



# Capacity Investment Scheme (CIS) Tender 11: Wholesale Electricity Market (WEM) – Generation Q&A Responses

This document provides a compilation of responses to de-identified questions received from Registered Proponents for CIS Tender 11: WEM – Generation (**Tender 11**). New Q&As are added to this document in chronological order and shaded in pale green. All Q&As are allocated to categories aligning with the Q&A form: Eligibility Criteria; Merit Criteria (MC) 1 – Financial value, system reliability and system benefits; MC 2 – Project deliverability and timeline; MC 3 – Organisational, resource, and financing capability; MC 4 – First Nations participation and benefits sharing; MC 5 – Social outcomes and community benefits sharing; Project Documents; and other.

All responses and correspondence by AEMO regarding the Q&A Process in Tender 11 are subject to the Tender Conditions set out in Section 6 of the [Tender 11 Tender Guidelines](#) (published 27 August 2026).

**Important notice:** Registered Proponents are reminded of Sections 6.5 (No representations), 6.6 (No warranty), 6.13 (Requests for clarification and further information) and 6.19 (Proponent to perform own due diligence) of the Tender Guidelines. AEMO and the Australian Government reserves its rights not to respond to any question or request. The responses provided are for information purposes only and neither AEMO nor the Australian Government make any warranties or representations with respect to the completeness, accuracy, adequacy or currency of the responses. The responses do not take into account individual circumstances and Registered Proponents should ensure they perform their own due diligence.

## Version Release

| Version | Release date | Changes                         |
|---------|--------------|---------------------------------|
| 1       | 04/09/2026   | Release 1 including 2 responses |

## Project Bid Q&amp;A

| Q&A Release 1 |                      | Distributed 04/09/2026                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
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| #             | Category             | Question                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Answer                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| 1             | Eligibility Criteria | <p><b>Background</b></p> <p>Entity A is acting as bid coordinator and agent on behalf of a Project SPV and Entity B, who owns the Project SPV. Entity A has arrangements in place to acquire the Project SPV from Entity B, provided that the Project SPV is successful in the Tender Process and executes a CISA, alongside other conditions precedent.</p> <p>For the purposes of CIS Tender 11, the Project SPV is proposed to be nominated as the Proponent and Bid Entity in the Bid submission.</p> <p><b>Questions</b></p> <ol style="list-style-type: none"> <li>1. If Entity A has signed and returned a letter of engagement with the Scheme Provider of the Developer Rating Scheme, would this satisfy EC11? If no, could Entity A be the Proponent with the Project SPV as the Bid Entity, and would that satisfy EC11?</li> <li>2. If Entity A is not nominated as the Proponent nor has ownership of the Bid Entity at time of Bid submission, how should Entity A's capabilities, including organisational, financing and delivery track record, be presented and considered in the Bid?</li> </ol> | <p><b>Question 1:</b> If Entity A is not the Proponent or a Related Body Corporate at the time of Bid submission, then Entity A's signed and returned letter of engagement with the Scheme Provider of the Developer Rating Scheme (DRS) would not satisfy the requirements of EC11, as outlined in the Tender Guidelines.</p> <p>If the Proponent is the Project SPV, then the Proponent or its Related Body Corporate (which may be Entity B in this scenario) would require a signed and returned letter of engagement with the Scheme Provider to satisfy EC11.</p> <p>If Entity A is nominated as the Proponent, then Entity A's signed and returned letter of engagement with the Scheme Provider would satisfy the requirements of EC11.</p> <p>However, Entity A would also need to satisfy all other applicable Eligibility Criteria in order to participate in the Tender. This includes EC2, which requires the Bid Entity to satisfy the applicable Bid Entity Criteria set out in Table 8 of the Tender Guidelines. Among other conditions, those criteria require that, prior to and at the execution of the Project Documents (including the CISA), the Bid Entity is either:</p> <ul style="list-style-type: none"> <li>• 100% owned by the Proponent; or</li> <li>• has the same Australian Holding Company as the Proponent, and is 100% owned by that Australian Holding Company (or, if not directly owned, all entities, trusts and trustees between the Bid Entity and the Proponent/Holding Company are 100%</li> </ul> |

| Q&A Release 1 |          | Distributed 04/09/2026                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
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|               |          | 3. At the time Entity A intends to acquire the Project SPV, after CISA execution, what notification should be provided and is an updated Warranties form required to be submitted? | <p>directly or indirectly owned by the Proponent/Holding Company).</p> <p><b>Question 2:</b> The organisational capabilities of a Proponent and its key delivery partners to finance and deliver the Project are assessed under Merit Criterion 3, as outlined in Section 3.1 of the Tender Guidelines. If Entity A is identified as a key delivery partner for the Proponent of the Bid, and this relationship is evidenced in the submission, then the organisational capabilities of Entity A may be considered within the Merit Criterion 3 assessment. Under Merit Criterion 3, characteristics of higher merit Bids are generally where the Proponent demonstrates access to, or a clear pathway to secure, the required development funding to reach Financial Close and the Proponent presents a clear and credible pathway with detailed steps to finance the delivery of the Project.</p> <p><b>Question 3:</b> If a Bid Entity enters into a CISA for the Project, it will be required to comply with the terms of the CISA. Clause 23 of the pro forma CISA sets out the requirements relating to the assignment of the Bid Entity's rights or obligations under the CISA and changes in control of the Project. Among other things, the Bid Entity may be required to obtain the Commonwealth's prior written consent. In considering whether to grant consent, the Commonwealth may require the Bid Entity to provide supporting information, documentation and evidence relevant to the matters specified in the CISA. Proponents should carefully review the applicable contractual provisions of the Proforma CISA, and are encouraged to seek independent legal advice.</p> |

| Q&A Release 1 |                      | Distributed 04/09/2026                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
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| 2             | Eligibility Criteria | <p>In relation to Eligibility Criterion 11 and the requirement for the Proponent or a Related Body Corporate to have signed and returned a letter of engagement with the Scheme Provider, will there be a requirement or expectation that the Proponent, or a Related Body Corporate, needs to have completed the assessment and obtained a rating by the time Successful Proponents are announced or a CISA is executed?</p> <p>Does the progress towards obtaining a rating under the DRS influence a submission's assessment?</p> | <p>Eligibility Criterion 11 of CIS Tender 11 requires that the Proponent, or a Related Body Corporate must, at the time of the Bid submission, have signed and returned a letter of engagement with the Scheme Provider of the Developer Rating Scheme to obtain a rating. Progress towards obtaining a rating under the Developer Rating Scheme is not further assessed under CIS Tender 11.</p> <p>The above does not limit the Australian Government's right to select a Successful Proponent having regard to the information set out in Section 6.26(u) of the Tender Guidelines, which may include information concerning the Proponent or its Associates that is obtained by the Australian Government or AEMO through their own investigations.</p> |

**Acknowledgement of Country**

We acknowledge the Traditional Custodians of Australia and their continuing connection to land and sea, waters, environment and community. We pay our respects to the Traditional Custodians of the lands we live and work on, their culture, and their Elders past and present.

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