall submit proposals on the adaptation of the system of targets (Art. 4.2); If this report concludes that the indicative targets are not likely to be achieved for reasons that are unjustified and/or do not relate to new scientific evidence, these proposals shall address national targets, including possible mandatory targets, in the appropriate form;