

G16 - Supplier CfD and Nuclear RAB Payments

EMRS Guidance

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Change Amendment Record

Version	Date	Description
1.0	7 September 2016	Go Live Version
2.0	7 March 2017	Updates to accommodate change in payment terms from 3 to 5 Working Days
3.0	1 July 2017	Updates to reduce payment terms from 90 to 5 WD and include that LCCC can reduce the TRA (Sections 8, 9 & 11)
4.0	15 August 2017	Document transfer to new template
5.0	1 March 2018	Capacity Market Supplier Charging using Gross Demand data
6.0	16 September 2019	Annual Review
7.0	29 January 2021	Annual Review
8.0	18 January 2022	Housekeeping Changes
9.0	30 June 2023	Included updates for Nuclear Regulated Asset Base (RAB) and annual review
10.0	3 January 2024	Housekeeping changes and Annual Review
11.0	28 March 2024	Housekeeping changes

1. Introduction

1.1 Contracts for Difference (CfD)

All Suppliers are required to fund the CfD arrangements through the Supplier Obligation. The CfD scheme is designed to incentivise investment in low carbon generation by offering difference payments to Generators.¹

The Supplier Obligation comprises of Daily and Quarterly Contributions that together are known as the Period Contribution. Daily Contributions fund the difference payments made to Generators and are apportioned to Suppliers based on their market share on the day the difference payments were made. Quarterly Contributions fund any other payment(s) made to Generators over the quarter, which are not for generation and are allocated to Suppliers based on their market share over the quarter in which the payment(s) were made.

The Daily Contributions are initially based on an estimate of expected payments to Generators so it is therefore necessary for the CfD Counterparty to reconcile (true up) the actual underlying amount owed by each Supplier at the end of each quarter based on the actual payments made to the CfD Generators via a quarterly reconciliation process. There is also a daily reconciliation process, which takes place as settlement data is adjusted within the quarter. This process hands off to the quarterly reconciliation process once the last Settlement Day within a quarter is invoiced (seven Working Days after the Settlement Day).

Suppliers are also required to make Reserve Payments at the start of each quarter to ensure that the CfD Counterparty has sufficient funds to make payments to Generators and to manage the unpredictability, volatility and cash flow timings associated with making difference payments.

The administrative costs of the scheme are funded by Suppliers via the Operational Cost Levy, which is collected alongside the Supplier Obligation on a daily basis but is spread over the Financial Year to mirror the timings of the administrative budget of the CfD Counterparty, which is set over the Financial Year.

Please refer to the Settlement Calendar on the EMR Settlement Ltd (EMRS) website for more information on this year's schedule of when payments will be invoiced, when they are due, and if applicable, the Settlement Date and the Settlement Code used in determining the payments².

1.2 Nuclear Regulated Asset Base (RAB)

All Suppliers are required to fund the Nuclear RAB arrangements through the Supplier Obligation. The Nuclear RAB scheme is designed to support the construction and subsequent low carbon generation which is then charged via the Revenue Collection Counterparty (RCC)

The Supplier Obligation comprises of Daily and Quarterly Contributions that together are known as the Period Contribution. Daily Contributions fund the payments made to the LNC and are apportioned to Suppliers based on their market share on the day the payments were made.

There is also a daily reconciliation process, which takes place as settlement data is adjusted within the quarter. This process hands off to the quarterly reconciliation process once the last Settlement Day within a quarter is invoiced (Seven Working Days after the Settlement Day).

Suppliers are also required to make Reserve Payments at the start of each quarter to ensure that the Nuclear RAB Counterparty has sufficient funds to make payments to the LNC.

The administrative costs of the scheme are funded by Suppliers via the Operational Cost Levy, which is collected alongside the Supplier Obligation on a daily basis but is spread over the Financial Year to mirror the timings of the administrative budget of the Nuclear RAB Counterparty, which is set over the Financial Year.

¹ For more details see the EMRS website - <https://www.emrsettlement.co.uk/about-emr/contracts-for-difference/>

² For more details see the EMRS website - <https://www.emrsettlement.co.uk/publications/settlement-data/>

Please refer to the Settlement Calendar on the EMRS website for more information on this year's schedule of when payments will be invoiced, when they are due, and if applicable, the Settlement Date and the Settlement Code used in determining the payments³.

