

Questions for ESP-RFP-2026-019

Service Provider to Support the ERC in Relation to Electricity Tariff Setting for Nuclear Power Plants

1. On p4 of the RFP it is noted that the consultant is required to develop “model contracts”. Please confirm whether it is intended that these are (a) developed to incorporate key heads of terms, or whether (b) full long-form contracts prepared by a law firm are required.

1. Model Contracts – The deliverable should consist of key Heads of Terms that can subsequently be expanded into full-form contracts compliant with applicable government rules and regulations.

2. Under scope area F on p4 please confirm what is required by the benchmarking exercise, point 2. We note that the scope is focused on economic regulation and commercial models for nuclear, whereas nuclear regulators (e.g. US Nuclear Regulatory Commission) often are tasked with ensuring safe use of nuclear energy and materials, ensuring public health and environmental protection which is not the main concern of the TOR. Performing an international benchmarking of nuclear-related technical regulation would require a quite different skill-set to most areas of the scope. Please confirm whether this is what is intended or whether you require a benchmarking of tariff setting mechanisms implemented for nuclear power plants by economic regulators in other jurisdictions.

2. Benchmarking Exercise – The benchmarking should focus on tariff setting mechanisms implemented by economic regulators.

3. Please confirm if there are specific outputs to be provided through scope item F(3), “facilitate technical dialogues with DOE, NEP-IAC, PhilATOM, and IMO.” In its current form, the language is very broad. We’d like to confirm if the scope covers only dialogues on aspects relating to tariff setting or if it also includes dialogues on standards for operating a nuclear plant as those would require a different skill-set.

3. Technical Dialogues – The dialogues should be limited to matters relating to tariff setting.

4. **Scope E page 4 requires “Proposed amendments to Grid Code, Distribution Code, and Open Access Transmission Service (if relevant) to harmonize nuclear integration”. This appears to be a requirement that sits outside the scope of tariff setting for nuclear plants which is the main concern of the TOR. This would require a different skill-set to most areas of the scope. Please confirm what is required for this scope**

4. **Grid, Distribution, and Transmission Codes** – In the Philippine context, the Energy Regulatory Commission (ERC) is responsible for setting tariffs and issuing the Grid Code, Distribution Code, and related transmission rules. Any proposed amendments should therefore be considered in relation to the ERC’s tariff-setting and regulatory functions.