



Power Purchase Agreements



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Purchase Power Agreement – Basic Structure

- Term and Definitions
- Purchase and Sale of:
 - Energy, Capacity, Environmental Attributes
- Charges
 - Payment by Utility
 - Delivery Fees, Costs, Charges
 - Interconnection Costs
 - Interconnection Agreement
 - Scheduling and Transmission





Purchase Power Agreement – Basic Structure

- Operation and Planning
 - Outages
 - Site Visits by Utility during Outages
 - Optimization of Generation
 - Expansion Option
 - Ownership Option
- Billing, Payments, and Transfer of REC
 - Schedules, Settlements, Forms of Settlements, Method of Payment, etc
- Notices (Force majeure clauses)





Purchase Power Agreement – Basic Structure

- Credit Worthiness
 - Defaults
 - Opportunity to cure
 - Rights upon default
 - Net out of Payables
- Limitation of Liabilities and Indemnity
- Dispute Resolution
- Representations, Covenants, Warranties





Purchase Power Agreement – Basic Structure

- Assignments
- Performance Benchmarks
- Input and output calculations
- Miscellaneous
 - Counterparts
 - Mutual Cooperation
 - Amendment clause
 - Interpretation
 - Applicable Law
 - Dedication of Facilities
 - Special Facilities agreement





Questions?



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