2. Purpose

The purpose of this document is to answer the following questions:

- What payments are required to fund the CfD/Nuclear RAB arrangement?
- How are Operational Cost Payments calculated?
- How are Interim Rate Payments calculated?
- How are Reserve Payments calculated?
- Are CfD/Nuclear RAB Supplier Payments reconciled?
- What happens if I do not pay?
- What invoices/credit notes should I expect in respect of Supplier CfD/Nuclear RAB Payments?
- As a new Supplier, when do I receive invoices for CfD/Nuclear RAB payments?
- What are the key differences when compared to Capacity Market Payments?

This document does not cover Supplier's CfD or Nuclear RAB Credit Cover requirements as these are not considered payments. More information on Credit Cover can be found in WP42 – Supplier CfD and Nuclear RAB Credit Cover and G5 – Supplier CfD and Nuclear RAB Credit Cover⁴.

3. Whom is this document for?

This guidance is relevant for all Suppliers.

4. Associated documents

This document should be read in conjunction with:

- G2 – Calculation of Supplier Demand for Charging
- G3 – CfD and Nuclear RAB Reserve Payment Guidance
- G5 – Supplier CfD and Nuclear RAB Credit Cover
- WP1- Overview of EMR Settlement
- WP41 – Late Payment Procedure
- WP42 – Supplier CfD and Nuclear RAB Credit Cover

³ for more details see the EMRS website - <https://www.emrsettlement.co.uk/publications/settlement-data/>

⁴ <https://www.emrsettlement.co.uk/publications/>

5. What payments are required to fund the CfD/Nuclear RAB arrangement?

Suppliers are required to fund the CfD and Nuclear RAB arrangements through the Operational Costs Levies, the Interim Rate Payments and Reserve Payments. A brief description of each is provided in Figure 1.

