



REPUBLIKA E SHQIPËRISË

**ENERGY REGULATORY AUTHORITY
BOARD**

DECISION

No. 43, Dated 14.02.2025

ON

**APPROVING AN AMENDMENT IN ERE BOARD DECISION NO.241, DATED
15.11.2024 “ON IMPOSING THE OBLIGATION TO PUBLISH THE ELECTRICITY
SUPPLY BIDS FROM THE LICENSEES IN THE SUPPLY ACTIVITY IN THE FREE
MARKET”**

Based on article 16 of Law no.43/2015 “*On Power Sector*”, as amended; as well as articles 44 and 144 of Law no.44/2015 “*Code of Administrative Procedures of the Republic of Albania*”; and also articles 15 and 16 point 2 of the “*Regulation for ERE Organization, Operation and Procedures*”, approved with Energy Regulatory Authority (ERE) Board decision no.96, dated 17.06.2016; ERE Board on their meeting dated 14.02.2025, after reviewing the report Protocol no.121/3, dated 15.11.2024 prepared by Customer Affairs Directory “*On approving an amendment in ERE Board decision no.241, dated 15.11.2024 “On imposing the obligation to publish the electricity supply bids from the licensees in the supply activity in the free market”*”,

Observed that:

- “GEN-I Tirana” company, through official letter Protocol no. 2052/8, dated 10.12.2024, submitted at ERE the request for the review of ERE Board decision no. 241, dated 15.11.2024.
- ERE Board, with decision no. 18, dated 16.01.2025 “On the request of “GEN-I TIRANA” company for the review of ERE board decision no. 241, dated 15.11.2024”, decided: 1. On the approval of the request of “GEN-I Tirana” company for the review of ERE board decision no. 241, dated 15.11.2024. 2. Initiation of the administrative procedure for the review of the amendment of point 1 of ERE Board Decision No. 241, dated 15.11.2024, as follows: - point 1 is proposed to be: “Imposes the obligation to publish electricity supply bids for households and microenterprises with an expected annual consumption of less than 100,000 kWh by licensees, who are actively engaged in the supply activity in the free market on the Price Comparison Platform established by ERE (PCT)”.
- ERE, through official letter Protocol no. 121/2, dated 20.01.2025, informed the interested parties about decision no. 18/2025 and the organization of a hearing session on 29.01.2025, with the aim of discussing the proposals raised by “GEN-I Tirana” company for the review of

ERE board decision no. 241, dated 15.11.2024 “On imposing the obligation to publish electricity supply bids by licensees in the supply activity in the free market”.

- The parties present at the hearing session agreed that all suppliers exercising their activity have the obligation to publish their bids on the PCT Platform, in order to increase market transparency and improve the customer experience in the electricity free market. “GEN-I Tirana” company declared that there is no obstacle or objection to the submission of bids on the PCT, but emphasized that the proposal for the amendment of ERE decision aims at approximation with the best practices of several European countries. The same position was held by GSA company and the Albanian Association of Electricity Suppliers (AAES).
- On 10.01.2025, ERE requested via e-mail the opinion of the Energy Regulators Regional Association (ERRA) on the experience of its member countries regarding legal practices for exemption from the obligation to publish bids in the PCT for suppliers that provide energy to customers connected at the high voltage level.
- According to ERRA, the publication of bids on the Price Comparison Platform (PCT) is a right for the end-use customers, but it can be complicated for the publication of bids for customers connected at the high voltage level. For this reason, Article 14 of Directive (EU) 2019/944 limits the obligation to provide free access to price comparison tools for Member States only to customers consuming up to 100 MWh/year. ERRA also highlighted that the regulator has the right to impose the obligation to publish bids from all suppliers, including those supplying customers connected at the high voltage level.
- The alignment of legislative practices in the Republic of Albania with those of various European countries, where suppliers providing services to customers connected at medium and high voltage levels are not required to publish their bids, does not compromise market functioning, transparency, or the principle of equality.
- It is considered necessary to supplement this decision-making by introducing a clear distinction between active and inactive suppliers in relation to the obligation to publish electricity bids. An active supplier should be defined as any company licensed to engage in electricity supply activities that provides electricity to customers such as businesses or households and actively participates in the electricity market.

For all of the above mentioned, ERE Board

Decided:

1. Point 1 of the enacting clause of ERE Board Decision No. 241, dated 15.11.2024, is amended and becomes: “Imposes the obligation to publish electricity supply bids on the Price Comparison Platform (PCT), established by ERE, for licensees who are actively engaged in the supply activity in the free market, for small household and non-household customers with an expected annual consumption of less than 100,000 kWh”.
2. Customer Affairs Directory shall inform “GEN-I Tirana” company and the interested parties about ERE Board decision.

This decision shall enter into force immediately.

Any party involved in this procedure may request the Energy Regulatory Authority (ERE) to review the Board's decision within seven (7) calendar days from the date of issuance, provided that new evidence is submitted that may lead the Board to reach a different conclusion; or material errors have been identified. This decision may be appealed before the Administrative Court of Tirana within thirty (30) calendar days from the date of its publication in the Official Gazette.

This decision shall be published in the Official Gazette

ERE CHAIRMAN

Petrit AHMETI