

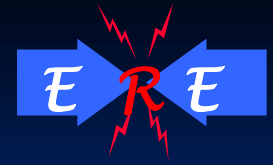


DATA ACCESS AND PUBLIC AVAILABILITY

Erjola Sadushi
Legal and Public Relations Department

ERE- Albania

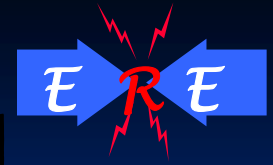
OCTOBER 2006
INDIANA



INTRODUCTION

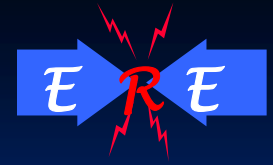
- ✓ Type of data collected by the regulator from companies
- ✓ Legal mechanisms in data access
- ✓ Data publication
- ✓ Restrictions

Types of data collected



- ✓ Periodic data:
 - Public utility
 - TSO
 - SPP
 - Eligible suppliers
- ✓ Annual data
- ✓ Other data

Types of data collected

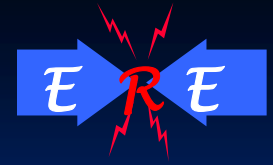


Periodic data from the public utility

- ✓ Summary of the investment realization (*every 6 months*) includes information on total investment, source of financing
- ✓ Cash flow includes:
information on households, private consumers, budgetary and no budgetary consumers invoice energy, and the total invoice and debit in the end
The data must be sent to ERE every month and also should be sent for the period of 3, 6, 9 and one-year period
- ✓ Data for meter installations for a consumer (monthly)

Types of data collected

Periodic data from the public utility



- ✓ Data for technical and non-technical losses in distribution

Information on energy taken from the system, invoice quantity in total, losses in total, etc.

- ✓ Data for technical losses in transmission (monthly)
energy entered in the system by generators, imports, invoice quantity in distribution, total losses

- ✓ Data for the supply cut-off to energy consumers (monthly)

cut-off hours in total, quantity in kWh, reason for cut-off (eg. overload, absence of capacity in generation or import, for individual non-payment)

Periodic data from the public utility



- ✓ Data on billing of electricity according to the category of the consumers and the prices approved by ERE.
(monthly) include information on number of clients, total billing energy in MWh, price approved and incomes of the company
- ✓ Data for the Balance sheet of electricity (3 months)
info on generation, individual consumption, losses in generation, exchange of electricity, import-export, bayed from local producers, energy taken from system given from transmission, billing of electricity to the consumers, losses of electricity in transmission and distribution, technical and non-technical and total losses in distribution and transmission



Periodic data from the public utility

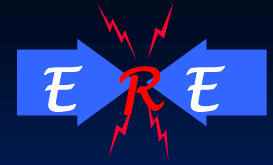
- ✓ Data for the Cost and operative income (*6 months*)
information on cost for materials, import of electricity, external service, cost of the personnel, taxes, flowing cost, interest paid and for paying, income from selling of electricity, ancillary services, subsidy utilization, collection of paid mortgage, other flowing income
- ✓ Table cash –flow (monthly)
information on cash flow generated from operative activity, cash flow from financial activity, balance sheet of the cash flow of activity

Periodic data from TSO



- ✓ Investment realization
- ✓ Energy balance
 - data on generated, exchanged, transmitted energy*
- ✓ Technical losses in transmission
 - energy entered in the system from generators and imports, distribution invoice quantity in total
- ✓ Realization of supply plan
 - Total of local energy produced, import of KESH, Import of Eligible Suppliers, total import, disposable energy, demand, cut-off
- ✓ Cost and operative incomes
 - Financial and operative cost, financial and operative incomes,
- ✓ Table Cash Flow

The licensee has to submit this data to ERE every three months



Periodic data from SPP

- ✓ Energy produced and sold

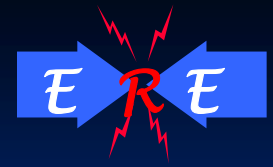
Information on gross generation, plant consumption, energy sold, work hours of central