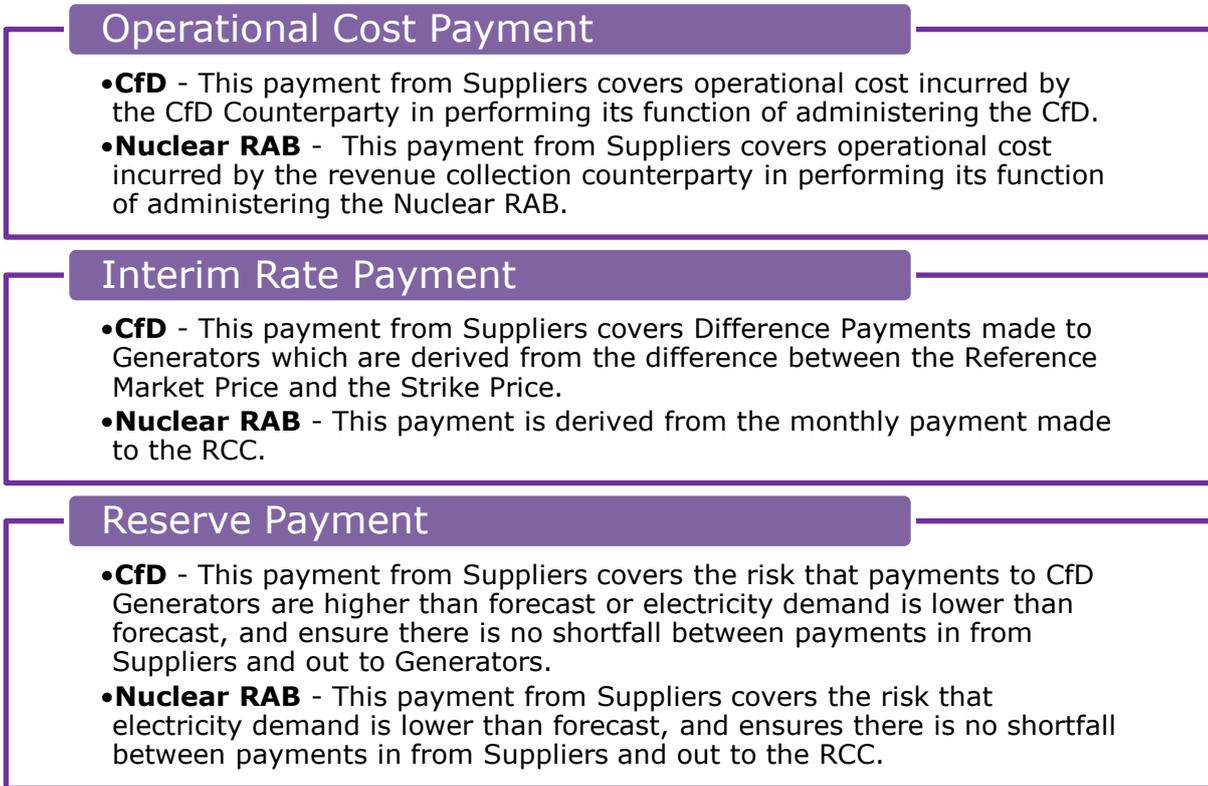


Figure 1: CfD and Nuclear RAB Payment Summaries

For more information on the relevant figures relating to these payments, please refer to EMRS Settlement Data page on the EMRS website⁵. Key Figures for Supplier Payments sets out the key rates and amounts used in the calculation of Supplier payments under the CfD and Nuclear RAB. The EMRS Settlement Calendar provides a schedule of when payments will be invoiced, when payment is due, and, if applicable, the Settlement Date and the Settlement Code.

6. How are Operational Cost Payments calculated?

The Operational Costs Levies fund the annual agreed budget of the CfD and revenue collection counterparty for a Financial Year. The Operational Costs Levies are recovered via the Operational Costs Levy Rates, which are a pound per megawatt hour (£/MWh) amount charged to Suppliers based on Chargeable Demand (Gross demand – any Eii exempt volumes). There is a separate Operational Cost Levy for each of the CfD and Nuclear RAB schemes.

The Levy Rates are calculated using CfD or revenue collection counterparty's agreed annual budget divided by total estimated electricity supply in the same year. Government consults on the Levy Rates and costs for the Financial Year ahead and via this consultation process; Suppliers and interested stakeholders are provided with an indication of the expected Levy Rate before it is due to

⁵ <https://www.emrsettlement.co.uk/publications/settlement-data/>

come into effect at the start of the Financial Year on 1 April. The Operational Cost Payments are calculated on a daily basis for each Supplier based on Initial Settlement (SF) Data using the calculation in Figure 2. Operational Cost Payments do not undergo reconciliation.



Figure 2: Methodology to Calculate a Supplier's Operational Cost Payment

For example:

- Operational Costs Levy Rate 2016/17: **£0.0509/MWh**
- Supplier's Chargeable Demand: **15,500 MWh**

Calculation: $0.0509 \times 15,500 = \text{£}788.95$

The Operational Cost Payment is invoiced 18 Working Days after the relevant Settlement Day to allow for data collection and calculations based on Initial Settlement (SF) Run, and the charge is shown as a line on the Daily Supplier Invoice, which must be paid within five Working Days.

As the Levy Rates are based on estimates of the CfD or revenue collection counterparty's costs and overall electricity supply, the amount that is collected during a Levy Period may not match the actual expenditure incurred. If it is forecasted to be insufficient to cover the CfD or revenue collection counterparty's costs, Government may increase the Levy in-year (this would only follow a consultation). Alternatively, if there was a surplus at the end of the year this would be refunded to Suppliers based on their overall market share over the Financial Year. It is typically refunded in June or July.

7. How are Interim Rate Payments calculated?

7.1 Calculation of Interim Rate Payments for the CfD scheme

The Interim Rate Payments cover expected payments to CfD Generators in a quarter and is recovered via the Interim Levy Rate which is a pound per megawatt (£/MWh) amount charged to Suppliers based on Daily Chargeable Demand. These financial quarters are referred to as Quarterly Obligation Periods.

This Interim Levy Rate is based on the CfD Counterparty's estimate of expected payments to CfD Generators, expected payments from Generators, if applicable (e.g., if the CfD Counterparty forecasts that the strike price will be below the reference price for some generators), and expected electricity supply for the quarter.

