

ECO Brokerage

BID CONFIRM LETTER

Date:

Seller:

To:

Attention:

Email address:

Buyer:

To:

Attention:

E-mail address:

From: ECO Brokerage Platform

Re: Conclusion of Auction

Auction Platform Provider Reference Number:

For contracts that result in termination, buyers should ensure that they return their completed ECO Brokerage Contract Reports to CCS before the 8 week deadline.

Both the ECO Brokerage Contract Report and a summary of auction dates and deadlines can be found on DECC's website: <https://www.gov.uk/guidance/energy-companies-obligation-brokerage>

Dear Sir/Madam:

This Bid Confirm Letter evidences the terms of the binding agreement between the Seller and the Buyer as named above that was completed on the Auction Platform pursuant to the Terms and Conditions of the Auction Platform (the "**Binding Auction**"). This Bid Confirm Letter brings into force between the Buyer and Seller the Standard Bilateral Off-take Contract annexed to this Bid Confirm Letter (together the "**Agreement**").

The terms set out in this Bid Confirm Letter supersede any other written communication with respect to the Binding Auction described below between the Buyer and Seller. In the event of any conflict or inconsistency between the Agreement and this Bid Confirm Letter, this Bid Confirm Letter will prevail. In the case of a conflict or an inconsistency between this Bid Confirm Letter and the Terms and Conditions of the Auction Platform, this Bid Confirm Letter will govern as it relates to the transaction contemplated herein and the legal obligations and rights between the Buyer and the Seller.

Buyer's legal name:	
Buyer's Notice address and contact person:	
Seller's legal name:	

Seller's notice address and contact person:	
Date of successful auction close:	
Types of Measures in auction lot (the "Lot Type"):	
ECO Carbon Saving Obligation and volume	yes/no if yes, volume:
ECO Carbon Saving Obligation Solid Wall and volume	yes/no if yes, volume:
ECO Carbon Saving Communities and volume	yes/no if yes, volume:
ECO Carbon Saving Communities Rural and volume	yes/no if yes, volume:
ECO Carbon Saving Communities Solid Wall and volume	yes/no if yes, volume:
ECO Affordable Warmth and volume	yes/no if yes, volume:
ECO Affordable Warmth Boiler Repair and volume	yes/no if yes, volume:
Total Bid Confirm Volume of ECO Points:	
Last day of Delivery Period (the "Delivery Date"):	
Contract Price (£ per ECO Point):	
Seller's VAT Jurisdiction:	
Buyer's VAT Jurisdiction:	
Currency:	

Additional Terms:

1. **Definitions.** Capitalised terms not defined in this Bid Confirm Letter have the meaning given to them in the Agreement.
2. **Counterparts.** This Bid Confirm Letter may be executed in counterparts with the same effect as if both Parties had executed the same copy, and when each Party has signed a

counterpart, all counterparts together constitute one agreement that evidences a binding supplement to the Agreement. The effective dates of the Bid Confirm Letter shall be the later of the dates on which the Parties executed the Bid Confirm Letter.

3. **Authority.** Each Party executing this Bid Confirm Letter represents that the execution, delivery and performance of this Bid Confirm Letter have been duly authorised by all necessary action and that the person executing this Bid Confirm Letter has the authority to execute and deliver it on behalf of such Party.
4. **Governing Law.** This Bid Confirm Letter shall be governed by the laws of England, and any dispute that arises hereunder shall be governed by the terms in the Standard Bilateral Off-take Contract.

In accordance with the Terms and Conditions, please sign and return an electronic copy of this Bid Confirm Letter within five (5) Calendar Days and a hard copy within six (6) Calendar Days from receipt of this Bid Confirm Letter to the other Party at the Notice address set out above, and to the Platform Provider (eAuctions Team, Sourcing Operations, Government Procurement Service, 9th Floor, Old Hall Street, Liverpool, L3 9PP and via eAuctionsecobrokerage@crownccommercial.gov.uk). If you believe that this Bid Confirm Letter does not reflect the terms of the auction resulting in the binding agreement on the Auction Platform, please refer to the Terms and Conditions for the applicable procedure for objection.

For the avoidance of doubt, failure to sign and return this Bid Confirm Letter shall not void the legal obligations of the binding offer and binding acceptance on the Auction, but shall be a violation of the Terms and Conditions.

Dated: _____

Dated: _____

Signed: _____

Signed: _____

Name:

Name:

Title:

Duly authorised on behalf of the Seller

Title:

Duly authorised on behalf of the Buyer