

**Summary of the Law with Amendments to the Feed-in Tariff Support System  
Adopted by the Parliament of Ukraine on 21 July 2020 (Draft Law No. 3658) \***

	Current Legislation	Approved Version of the Law
<b>Feed-in tariff (FIT) reduction</b> Commissioning: <b>until 30 June 2015</b>	<b>SPP (<math>\leq 10</math> MW):</b> EUR 305-465 per MWh <b>SPP (<math>&gt; 10</math> MW):</b> EUR 170-259 per MWh <b>WPP:</b> EUR 113 per MWh	<b>SPP:</b> EUR 245.9 per MWh (FiT cap) <b>WPP:</b> without changes
<b>FiT reduction</b> Commissioning: <b>1 July 2015 - 31 December 2019</b>	<b>SPP:</b> EUR 150-169 per MWh <b>WPP:</b> EUR 102 per MWh	<b>SPP (<math>\geq 1</math> MW):</b> minus 15% <b>SPP (<math>&lt; 1</math> MW):</b> minus 7.5% <b>WPP:</b> minus 7.5%
<b>FiT reduction</b> Commissioning: <b>from 1 January 2020</b>	<b>SPP (2020):</b> EUR 112.5 per MWh <b>SPP (2021):</b> EUR 109 per MWh <b>WPP:</b> EUR 90.5 per MWh	<b>SPP (<math>\geq 1</math> MW but <math>&lt; 75</math> MW):</b> from 1 January 2020 to 31 October 2020: minus 2.5% from 1 November 2020 to 31 March 2021: minus 30% from 1 April 2021: minus 60% <b>SPP (<math>&gt; 75</math> MW):</b> from 1 January 2020 to 31 October 2020: minus 2.5% from 1 November 2020: minus 60% <b>SPP (<math>&lt; 1</math> MW):</b> minus 2.5% <b>WPP:</b> minus 2.5%
<b>Responsibility of RES producers for imbalances</b>	<b>Responsibility for imbalances of RES:</b> from 1 January 2021: 10% (+10% every year) from 1 January 2030: 100% <b>Allowed error in forecasting:</b> SPP – 5%, WPP – 10%	<b>Responsibility for imbalances of RES <math>&lt; 1</math> MW:</b> from 1 January 2021: 10% (+10% every year) from 1 January 2030: 100% <b>Responsibility for imbalances of RES <math>\geq 1</math> MW:</b> from 1 January 2021: 50% from 1 January 2022: 100% <b>Allowed error in forecasting until 31.12.2029:</b> SPP – 5%, WPP – 10%

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<b>Limitation of new capacity addition of SPPs and WPPs at FiT</b>	<p><b>SPP:</b> 2 years from PPA signing date (no later than 31 December 2021)</p> <p><b>WPP:</b> 3 years from PPA signing date (no later than 31 December 2022)</p>	<p>Limitation of new capacity addition via FiT reduction:</p> <p><b>SPP (&lt; 75 MW):</b> from 1 April 2021: minus 60%</p> <p><b>SPP (&gt; 75 MW):</b> from 1 November 2020: minus 60%</p> <p><b>WPP:</b> without changes</p>
<b>Stabilization clause for PPA of the RES Producers</b>		<p>The state guarantees that revised FiT will not be further changed. The laws effective on the date of entry into force of the Law will apply to the rights and obligations of the RES Producers.</p> <p>According to the Article 9-4 of the Law "On Alternative Energy Sources", the stabilization clause does not apply to changes in law related to defense, national security, civil order, environmental protection.</p> <p>According to the Law "On the Foreign Investment Mode", the stabilization clause does not apply to changes in law related to defense, national security, taxation, civil order, environmental protection.</p>
<b>Repayment of the Guaranteed Buyer's debt to RES producers using various instruments</b>		<p>The TSO is obliged to allocate part of the funds (35%) received from cross-border capacity allocation as of 1 July 2020 to repay debts to RES producers.</p> <p>The Cabinet of Ministers is authorized to submit (within 3 months) a Draft Law on repayment by the Guaranteed Buyer of the debt to RES producers through issue of the government bonds.</p>
<b>Partial payment to RES producers using the state budget funds</b>		<p>The Cabinet of Ministers is entitled to envisage in the state budget the expenditures for partial (not less than 20% of the forecasted revenues of RES producers) financial support for the Guaranteed Buyer to make payments to the RES producers for electricity (in accordance with the budget request of the Ministry of Energy and calculation of the NEURC).</p>
<b>Other important provisions</b>		<p>The Law defines the term "green metallurgy enterprise" as well as criteria and procedure for classification of the plant as "green metallurgy enterprise". For the FiT term, the TSO transmission tariff for such enterprises should be set without taking into account the RES compensation component of the tariff.</p>

\* summary will be confirmed after official final version of the Law is published