

Offshore Wind Power Act is published

On January 10, 2024, Law No. 15,097/2025 **(Offshore Wind Act)** was sanctioned, to regulate the generation of offshore wind power along the Brazilian coastline.



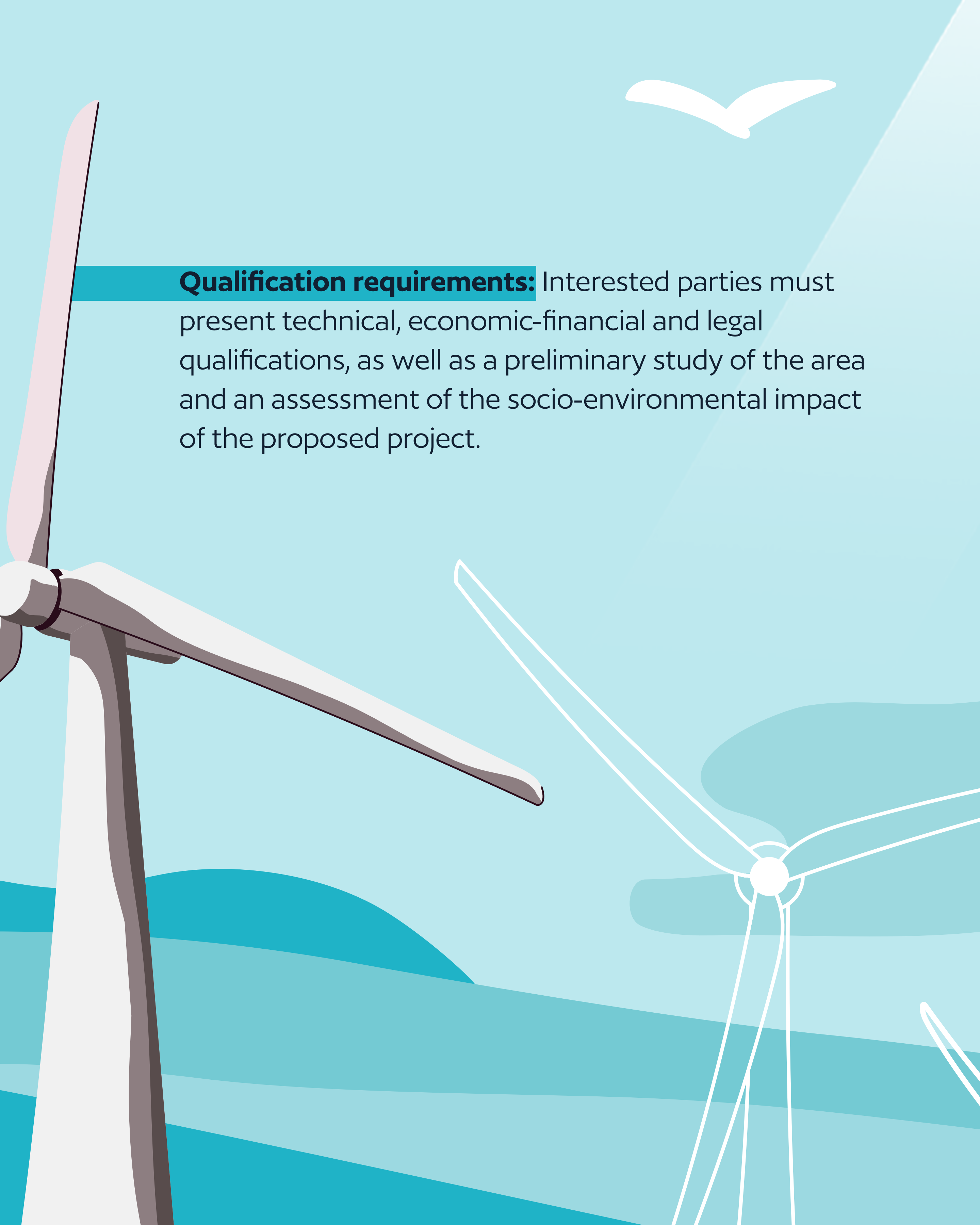


Grant of Use: The Executive Branch will grant offshore areas the right to generate wind power, under an authorization (direct contracting) or concession (bidding process). Commercial operation will be authorized by ANEEL, the Brazilian power regulator.

