

Pursuant to Articles 4.2 point (2), 4.7 and 7 of the Law on Transmission of Electric Power, Regulator and System Operator of Bosnia and Herzegovina (Official Gazette of BiH 7/02, 13/03, 76/09 and 1/11), Article 36 of the Rule of practice and procedure of the State Electricity Regulatory Commission (Official Gazette of BiH, 2/05) and Article 4 paragraph (2) point d) and Article 16 of the Licencing Rule – Consolidated Version (Official Gazette of BiH, 63/16), deciding upon the application of legal person "Yavuz Company" d.o.o., Srebrenik of 11 April 2025, which was supplemented on 16 May 2025 and 3 July 2025, at its session held on 8 October 2025 the State Electricity Regulatory Commission passed a

## **DECISION**

### **ON ISSUANCE OF PRELIMINARY PERMIT FOR CONSTRUCTION OF POWER GENERATION FACILITY**

1. The preliminary permit for the construction of a power generation facility shall be issued to legal person "Yavuz Company" d.o.o., Srebrenik – for the construction of the photovoltaic power plant "Yavuz" in the location of Vitanovići, Brčko District of Bosnia and Herzegovina, with installed capacity of (DC) 2 161.17 kWp and (AC) 1 600 kW.
2. The preliminary permit referred to in point 1 of this decision shall be issued for the period from 8 October 2025 to 7 October 2031 and used pursuant to the Preliminary construction permit conditions for the construction of a power generation facility, which are an integral part of this decision.
3. The preliminary permit holder is obligated to start the construction of the power plant referred to in point 1 of this decision within two year at the latest. Otherwise, the preliminary permit shall cease to be valid.
4. The preliminary permit holder is obliged to notify the State Electricity Regulatory Commission about the start and completion of the construction, and to obtain an electricity generation license before commissioning the power plant referred to in point 1 of this decision.
5. This decision shall come into force on the day of adoption and its operative part shall be published in the *Official Gazette of BiH* and the official gazettes of the Entities and the Brčko District of Bosnia and Herzegovina.

#### ***Statement of Rationale***

The legal person "Yavuz Company" d.o.o., Srebrenik (hereinafter: the applicant) filed with the State Electricity Regulatory Commission (hereinafter: SERC) the application for the issuance of a preliminary permit for the construction of a power generation facility (hereinafter: the preliminary permit for construction), registered under number 05-28-12-160-1/25 of 11 April 2025, which was supplemented on 16 May and 3 July 2025.

Pursuant to Article 4.2. point (2) indent e) of the Law on Transmission of Electric Power, Regulator and System Operator of Bosnia and Herzegovina (Official Gazette of BiH, 7/02, 13/03, 76/09 and 1/11), the preliminary permit for construction is required for the construction of a power generating facility in the area of the Brčko District of Bosnia and Herzegovina and the applicant is obligated to fulfil the conditions and criteria for the issuance of the preliminary permit as determined by SERC rules and regulations.

The application was filed in the prescribed application forms with a proof of previously paid application fee and the relevant documents which enabled SERC to understand, consider and

render a decision upon the application filed, of which SERC informed the applicant accordingly by its act number 05-28-12-160-7/25 od 16 July 2025.

Having reviewed and checked all the formal elements of the application, on 21 July 2025 SERC published a short public notice in daily newspapers and on its web site, summarising the application and determining the deadline for submission of public comments on the filed application until 29 July 2025.

SERC concluded that the public had not submitted any comment on the application filed for issuance of the preliminary permit nor had any person expressed the interest to participate in the procedure in the capacity of the intervener upon the SERC public invitation.

SERC verified the data, documents and information enclosed to the application, and established that they provide evidence on technical, legal and financial capacities of the applicant to fulfil all the criteria, conditions and standards prescribed by law and SERC rules and regulations for the issuance of the preliminary permit for construction.

Consequently, a Draft decision on issuance of preliminary permit for construction was prepared, which is used pursuant to the Preliminary permit conditions for the construction of a power generation facility. As of 5 September 2025, this document was available to the applicant as well as to any other interested member of the public, and they were also given an opportunity to give their comments at a general public hearing held on 11 September 2025 at the SERC seat in Tuzla, preceded by issuance of the relevant notice in daily newspapers and publication of the document on the SERC web site.

As the applicant did not even on the last occasion, upon the SERC act number 05-28-12-160-19/25 of 17 September 2025 by which a Draft decision along with the invitation to submit comments on it was delivered to the applicant, disagree with any provision of the Draft decision, it was reasonable to conclude that the SERC's proposal was considered to be made in accordance the Law on Transmission of Electric Power, Regulator and System Operator of BIH and secondary legislation dealing with the matters concerned.

Based on all of the above, SERC decided as provided in the operative part of this decision.

Pursuant to Article 9.2. of the Law on Transmission of Electric Power, Regulator and System Operator of Bosnia and Herzegovina, proceedings may be initiated before the Court of Bosnia and Herzegovina against this decision by filing a lawsuit within 60 days of receipt thereof.

Number: 05-28-12-160-21/25

8 October 2025

Tuzla

Chairman of the Commission

Suad Zeljković