

Number: 01-236/05

Date: 1 March 2005

Pursuant to Article 11 of the Statute of the Regulatory Commission for electricity of Republic of Srpska ("Official Gazette of Republic of Srpska" number 41/04) and Article 69 of the Procedural Rules of the Regulatory Commission for electricity of Republic of Srpska ("Official Gazette of Republic of Srpska" number 96/04), Regulatory Commission for electricity of Republic of Srpska in its VIII regular session held on 28 February 2005 made its

AUTHENTIC INTERPRETATION

Of the Article 15 of the Procedural rules of the Regulatory Commission for electricity of Republic of Srpska ("Official Gazette of Republic of Srpska", number 96/04)

Article 15 of the Procedural rules of the Regulatory Commission for electricity of Republic of Srpska ("Official Gazette of Republic of Srpska" number 96/04) is as follows:

"Exceptionally, Regulator may convene the emergency session in case of emergency or informing public on danger for their life, health or safety of people or jeopardizing general public interest.

Emergency session is open for the public.

Emergency session may also be convened by phone.

Notice on the emergency session is published at the notice board of the Regulator and website of the Regulator, as earlier as possible, in order to be public available".

Regulator interprets the quoted provision in the following way:

In principle, Regulator convenes and holds regular sessions, in which it makes decisions within the scope of the regulatory competence determined by the Law on electricity ("Official Gazette of Republic of Srpska", number 66/02, 29/03, 86/03 and 111/04).

In case of emergency, when exceptional circumstances require so, Regulator may convene emergency session. Under exceptional circumstances, under which emergency session may be convened are force majeure, meant by fire, flood, earthquake and other disasters threatening to endanger the life or health or jeopardize general public interest, while decisions making in order to prevent unwanted consequences stands neither delay nor long-term adoption procedure. Apart from the stated cases, jeopardizing general public interest also exists if there is a danger to destroy or major damage of welfare in the general use, being determined by special law as the ones of general interest. The public is informed about emergency session holding, which may be attended by the public.

Decisions made in the emergency sessions have temporary effect and are effective as long as exceptional circumstances are on. When there are no more these exceptional circumstance, Regulator shall immediately withdraw decisions made urgently or

adopt them pursuant to the regular procedure, prescribed by provisions of its Procedural rules.

President
Milenko Cokorilo
with his own hand