



L I C E N S A

ZA OBAVLJANJE DJELATNOSTI
TRGOVINE I SNABDIJEVANJA/OPSKRBE ELEKTRIČNOM ENERGIJOM NA
TERITORIJI BiH

Л И Ц Е Н Ц А

ЗА ОБАВЉАЊЕ ДЈЕЛАТНОСТИ
ТРГОВИНЕ И СНАБДИЈЕВАЊА ЕЛЕКТРИЧНОМ ЕНЕРГИЈОМ НА
ТЕРИТОРИЈИ БиХ

Registarski broj licence Регистарски број лиценце	05-28-12-223-16/17
Datum izdavanja licence Датум издавања лиценце	11.10.2017.
Naziv vlasnika licence Назив власника лиценце	Javno preduzeće za komunalne djelatnosti "Komunalno Brčko" d.o.o. Brčko Distrikt BiH Јавно предузеће за комуналне дјелатности "Комунално Брчко" д.о.о. Брчко Дистрикт БиХ
Adresa vlasnika licence Адреса власника лиценце	Brčko Distrikt BiH, Studentska br. 13 Брчко Дистрикт БиХ, Студентска бр. 13
Porezni broj vlasnika licence Порески број власника лиценце	4600244130005
Period važenja licence Период важења лиценце	1.11.2017. - 31.10.2022.

Predsjedavajući Komisije/Predsjedatelj Komisije/Предсједавајући Комисије

Nikola Pejić/Никола Пејић

Članovi Komisije/Чланови Комисије



LICENSING CONDITIONS FOR PERFORMANCE FOR PERFORMANCE OF ELECTRICITY TRADING AND SUPPLY ACTIVITIES IN BIH TERRITORY

Registration number of the license: 05-28-12-223-15/17

Name of the licensee: Public Utility “Komunalno Brčko” d.o.o. Brčko District BiH

1. General Provisions
 - 1.1. This license is issued in accordance with the Licensing Rule (Official Gazette of BiH – consolidated text, 63/16), and based on the application number: 05-28-12-223-1/17 of 27 June 2017 filed by Public Utility “Komunalno Brčko” Brčko District BiH.
 - 1.2. The license shall be issued for the period from 1 November 2017 to 31 October 2022.
2. Performance of Licensed Activity
 - 2.1. The licensee shall be authorized to perform the electricity trading and supply activities (licensed activity) in compliance with the provisions of the Law on Transmission of Electric Power, Regulator and System Operator in Bosnia and Herzegovina (Official Gazette of BiH, 7/02, 13/03, 76/09 and 1/11), Law on Electricity (Official Gazette of Brčko District BiH, 36/04, 28/07, 61/10 and 4/13) as well as the provisions as specified in the license and relevant rules of the Federation BiH and Republika Srpska.
 - 2.2. The right to perform the licensed activity referred to in Item 2.1 shall be granted exclusively to the licensee.
 - 2.3. Obligations defined by the license shall not affect other obligations of the licensee which are defined by the law.
 - 2.4. The licensed activity referred to in Item 2.1 shall mean electricity trading and supply of customers with electricity in the territory of BiH.
 - 2.5. The licensee cannot cease to perform the licensed activity without previous approval by SERC.
 - 2.6. The licensee shall purchase electricity necessary for the performance of the licensed activity pursuant to law and SERC regulations.
3. Obligations and Rights of the Licensee
 - 3.1. The licensee shall be obligated to maintain compliance with the general and specific criteria stipulated by the Licensing Rule based on which the license has been granted and to provide SERC with the relevant evidence accordingly.
 - 3.2. The licensee shall be obligated to regularly, or upon a SERC request, submit financial and other reports in the form and the scope as specified by this license or by the SERC request.
 - 3.3. The licensee shall be obligated to prepare financial reports for the licensed activity in a transparent manner in accordance with the accounting standards applicable in Bosnia and Herzegovina and provisions prescribed by SERC.