Suppliers are notified of the Interim Levy Rate three months in advance of the Quarterly Obligation Period. In addition to this, the CfD Counterparty also provides Suppliers with a forecast of the expected Interim Levy Rate for at least an additional three quarters, which is accessible via the Levy Dashboards⁶. The CfD Counterparty does have the ability to adjust the Interim Levy Rate or ask for additional Reserve Payments during a Quarterly Obligation Period if it determines that there is a high degree of likelihood that it will not have sufficient funds to make all future CfD Payments in the Quarterly Obligation Period. Where the CfD Counterparty determines an adjustment is necessary, it will publish a notice to all Suppliers setting out the adjusted rate and when it will be applied.

⁶ Levy Dashboard Link <https://www.lowcarboncontracts.uk/dashboards/cfd/levy-dashboards>

The Interim Rate Payment is calculated on a daily basis for each Supplier using the Interim Information Volume Allocation (II), SF and R1 Runs, using the calculation outlined in Figure 3.



Figure 3: Methodology to calculate a Supplier's Daily Interim rate Payment

For example:

- Interim Levy Rate July-Sept 2016: **£0.005/MWh**
- Supplier's Daily Chargeable Demand: **15,500 MWh**

Calculation: 0.005 x 15,500 = **£77.50**

The invoice for the Interim Rate Payment is generated two Working Days after the relevant BSC Settlement Run (five Working Days for II, 16 Working Days for SF, and 36 to 40 Working Days for R1) to allow for data collection and calculations to be performed. The charge is shown as a line on the Daily Supplier Invoice, which must be paid within five Working Days (please see Table 1 for more information about Invoices).

Suppliers are required to have adequate Credit Cover in place on a daily basis to cover Interim Rate Payments⁷. For more information, please refer to G5 – Supplier CfD and Nuclear RAB Credit Cover⁸.

7.2 Calculation of Interim Rate Payments for the Nuclear RAB scheme

The Interim Rate Payments cover expected payments to the RCC (s) in a quarter and is recovered via the Interim Levy Rate which is a pound per megawatt (£/MWh) amount charged to Suppliers based on Daily Chargeable Demand. These financial quarters are referred to as Quarterly Obligation Periods.

This Interim Levy Rate is based on the RCC payment amount and expected electricity supply for the quarter.

Suppliers are notified of the Interim Levy Rate, which is determined at least 30 days in advance of the Quarterly Obligation Period. The revenue collection counterparty has the ability to adjust the Interim Levy Rate or ask for additional Reserve Payments during a Quarterly Obligation Period if it determines that there is high likelihood that it will not have sufficient funds to make all future Nuclear RAB Payments in the Quarterly Obligation Period. Where the revenue collection counterparty determines an adjustment is necessary, it will publish a notice to all Suppliers setting out the adjusted rate and when it will be applied.

The Interim Rate Payment is calculated on a daily basis for each supplier using the Interim Information Volume Allocation (II), SF and R1 Runs using the calculation outlined in Figure 4.

⁷ The Contracts for Difference (Electricity Supplier Obligations) Regulations 2014 (19) <https://www.legislation.gov.uk/ukxi/2014/2014/regulation/19/made>

⁸ <https://www.emrsettlement.co.uk/publications/guidance/>



Figure 4: Methodology to calculate a Supplier's Daily Interim rate Payment

For example:

- Interim Levy Rate July-Sept 2016: **£0.005/MWh**
- Supplier's Daily Chargeable Demand: **15,500 MWh**

Calculation: 0.005 x 15,500= **£77.50**

The invoice for the Interim Rate Payment is generated two Working Days after the relevant BSC Settlement Run (five Working Days for II, 16 Working Days for SF, and 36 to 40 Working Days for R1) to allow for data collection and calculations to be performed. The charge is shown as a line on the Daily Supplier Invoice, which must be paid within five Working Days (please see Table 1 for more information about Invoices).

Suppliers are required to have adequate Credit Cover in place on a daily basis to cover Interim Rate Payments⁹. For more information, please refer to G5 – Supplier CfD and Nuclear RAB Credit Cover¹⁰.