- ✓ Investment realization

Information on construction work, hydro, mechanical, electricity and others

- ✓ Defects and cut-off

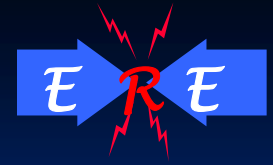
Information on the number of interruptions caused by the restriction of system, by defects in equipment, total number of interruptions, duration of interruptions



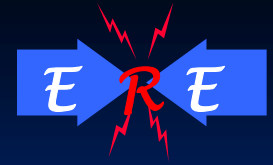
ANNUAL DATA

- Annual financial balance
- Summary and analysis of the activity
- Total electricity produced
- Selling of electricity

ANNUAL DATA



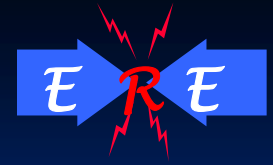
- Data for selling contracts of electricity
- Data for defects for the current year
- Data for Quality of service, details and all actions taken for improving supplying service (FP)
- Data on billing collection
- Summary of performance data (fk dhe fp)



OTHER DATA

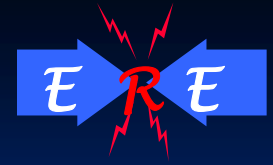
- Any data regarding the involvement of the licensee in other activity
- Any data regarding changes in address, status, registration certificate in tax office and VAT number (NIPT), principal managers structure assets over 10 %
- Any data regarding actions taken to prevent or improve effects of an emergency situation
- Any data collected based on monitoring of the ERE

LEGAL MECHANISM IN DATA ACCESS



- *Law Nr. 9072 dated 22.05.2003 “On Power Sector”*
- *License*
- *Board decision: ”the information system that the licensee must submit to the regulator“*
- *Decision on the information TSO submits to ERE*
- *Grid Codes*

Data publication



How is guaranteed? – legal mechanisms

How to get access to data? – publication



HOW DATA PUBLICATION IS GUARANTEED –

LEGAL MECHANISMS

- Article 23 of the Albanian Constitution:

Information right is guaranteed.

Everyone has the right, in compliance with law, to obtain information about the activity of state organs, and of persons who exercise state function. Everyone is given the possibility to attend meetings of elected collective organs.



HOW DATA PUBLICATION IS GUARANTEED

LEGAL MECHANISMS

- Code of administrative procedure approved in 1998:
 - Every person has the right to be informed by the public administration regarding proceedings in which a person has a direct interest
 - In the information given by the public administration it should be provided to the interested persons information regarding the administrative entity which is handling a proceeding, all decisions taken and all other information required
 - The information has to be given within 10 days of the registered request.

HOW DATA PUBLICATION IS GUARANTEED



LEGAL MECHANISMS

Law on Right to Information on official documents, approved in 1999:

All persons have the right to submit a request for information on documents that involve the activity of the public administration

HOW DATA PUBLICATION IS GUARANTEED

LEGAL MECHANISMS

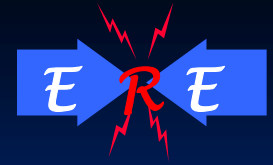
- Specific laws and rulemaking
 - Law on Power Sector:
Article 9 – Board meetings are open to the public
 - Regulation on open door Board meeting:
sets the procedures to notify the public about a Board meeting

HOW TO GET ACCESS TO DATA?



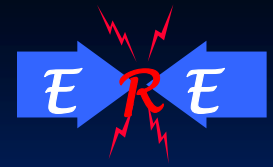
PUBLICATION

- Publication in the Official Journal of the annual report of ERE which provides an information about the situation of the energy sector based on the data the regulator has collected during the year.
- Publication of the annual report of ERE on the web site.
- Information given anytime it is requested by an interested party (people's advocate consumer association).



Restrictions

- Law on “Information classified state secret”
- ERE Licenses specify that in case the licensee considers an information to be confidential, ERE will consider this request and decide if it will be disclosed to the public/based on the arguments of the licensee and also taking into consideration the impact of publishing it.



Thank you for your attention