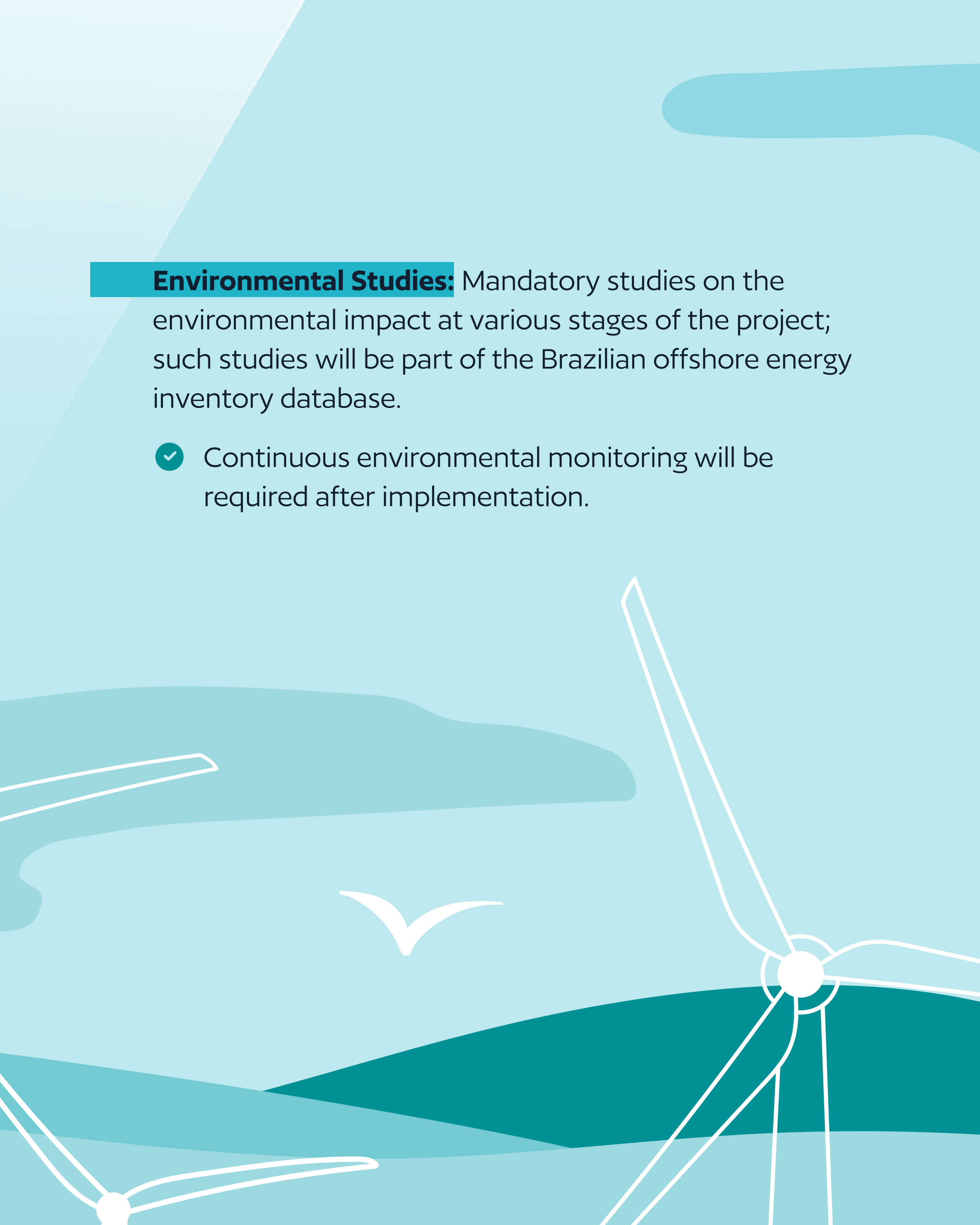
Assignment of Use Procedures:

- ✓ Permanent Offers (authorization): Public call setting a minimum period of **120 days** for any parties to express their interest in submitting offers (art. 7).
- ✓ Planned Bids (concession): Bidding process (art. 9).





Qualification requirements: Interested parties must present technical, economic-financial and legal qualifications, as well as a preliminary study of the area and an assessment of the socio-environmental impact of the proposed project.



Environmental Studies: Mandatory studies on the environmental impact at various stages of the project; such studies will be part of the Brazilian offshore energy inventory database.

- ✓ Continuous environmental monitoring will be required after implementation.

Government Charges:

- ✓ Signature Bonus: amount set forth in the request for proposal, as well as in the concession agreement to be entered into with the winning bidder.
- ✓ Area Occupancy Rate: calculated in R\$/km², to be paid annually.
- ✓ Proportional fees: percentage of the value of the energy generated, to be paid monthly.

Decommissioning: Decommissioning obligations will be provided for in the concession agreements.

**Tozzini
Freire.**
ADVOGADOS

Would you like to know more about the topic and
new investment opportunities?

Our **Infrastructure and Energy** team is available
to answer any questions.



**/LEONARDO
MIRANDA**

lmiranda@tozzinifreire.com.br
+55 11 5086-5422



**/LIGIA PEREIRA
SCHLITTLER**

lipereira@tozzinifreire.com.br
+55 11 5086-5534

tozzinifreire.com.br