8. How are Reserve Payments calculated?

Reserve Payments cover the risk that payments to CfD Generators or the RCC are higher than forecast or electricity demand is lower than forecast, and ensure there is no shortfall between payments in from Suppliers and out to Generators or the RCC.

Under the CfD scheme Suppliers will be notified of the Total Reserve Amount, or the total amount needed in Reserve Payments, three months in advance of the Quarterly Obligation Period during which the Reserve Payments are needed.

Under the Nuclear RAB scheme Suppliers will be notified of the Total Reserve Amount, or the total amount needed in Reserve Payments, no later than 8 working days after the 30th day before the Quarterly Obligation Period during which the Reserve Payments are needed.

EMRS then apportions the Total Reserve Amount to each Supplier based on its market share during a 30 day Reference Period. Gross Demand metered data from the Initial Volume Allocation (SF) and the First Reconciliation Volume Allocation (R1) Runs are used to calculate each Supplier's Reserve Payment using the calculation in Figure 5.

The 30 calendar day Reference Period is derived from the Total Reserve Amount determination date. This is the date that the LCCC decides what the Total Reserve Amount is. The 30 calendar day Reference Period starts on the most recent Settlement Day before the determination date for which SF data is available. The Reference Period metered data uses data from the most recent Runs available starting at SF (excluding Interim Information Data). If a Supplier has demand during the Reference Period, the Supplier will be required to pay the Reserve Payment for the Quarterly Obligation Period to which the Reference Period relates.

⁹ <https://www.legislation.gov.uk/ukxi/2023/254/regulation/7/made>

¹⁰ <https://www.emrsettlement.co.uk/publications/guidance/>

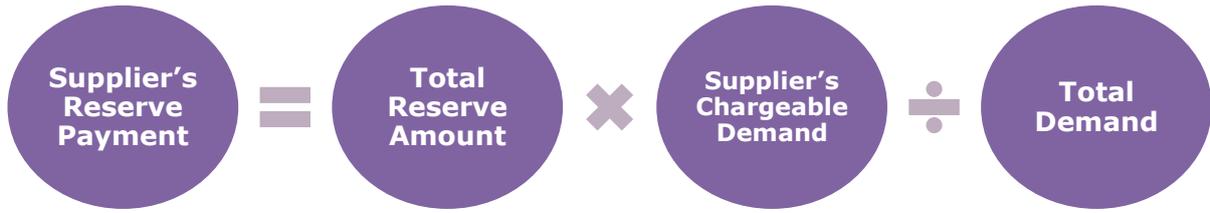


Figure 5: Methodology to Calculate a Supplier's Reserve Payment

- Total Reserve Amount for July-September 2016: **£135,457.37**
- Determination date: **18 March 2016**
- Reference Period: **23 February 2016 to 25 January 2016**
- Supplier's Gross Demand (over 30 day Reference Period): **465,000 MWh**
- Total Demand (over 30 day reference period): **23,250,000MWh**

Calculation: $135,457.37 \times (465,000/23,250,000) = \mathbf{£2709.15}$

Under the CfD scheme once the CfD Counterparty has determined the Total Reserve Amount and EMRS has apportioned this to each Supplier that had demand during the Reference Period, a Notice is sent out to all Suppliers to inform them of the Total Reserve Amount. This is done by the 8th Working Day of the quarter prior to the quarter the Reserve Amount relates to (this gives the Suppliers over 90 calendar days' warning of their Total Reserve Amount contribution for the relevant quarter). The notice also includes a Supplier's individual share. Following this, approximately 90 calendar days later, an invoice for the Reserve Payment is generated and sent by the 8th Working Day of the quarter to which the payment relates. The Reserve Payment is included on the Quarterly Supplier Reconciliation invoice, which must be paid within 5 Working Days.

