



REPUBLIC OF ALBANIA
ENERGY REGULATORY AUTHORITY

Board

DECISION

No. 197, Dated 03.09.2018

ON

**OPENING THE PROCEDURE TO APPROVE THE NETWORK CODE ON
INTEROPERABILITY AND DATA EXCHANGE RULES**

Based on articles 16 ; 44; 55 of Law no. 102/2015 “On Natural Gas Sector“ and article 26 of “*ERE Rules of Organization, Operation and Procedures*”, approved with ERE Board Decision, no. 96, dated 17.06.2016, as well as the provisions of Decision no. 2018/02/PHLG-EnC, dated 12.01.2018 of the Permanent High Level Group of the Energy Community, ERE Board on their meeting dated 03.09.2018, after reviewing the report prepared by the Technical Directories on opening the procedure to approve the Network Code on the Interoperability and Data Exchanges Rules.

Observed that:

- The Natural Gas Combined Operator “Albgaz” company, has adopted the Network Code on the Interoperability and Data Exchanges Rules, submitting it for ERE review and approval with the official letter Protocol no. 101, dated 08.08.2018
- This Code shall be reviewed and approved as an obligation regarding as follows:
- Albania is a member state of Energy Community Secretariat (ESC) since 01.07.2006;
- The Provisions of the European Union Regulation (EU) no. 715/2009, of the European Parliament and Council;
- The Requirements of Energy Community Regulation 2015/703, dated 30 April 2015;
- Decision no. 2018/02/PHLG. EnC, dated 12.01.2018 of the Energy Community Permanent High Level Group on which it is approved *only the Network Code on the Interoperability and Data Exchanges*, while the two others are still in process of review, adoption and approval by the Energy Community itself, the procedure to review them shall begin after their approval by the Energy Community.
- The provisions of Law no. 102/2015, “*On Natural Gas Sector*”;
Also the Natural Gas Combined Operator “Albgaz” company has the right to apply for the review and approval of this Code being that:

- “Albgaz” company, is licensed in Natural Gas Transmission and Distribution activity
- “Albgaz” company is certified as Natural Gas Combined Operator, in conformity with articles 37, 59, 68, and 80 of Law no. 102/2015, “On Natural Gas Sector” and article 9, point 6, Directive 73/2009 of Energy Community (EC);
- “Albgaz” company, has the observer status at ENTSO-G, the European Network for Transmission System Operators in Natural Gas.
- According to Energy Community Secretariat, this Code shall be transposed without changing its text and structure.

For all of the above mentioned, ERE Board,

Decided:

1. To open the procedure for approving the “Network Code on the Interoperability and Data Exchange Rules”.
2. The language of origin (English) version has the priority in the case of disagreement in the interpretation by the parties to the Albanian version.
3. License and Market Monitoring Directory shall inform the stakeholders for ERE Board Decision.

This decision enters immediately into force.

This decision is published on the Official Gazette.

This decision may be complained on Tirana Administrative Court, within 45 calendar days from the publication in the Official Gazette.

CHAIRMAN

Petrit AHMETI