



UNMIK/DIR/2004/21
4 August 2004

ADMINISTRATIVE DIRECTION NO. 2004/21

**IMPLEMENTING UNMIK REGULATION NO. 2001/19
ON THE EXECUTIVE BRANCH OF THE PROVISIONAL
INSTITUTIONS OF SELF-GOVERNMENT**

The Special Representative of the Secretary-General,

Pursuant to the authority given to him under section 8 of United Nations Interim Administration Mission in Kosovo (UNMIK) Regulation No. 2001/19 of 13 September 2001, as amended, on the Executive Branch of the Provisional Institutions of Self-Government,

In conformity with the Constitutional Framework for Provisional Self-Government in Kosovo (UNMIK Regulation No. 2001/9 of 15 May 2001),

Taking into account sections 5.1(a) and (i), 5.6 and 8.1(m), (n), (o), (q) and (r) of the Constitutional Framework for Provisional Self-Government and section 2.1 of UNMIK Regulation No. 2001/19, as amended,

Recalling and without prejudice to UNMIK Regulation No. 2002/12 of 13 June 2002 on the Establishment of the Kosovo Trust Agency,

Taking into account the Law on the Energy Regulator adopted by the Assembly of Kosovo (Law No. 2004/9), as promulgated by UNMIK Regulation No. 2004/20, the Law on Energy adopted by the Assembly of Kosovo (Law No. 2004/8), as promulgated by UNMIK Regulation No. 2004/21, and the Law on Electricity adopted by the Assembly of Kosovo (Law No. 2004/10), as promulgated by UNMIK Regulation 2004/22 (the "Laws on Energy and Electricity"),

Acting at the request of the Government and having considered the proposal of the Prime Minister contained in his communication dated 20 May 2004,

For the purpose of establishing an Office of Energy within the Office of the Prime Minister, in the context of the agreed restructuring of the Office of the Prime Minister and pending the development of a comprehensive regulatory framework therefor,

Hereby issues the following Administrative Direction:

Section 1
Office of Energy

An Office of Energy (hereinafter “the Office”) is hereby established within the Office of the Prime Minister. The Office shall operate under the authority of the Prime Minister.

Section 2
Responsibilities and Functions

2.1 The Office shall be responsible for the coordination of Government action in the energy sector with a view to facilitating the development and implementation of an energy strategy for Kosovo. In this context, the activities of the Office shall be coordinated with UNMIK, in particular with respect to the related powers and responsibilities reserved to the Special Representative of the Secretary-General.

2.2 The Office shall:

- (a) Perform the relevant functions provided for in the Laws on Energy and Electricity;
- (b) Develop policies and strategies in the energy sector;
- (c) Implement and manage an energy strategy and develop policies for obtaining the best possible mixture of economic, social, and environmental values from the energy sector;
- (d) Provide leadership for inter-institutional cooperation and coordination of energy policies and programmes in Kosovo;
- (e) In coordination with the Special Representative of the Secretary-General, act as a liaison for activities aiming at the integration into the regional electricity market;
- (f) Prioritize and develop bankable projects in the energy sector,
- (g) Attract an Independent Power Producer (IPP) for building a new power plant in Kosovo;

- (h) Coordinate efforts related to the establishment of a new lignite mine;
- (i) Create an investor friendly environment for the development of the energy sector;
- (j) Facilitate harmonization of fuel taxation;
- (k) Closely cooperate with the Ministry of Finance and Economy to determine general investment conditions having regard to taxation, royalty and leasing issues relevant to the energy sector;
- (l) Develop energy inspectorate policies related to the compliance of energy facilities and installations with technical, health and safety standards;
- (m) Prepare annual energy balances, process energy statistics and update energy demand forecasts;
- (n) Prepare and support Research and Development programmes for the energy sector;
- (o) Prepare policies for human resource development within the energy sector;
- (p) Promote energy and energy related activities aimed at the reduction of environmental pollution;
- (q) Develop and promote energy efficiency technologies and programmes; and
- (r) Inform the public on developments in the energy sector.

Section 3 Office Structure and Staffing

3.1 The Office shall be staffed at all levels, within available budgetary resources, with civil servants who shall be under the administrative authority of the Permanent Secretary of the Office of the Prime Minister.

3.2 The Office may have such functional units as may be approved in coordination between the Prime Minister and the Special Representative of the Secretary-General on a case-by-case basis, subject to the evaluation of the operational necessity.

Section 4
Entry into Force

The present Administrative Direction shall enter into force on 4 August 2004.

Charles H. Brayshaw
Acting Special Representative of the Secretary-General