Under the Nuclear RAB scheme once the revenue collection counterparty has determined the Total Reserve Amount, and EMRS has apportioned this to each Supplier that had demand during the Reference Period, a Notice is sent out to all Suppliers to inform them of the Total Reserve Amount. This is done no later than 8 working days after the 30th day before the Quarterly Obligation Period during which the Reserve Payments are needed. The notice will also include a Supplier's individual share. Following this, an invoice for the Reserve Payment is generated and sent by the 8th Working Day of the quarter to which the payment relates. The Reserve Payment is included on the Quarterly Supplier Reconciliation invoice, which must be paid within 5 Working Days.

9. Are Supplier CfD and Nuclear RAB Payments reconciled?

Operational Costs Levies

The Operational Cost Payments do not go through a process of reconciliation as only SF Run data is used to apportion them to Suppliers.

Daily Interim Rate Payment

Data reconciliation of Suppliers' Interim Rate Payments occurs on a daily basis throughout the quarter as settlement data for the period is adjusted using Interim Information Volume Allocation (II), SF and R1 Runs.

Quarterly Reconciliation Payments

The Interim Rate Payment and the Reserve Payments are reconciled at the end of a quarter as the CfD or revenue collection counterparty has made Generator or RCC payments by this time and more accurate metered data is available. The reconciliation payment and the latest Reserve Fund amount will both be included in the Quarterly Supplier Reconciliation Invoice, which is due 5 Working Days from invoice date.

For more detailed information on this process, please refer to G3 - Reserve Payment¹¹.

10. What happens if I do not pay?

Initially, payments past the due date are considered Late Payments. Subsequently, they are considered overdue if they exceed a two-day 'cure period' and may be considered in default and a Payment Default Notice issued.

Following the 'cure period', the Supplier's Credit Cover can be drawn down to cover the overdue payment. Credit Cover will not be drawn upon for Late Payment Interest or the Operational Costs Levies.

If the Supplier's collateral is exhausted, or if it is determined that the collateral is likely to be exhausted within the next five Working Days, the CfD or revenue collection counterparty can decide to mutualise the default(s) across all non-defaulting Suppliers. In this situation, the non-defaulting Suppliers will be invoiced for their individual Mutualisation Payments based on their market share.

Where Mutualisation Payments are later recovered or partly recovered, they will be returned to the Suppliers that participated in the Mutualisation.

- **Calculating Mutualisation Payment**

The calculation in Figure 6 is used to determine a Supplier's Mutualisation Payment. In the calculation, the Default Amount relates to the amount that the defaulting Supplier is in default by. The Reference Period used in the calculation would be the most recent 30 day period for which Initial Volume Allocation Run (SF) data is available.

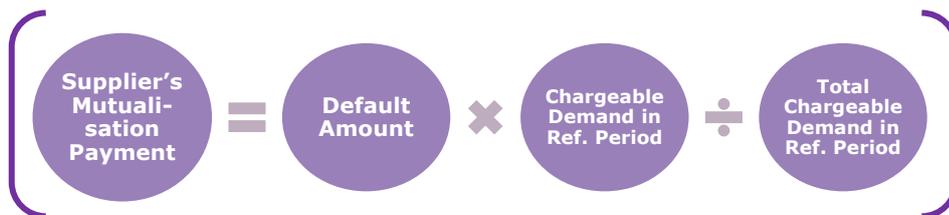


Figure 6: Mutualisation Payment Calculation

- Default Amount: **£200,000**
- Supplier's Chargeable Demand: **465,000 MWh**
- Total Chargeable Demand: **23,250,000 MWh**

Calculation: 200,000 x (465,000/23,250,000) = **£4,000**

- **Calculating Mutualisation Repayment**

The Calculation in Figure 7 is used to determine repayment of recovered Mutualisation Payments. A non-defaulting Supplier would receive payment of monies recovered from a defaulting Supplier by five Working Days after the day on which CfD or revenue collection counterparty recovers the relevant amount from the defaulting Supplier.



Figure 7: Recovered Mutualisation Repayment Calculation

¹¹ <https://www.emrsettlement.co.uk/publications/guidance/>

- Amount Recovered: **£200,000**
- Mutualisation Amount paid by non-defaulting Supplier: **£4,000**
- Total Amount of Mutualisation Payments: **£200,000**

Calculation: $200,000 \times (4,000/200,000) = \mathbf{£4,000}$

The charges, frequency and payment terms associated with the Mutualisation Invoice are summarised in Table 1.

