

Record of proceedings dated 28-05-2016

I.A.No.5 of 2016 in O.P.No.21 of 2015
Hinduja National Power Corporation Ltd (HNPCL) Vs. APEPDCL & APSPDCL

Petition for determination of capital cost of the coal fired power station of 1040 MW (2 x 520 MW) capacity in the District of Visakhapatnam under Clause 10.8 of Regulation No.1 of 2008 (Terms and conditions for determination of tariff for supply of electricity by a generating company to distribution licensee and purchase of electricity by distribution licensee (Regulations, 2008 r/w 61, 62 & 64 of the Electricity Act, 2003.

Sri Sridhar Prabhu, learned Standing Counsel for the petitioner, Sri P. Shiva Rao, learned Standing Counsel for the respondents and Sri M. Venugopala Rao, learned objector are present.

Sri P. Shiva Rao, learned Standing Counsel for the respondents, Sri Sridhar Prabhu, learned counsel for the petitioner and Sri M. Venugopala Rao, learned objector are heard. O.P.No.19 of 2016 which has been filed by both respondents seeking consent for the Power Purchase Agreement entered into with the petitioner is already posted for public hearing to 18-06-2016 and the tariff was left open in the said Power Purchase Agreement to be dependent upon the determination of the issues involved in this petition. Hence, it is considered more appropriate in the interests of both parties that both the petitions are heard together. In any view, Sri M. Venugopala Rao and other stakeholders sought for time for filing their submissions on the issues involved and hence, the matter is posted to 18-06-2016 along with O.P.No.19 of 2016 and any stakeholder who wishes to file their submissions are free to do so on or before that date and they may also serve copies of their submissions to the petitioner and the respondents in advance of the hearing. The petitioner herein also may file its response in O.P.No.19 of 2016 on that date, to enable the matter to proceed further. In view of

the interim directions passed on 30-04-2016, I.A.No.5 of 2016 can await a decision along with the main petition. Hence, call on 18-06-2016.

Call on:

18-06-2016
at 11:00 AM

Sd/-
MEMBER / PRM

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN

R.P.No.19 of 2015 in O.P.No.19 of 2014
APEPDCL & APSPDCL Vs. –

Petition seeking review of the order dt.05-06-2015 passed by the Commission in
O.P.No.19 of 2014.

Sri P. Shiva Rao, learned Standing Counsel for the petitioners and Sri. M. Venugopala Rao, objector are present.

Orders pronounced (vide separate order)

“35. Therefore, the deficit in meeting the Renewable Power Purchase Obligation under Regulation 1 of 2012 of this Commission by the petitioner for the years 2012-13 to 2016-17 shall be met by purchase of Renewable Energy or Renewable Energy certificates in each corresponding year from 2017-18 to 2021-22 respectively. This carry forward of the Renewable Power Purchase Obligation is in addition to the Renewable Power Purchase Obligation which the petitioner has to discharge each year under the corresponding regulation of this Commission to be made in succession to Regulation 1 of 2012 for the years 2017-18 to 2021-22. Any default by the petitioner in discharging the Renewable Power Purchase Obligation concerning any of the years from 2012-13 to 2021-22 will result in the petitioner becoming liable for the prescribed consequences for such default under Regulation 1 of 2012 or its successor regulation of this Commission. The petition is ordered accordingly. No costs”.

Sd/-
MEMBER / PRM

Sd/-
MEMBER / PR

Sd/-
CHAIRMAN