- 3.4. The licensee shall be obligated to ensure accounting unbundling of the licensed activity from all other activities.
 - 3.5. The licensee shall be obligated to introduce the system of quality insurance and provide SERC with a certificate issued by an independent accreditation institution.
 - 3.6. The licensee shall be obligated to follow the Market Rules and Grid Code.
 - 3.7. The licensee shall be obligated to comply with the General Conditions for Supply with Electricity and the Distribution Grid Code in Brčko District of Bosnia and Herzegovina.
 - 3.8. The licensee shall not be allowed to conduct any anti-competitive activities, abuse market power or manipulate the electricity market.
 - 3.9. The licensee shall be obligated to provide its services in a fair and non-discriminatory manner.
 - 3.10. The licensee shall have the right to attend meetings of technical committees which give comments during the preparation and changes of the Grid Code and Market Rules. The licensee shall have the right to be appointed to the technical committee.
 - 3.11. The licensee shall be obligated to comply with the decisions of the Independent System Operator (ISO BiH) when the Grid Code or Market Rules are changed under exigent circumstances requiring urgent steps to be undertaken, in accordance with the law and the ISO BiH license.
 - 3.12. The licensee shall be obligated to comply with measures prescribed by SERC, the Ministry of Foreign Trade and Economic Relations (the Ministry) or the competent authority of the Brčko District of Bosnia and Herzegovina in case of natural disasters or any other situation affecting the general safety.
 - 3.13. The licensee shall be obligated to comply with the tariffs and the Rule on Tariff Proceedings (Official Gazette of BiH, 44/05), the Methodology for setting tariffs for electricity supply within public service in Brčko District of Bosnia and Herzegovina (Official Gazette of BiH, 90/14) and electricity supply rules.
 - 3.14. Upon a request of the SERC, ISO, Company for Transmission of Electric Power in Bosnia and Herzegovina, the Ministry and the relevant authorities of Brčko District BiH, the licensee shall be obligated to submit requested data, documents and information required for law enforcement. The authorities that receive the data shall keep the confidentiality of all data requested and information that is considered a trade secret or confidential, except to the extent foreseen by law for the publication of these data.
 - 3.15. On its website, the licensee shall be obligated to publish all relevant information and data pertaining to the licensed activity that are needed by users or are of public interest.
4. Monitoring of Performance of the Licensed Activities
- 4.1 SERC shall monitor performance of the licensed activities.
 - 4.2 SERC shall monitor all aspects of compliance of the licensee with the licensing conditions, as well as with all provisions of the relevant laws and SERC regulations.

- 4.3 SERC may initiate emergency proceedings in order to respond to any reasonable doubt pertaining to violation of obligations from the license, at SERC's own initiative or in response to a request of any person.
- 4.4 SERC shall perform announced and unannounced inspections of the facilities and documents related to the licensed activities. SERC shall be entitled to access to any licensee-owned or operated facilities, premises of the licensee, its equipment, documents, business records and archive in order to inspect the licensed activities. The licensee shall provide any form of assistance requested by SERC during the inspection.
- 4.5 The licensee shall inform SERC of any violation of the licensing conditions no later than seven (7) days after the licensee discovers that the violation has occurred.
5. Submission of Data and Reports
- 5.1. The licensee shall submit reports to SERC in the manner as defined in this section and reports upon a special SERC request, in the manner and format prescribed by SERC.
- 5.2. No later than ninety (90) days after the completion of the fiscal year, the licensee shall submit its annual report on performance during that fiscal year. Audited annual financial report shall be submitted no later than 180 days upon the completion of the fiscal year.
- 5.3. The licensee shall prepare and submit to SERC its monthly reports on taken, delivered and billed electricity, collected receivables, quality of supply indicators, realization of the maintenance plan and realization of the investment plan.
6. Renewal, Modification, Suspension or Revocation of the License
- 6.1. The licensee shall be obligated to file an application for renewal of the license no later than 120 days before expiration of the license.
- 6.2. During the term of the license, it shall be possible to re-open the license upon a request of the licensee or at the SERC initiative, in order to harmonize the licensing conditions due to the significant changes in law or factual circumstances.
- 6.3. Suspension or revocation of the license shall be performed under the conditions, in the cases and in the manner as stipulated by the Licensing Rule.
7. Regulatory Fee
- 7.1. The licensee shall be obligated to pay regulatory fee during the term of the license in accordance with the SERC decisions.
8. Sanctions
- 8.1. Penalty provisions stipulated by law shall be applied if the licensee does not comply with the licensing conditions or law.
- 8.2. SERC may submit an administrative notice to the licensee on any violation, and may summon the licensee to an administrative settlement due to the violation of the license by the licensee before the penalty provisions are applied.
- 8.3. Prior to the application of the measure referred to in Item 8.2, when the circumstances permit, SERC shall warn the licensee in writing, and shall determine deadlines for removal of shortcomings.

- 8.4. When determining sanctions, SERC may use the possibility of suspending or revoking the license pursuant to the Licensing Rule.
9. Dispute Resolution
 - 9.1. Disputes filed by third parties related to the application of the Licensing Conditions shall be resolved in accordance with the Rule of Practice and Procedure of SERC (Official Gazette of BiH, 2/05) and the Rule of Public Hearings (Official Gazette of BiH, 38/05) or any other appropriate manner which is in accordance with SERC rules.
 - 9.2. Any dispute between the licensee and electricity customers shall be resolved pursuant to regulations applicable in the licensee's operational area.
10. Provisions on Notification
 - 10.1. The address of the licensee used for submission of notifications shall be:
JP "Komunalno Brčko", Brčko District BiH
Studentska 13, Brčko
 - 10.2. The licensee may change its address used for submission of notifications, but SERC has to be informed of it in advance. It shall not be necessary to change the license in case the address for submission of notifications is changed.