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Legal Bulletin



Energy

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1. No measures will be applied for decreasing the number of green certificates to be granted to the renewable power producers which will be accredited after 1 January 2016

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According to the provisions of the *Law No. 220/2008 establishing the support scheme for the generation of power from renewable energy sources*, ANRE has the obligation to monitor the producers benefiting from the support scheme and to draft and publish a monitoring report. Should the report conclude that the support scheme leads to overcompensation for one or more technology(ies), the Government must adopt measures for decreasing the number of green certificates to be granted to those power plants/groups that will be accredited for the support scheme after the 1st of January of the year subsequent to the entry into force of the relevant Government decision.

In the application of the above legal provisions, ANRE has recently published the *Report on the analysis of overcompensation of the support scheme for the generation of power from renewable energy sources for the year 2014*. Based on the cost-benefit analysis performed for each category of technology, ANRE concluded that there is no risk of overcompensation for any of such technologies. Thus, ANRE decided that there is no need to implement any measures for decreasing the green certificates number to be granted to the producers which will be accredited after 1 January 2016.

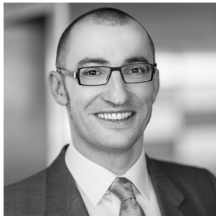
The above mentioned report is available on ANRE's webpage: <http://www.anre.ro/ro/energie-electrica/legislatie/surse-regenerabile/rapoarte-garantii-certif-verzi>

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Țuca Zbârcea & Asociații's Energy Practice Group provides the full range of legal services to major electric power producers, renewable and alternative energy companies. Our lawyers advise on the regulatory components of M&A and other transactional work arising from the energy sector, including restructuring/de-regulation arising out of the wholesale and retail electricity/power market, as well as development of energy projects (such as electric, nuclear and hydro-electric plants, etc). The team also covers financing, development and regulatory issues surrounding wind generation, solar, biomass energy generation and co-operates closely with the firm's Real Estate, Finance, Environment, and Corporate practice groups in relation to multi-billion large-scale investment projects.



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