For more information on Late Payments, please refer to WP41- Late Payment Procedure¹².

¹² <https://www.emrsettlement.co.uk/publications/working-practices/>

11. What invoices/credit notes should I expect in respect of Supplier CfD and Nuclear RAB Payments?

The charges, frequency and payment terms associated with CfD and Nuclear RAB Supplier invoice types and credit notes are summarised in Table 1 below.

Table 1: CfD and Nuclear RAB Payments included on Invoices

Version	Date	Description	Payment terms
Daily Supplier Invoice	Operational Cost payment Interim Rate Payment	Daily	5 Working Days
Quarterly Supplier Reconciliation Invoice	Reserve Payment Charges Reconciliation Payments for previous quarters	Once per quarter (when II data for the last day of the previous quarter becomes available)	5 Working Days
Mutualisation Invoice	Mutualisation charges to non-defaulting Suppliers when a Supplier participating in the Scheme defaults Mutualisation Payments when/if money is recovered from defaulting Suppliers and redistributed to participating non-defaulting Suppliers	Ad-hoc basis – If a Supplier’s collateral is exhausted, or if it is determined that the collateral is likely to be exhausted within the next five working days, the default will be mutualised between non-defaulting Suppliers	5 Working Days
Additional Reserve Payment Invoice	Additional Reserve Payment	Ad-hoc basis – if the CfD or revenue collection counterparty determines it needs additional funding to make any CfD or Nuclear RAB Payments it has failed to make or to ensure a 19 in 20 probability of it being able to make all CfD or Nuclear RAB payments	5 Working Days
Operational Costs Levy Refund Credit Note	Repayment of excess operational cost	Ad hoc basis - if there was a surplus at the end of the Financial Year, this would be refunded to Suppliers	n/a
Mutualisation Repayment Credit Note	Mutualisation Repayment	Ad-hoc – if any payments are recovered from defaulting Suppliers, these are refunded to non-defaulting Suppliers that contributed to the Mutualisation	n/a

12. As a new Supplier, when do I receive invoices for CfD or Nuclear RAB payments?

Daily Supplier Invoice

A new Supplier should expect to receive their first Daily Supplier Invoice seven Working Days following their first supply. The initial invoices will only contain the Interim Rate (II) Payment charges because the Operational Cost Payment will not show on the Daily Supplier Invoice until 18 Working Days following first demand once Initial Settlement (SF) Data is available.

Quarterly Supplier Reconciliation Invoice

A new Supplier who has demand during a Reference Period will receive their first Quarterly Supplier Reconciliation Invoice at the beginning of the following quarter, which will cover Reserve Payments for the subsequent quarter after that.

13. What are the key differences to Capacity Market Payments?

Table 2 highlights the key differences and similarities between Supplier CfD and Nuclear RAB Payments, and Supplier Capacity Market Payments.

Table 2 – Key Differences and similarities between Supplier Payments for CfD/Nuclear RAB and Capacity Market

	Capacity Market	CfD and Nuclear RAB
How frequent are the main invoices?	Monthly and Annual	Daily and Quarterly
Demand Data used	Gross Demand	Gross Demand
Credit Cover requirements	Monthly Requirement	Daily Requirement

14. Need more information?

For more information, please visit our website www.emrsettlement.co.uk or email us at contact@emrsettlement.co.uk.

15. Acronyms and Definitions

A list of acronyms and definitions can be found in the Glossary¹³ on the EMRS website.

¹³ <https://www.emrsettlement.co.uk/glossary/>

Appendix 1 – Table showing the main CfD and Nuclear RAB Supplier Payment Types

Table 3 shows whether Supplier CfD or Nuclear RAB Payments are reconciled, can be paid by Credit Cover, attract Late Payment Interest and can be mutualised.

Table 3 – Supplier CfD and Nuclear RAB Payments

Payment Type	Reconciled	Can be paid by Credit Cover	Attracts Late Payment Interest	Mutualised
Operational Cost Payment	x	x	✓	x
Interim Levy Rate	✓	✓	✓	✓
Reserve Payment	✓	✓	✓	✓

