

Legal Alert #2



The revised regulation on project selection for the construction of renewable energy generation facilities has been approved

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**In Brief**

By Order No. A/217 of the Minister of Energy of Mongolia dated on 9 September 2025, the revised Regulation on Project Selection for the Construction of Renewable Energy Generation Facilities has been approved as Annex 1 to the Order. The revised regulation sets out the procedures for publicly announcing, evaluating, and selecting renewable energy generation projects, as well as the framework governing contractual arrangements with selected projects developers.

Under the previous 2020 regulation, all types of renewable energy sources with a capacity of more than 1 MW were eligible. However, the 2025 revision narrows this scope and now permits only solar and wind projects connected to a voltage of 6 kV or higher. Several other notable changes have been introduced, which are summarized in the following table.

Key amendments in the revised regulation

No.	Amendments	Revised regulation (2025)
1.	Public announcement of project selection	The requirement for publicly announcing the project selection invitation has been revised from at least 30 days to at least 45 days prior to the commencement of the preliminary evaluation.
2.	Preparation for project selection	<ol style="list-style-type: none"> The project owner or the authorized entity specified in the regulation must publish the evaluation criteria for each project on the official website and ensure preparations are made accordingly. Completing the form published on the official website with the evaluation criteria. The project implementer must provide a performance guarantee, which shall be equal to 1-5% of the investment amount. The project feasibility study and environmental impact assessment must be obtained from the relevant state administrative authority and include the following mandatory documents: <ul style="list-style-type: none"> Renewable energy resource assessment Equipment ownership delineation Operational and stability calculation Investment and economic analysis (WACC, IRR, NPV)
3.	Submission materials for project participants	<ol style="list-style-type: none"> Request to participate in the project Certified copy of the legal entity's registration certificate (for partnerships: certified copies of each partner's registration certificate and the partnership agreement) Certified copies of audited financial statements of the parties for the last five years. Documentation of the organization's previous experience.
4.	Methodology for calculating the project's technical and economic costs	<p>Cost = I+P*q+L+T+G+C</p> <p>I – base fee: fifty thousand units; P – Installed capacity (Watts); q – coefficient (solar power plant-3, wind power plant-5); L – land fee; T – license fee issued by the Energy Regulatory Commission; G – Fee for operational and stability calculations; C – Other costs (as specified in the consultancy agreement).</p>

No.	Amendments	Revised regulation (2025)
5.	Stages of project selection 1. Preliminary evaluation: 2. Technical evaluation: 3. Financial evaluation:	<p>This stage involves an initial review of submitted documents, preliminary evaluation, and shortlisting of five participants.</p> <p>In the next stage, the committee will review additional documents submitted by participants, including technical proposals. Participants scoring 70 points or higher will proceed to the financial evaluation stage</p> <p>The committee will review financial proposals, including the lowest tariff offered per kWh of electricity. The evaluation will consider technical compliance, recommendations, and reports. The committee will notify the project owner of its decision within five working days</p>
6.	Agreement with selected participant	The project owner must conclude an agreement with the selected participant, specifying the lowest tariff offered and other terms. This agreement must be signed within five working days after the decision and submitted to the relevant authority.
7.	Dispute resolution	In case of disputes, the committee will handle complaints promptly. The revised regulation introduces a requirement to resolve disputes within five working days and to implement corrective measures without delay.



Contact us

If you wish to receive legal advice regarding the Renewable Energy Law or related matters, please feel free to contact us. **You may access the full text of the revised regulation on [here](#).**