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REGULATION OF THE
MINISTER OF ENERGY[1]

of 9th October 2026

on parameters for the additional auctions for delivery year 2028, and the parameters for pre-auctions for this auctions

Pursuant to Article 34(1) of the Act of 8 December 2017 on the capacity market (Journal of Laws of 2025, item 610 and 1302), the following is hereby ordered:

§ 1. The auction target capacity in the additional auctions for delivery period relevant for the year 2028 shall be as follows:

1) 500 MW – for the first quarter;

2) 100 MW – for the second quarter;

3) 100 MW – for the third quarter;

4) 500 MW – for the fourth quarter.

§ 2. The market entry price of a new generating unit reflecting the alternative cost of power generation by the operator by constructing a generating unit at the lowest operating and capital fixed costs, taking into account the potential margin on sale of electricity and provision of system services referred to in art. 9c(2)(8) of the Act dated April 10, 1997 - Energy Law (Journal of Laws of 2026, item 43, 516, 607, 900, 1347 and 1348) in the additional auctions for delivery periods relevant for year 2028 for all quarters is equal to 583 PLN/kW/year.

§ 3. The factor increasing the price referred to in §2, used to calculate the maximum price applicable in the additional auctions for delivery periods relevant for year 2028 for all quarters is equal to 1,0.

§ 4. The parameter determining the volume of capacity below the capacity demand in the additional auctions for which the price reaches the maximum value taking into account the coefficient referred to in §3 for the delivery period relevant for the year 2028 for all quarters shall be 100%.

§ 5. The parameter determining the volume of capacity exceeding the capacity demand in the additional auctions, for which the price reaches the minimum value equal to 0.01 PLN/kW/month, for the delivery period relevant for the year 2028 for all quarters shall be 0,00%.

§ 6. The maximum price set for the price taker, determined on the basis of capital and operating fixed costs, in the additional auctions for the delivery period relevant for the year 2028 shall be 178,9 PLN/kW/year.

§ 7 The maximum number of rounds of the additional auctions for the delivery period relevant for the year 2028 shall be 8.

§ 8. The de-rating factors for individual technology groups for the additional auctions for the delivery year 2028 are defined at the level of:

1) 91,93% – for steam turbines, steam turbine systems, air turbines, fuel cells and the Organic Rankine Cycle;

2) 93,03% – for combined cycle gas turbines;

3) 93,28% –for simple cycle gas turbines and reciprocation engines;

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[1] The Minister of Energy manages the department of government administration - energy, pursuant to §1(2)(1) of the Regulation of the Prime Minister of 25th July 2025 on the detailed scope of activities of the Minister of Energy (Journal of Laws, item 1206).

4) 12,62% – for on-shore wind turbines;

5) 17,25% – for off-shore wind turbines;

6) 36,15% – for hydro – run-of-river power plants;

7) 97,54% – for hydro – run-of-river with reservoir, hydro – reservoir with pumping, hydro – run-of-river with reservoir and pumping power plants;

8) 1,56% – for solar power plants;

9) 95,00% – for electricity storages in form of accumulators, kinetic energy reservoirs and supercondensers;

10) 96,76% – for nuclear power units;

11) 100% – for demand-side response units;

12) 88,85% – for other technologies.

§ 9. 1. The maximum volumes of capacity obligations for the zones referred to in Article 6(6) of the Act of 8 December 2017 on the capacity market, on additional auctions and pre-auctions for this auctions, for the delivery period relevant for the:

1) first quarter of delivery year 2028, shall be as follows:

a) 2264 MW – for synchronous profile zone,

b) 103 MW – for Lithuania,

c) 520 MW – for Sweden,

2) second quarter of delivery year 2028, shall be as follows:

a) 1242 MW – for synchronous profile zone,

b) 150 MW – for Lithuania,

c) 600 MW – for Sweden,

3) third quarter of delivery year 2028, shall be as follows:

a) 1242 MW – for synchronous profile zone,

b) 150 MW – for Lithuania,

c) 600 MW – for Sweden,

4) fourth quarter of delivery year 2028, shall be as follows:

a) 1366 MW – for synchronous profile zone,

b) 134 MW – for Lithuania,

c) 556 MW – for Sweden,

2. The maximum volumes of capacity obligations referred to in paragraph 1, for the purposes of organising pre-auctions for additional auctions for individual quarters of the delivery year 2028, shall be reduced by the total volume of active capacity obligations referred to in Article 34a(2) of the Act of 8 December 2017 on the capacity market covering the given zone, resulting from capacity contracts concluded in the course of the main auction for the delivery year 2028.

§ 10. The Regulation shall enter into force on the day following the day of its publication

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