



Capacity Market Code Workshop 29
24 January 2023

CMC_02_23 – Amendment to Milestones Associated with Substantial Financial Completion

- This modification seeks to amend the requirements for Substantial Financial Completion as defined under Section J.2.1.1 (a) (i) of the Capacity Market Code.
- Specifically, this modification proposes to remove the requirement for a unit to have all major contracts and finance documents in place in respect of the commissioning of a New Capacity unit.

a) *Substantial Financial Completion:* *this milestone is achieved when:*

- all the Major Contracts and Finance Documents in respect of the construction, ~~commissioning~~, repowering or refurbishment works for each new or refurbished Generator Unit or Interconnector providing the Awarded New Capacity are in full force and effect;*

- Commissioning takes place significantly later in the capacity delivery process than Substantial Financial Completion is expected.
- As such, financial and contractual documentation for commissioning would be difficult or impossible to have in place in time to achieve Substantial Financial Completion.
- Commissioning agreements would be finalised much closer to the go-live date of a new project, particularly as it requires agreement with the relevant System Operator.
- As such we are proposing to remove this requirement, in order to ensure New Capacity can achieve Substantial Financial Completion. This supports the Security of Supply objective.
- This modification maintains all other requirements for Substantial Financial Completion.