



ORDER

No. 1247/2025

regarding the amendment and supplementation of the Order of the Minister of Energy no. 1120/2024 regarding the approval of the State aid scheme in the form of Contracts for Difference for the production of electricity from renewable sources of onshore wind and solar photovoltaic energy

Given:

Decision COM C (2024) 1596 final of 06.03.2024 - SA 108510 (2023N) approving the Contracts for Difference support scheme for the production of renewable electricity from onshore wind and solar photovoltaic;

Report of the General Directorate for Energy no. 251274/03.10.2025 and of the General Directorate for Investments no. 413063/03.10.2025 on the amendment and supplementation of Order of the Minister of Energy no. 1120/2024 regarding the approval of the State aid scheme in the form of Contracts for Difference for the production of electricity from renewable sources of onshore wind and solar photovoltaic energy, with subsequent amendments and supplements;

on the basis of art. 4 letter a) of G.D. no. 318/2024 on the approval of the general framework for the implementation and functioning of the Contracts for Difference support mechanism for low carbon technologies and art. 10 para. (6) of G.D. no. 316/2021 regarding the organisation and functioning of the Ministry of Energy, with subsequent amendments and supplements,

the Minister of Energy issues the present

Order

Art. I. – Order of the Minister of Energy no. 1120/2024 regarding the approval of the State aid scheme in the form of Contracts for Difference for the production of electricity from renewable sources of onshore wind and solar photovoltaic energy, published in the Official Gazette of Romania, Part I, no. 762 of August 5, 2024, as subsequently amended and supplemented, is amended and supplemented as follows:

1. In Article 2 para. (3), letters (c) and (d) are amended as follows:

"c) calculates, notifies and requests from the European Investment Bank the drawings from the Modernisation Fund and, under the conditions set out in the decision(s) amending the Council Implementing Decision of 3 November 2021 on the approval of the assessment of the recovery and resilience plan for Romania, as amended by the Council Implementing Decision of 5 December 2023, from the National Recovery and Resilience Plan;

d) ensures that transfers of amounts from the Modernization Fund and, under the conditions set out in the decision(s) amending the Council Implementing Decision of 3 November 2021 on

the approval of the assessment of the recovery and resilience plan for Romania, as amended by the Council Implementing Decision of 5 December 2023, from the National Recovery and Resilience Plan, to the Liquidity Fund related to this scheme provided under art. 1 are carried out;”.

2. In the annex, in Article 1, after para. (7), a new paragraph, para. (7¹), is inserted, with the following content:

“(7¹) If, after the completion of a competitive bidding procedure, the total installed capacity for one of the technologies is not allocated and no contracts for difference are concluded for the unallocated part, a new CfD auction may be organised, in compliance with recital (39) of the Authorization Decision, so as to ensure the competitive nature of the auction process. The capacity auctioned shall be determined by the order initiating the new CfD auction.”

3. In the annex, Article 3 point (o) is amended as follows:

“(o) *CfD auction* – in accordance with the definition provided under art. 2 point 25 of Government Decision no. 318/2024. Each CfD auction under this CfD scheme shall comprise a separate tender for each eligible generation technology;”.

4. In the annex, Article 6 letter d) is amended as follows:

“(d) for the first auction, the project must obtain a valid technical grid connection permit (Aviz Tehnic de Racordare) for the CfD generation capacity within six months as of execution of the CfD contract; for the following auctions, the technical grid connection permit shall be requested in accordance with the provisions of the auction initiation order;”

5. In the annex, Article 8 para. (1) is amended as follows:

“(1) The estimated total budget for this CfD scheme is the equivalent in lei of EUR 3 billion, representing, with priority, non-refundable European Union funds secured by the competent ministry from the Modernization Fund and, under the conditions set out in the decision(s) amending the Council Implementing Decision of 3 November 2021 on the approval of the assessment of the recovery and resilience plan for Romania, as amended by the Council Implementing Decision of 5 December 2023, from the National Recovery and Resilience Plan and transferred to the CfD liquidity fund, where necessary.”

6. In the annex, Article 8 para. (3) is amended as follows:

“(3) In the event of the forecast or actual depletion of the financial resources allocated from the Modernization Fund, or, if the case, under the conditions set out in the decision(s) amending the Council Implementing Decision of 3 November 2021 on the approval of the assessment of the recovery and resilience plan for Romania, as amended by the Council Implementing Decision of 5 December 2023, from the National Recovery and Resilience Plan, the competent Ministry takes appropriate measures to cover the CfD shortfall and notifies the European Commission of any changes to existing aid in accordance with Article 4 (1) of Commission Regulation (EC) 794/2004 implementing Council Regulation (EU) 2015/1589 laying down

detailed rules for the application of Article 108 of the Treaty on the Functioning of the European Union.”

7. In the annex, in Article 15, after para. (3), a new paragraph, para. (4), is inserted, with the following content:

"(4) By way of derogation from the provisions of para. (3), for CfD auctions organised pursuant to Article 1 para. (7¹), the CfD auction initiation order and the tender rules may not provide for a mechanism to submit clarification requests."

8. In the annex, Article 18 para. (4) is amended as follows:

“(4) Applicants will submit the documents in physical form together with a USB stick (one with the technical offer and one with the financial offer) containing the documents in digital form, appropriately encrypted, identified and sealed.”

Art. II. - The Ministry of Energy and the Operator of the CfD scheme – the National Electricity Transmission Company TRANSELECTRICA S.A. shall carry out the provisions of this order.

Art. III. - This order is published in the Official Gazette of Romania, Part I, and on the website of the Ministry of Energy, <https://energie.gov.ro/>, within the section dedicated to the Contract for Difference.

Art. IV. - The provisions of this order shall enter into force from the date of its publication in the Official Gazette of Romania, Part I.

for the Minister of Energy

Mihail-Silviu Pocora

General Secretary