

Record of proceedings dated 04-11-2017

O.P.No. 46 of 2017

APSPDCL & APEPDCL Vs. APGENCO & A.P. Solar Power Corporation Ltd

Public hearing in the matter of petition filed under Section 86 (1) (b) of the Electricity Act, 2003 for approval of long term Power Purchase Agreement (PPA) signed by APDISCOMs with APGENCO on 01-07-2017 and to pass orders regulating the price for purchase of 400 MW solar power generated from the Ananthapuram – II Ultra Mega Solar Park proposed at Talaricheruvu (V), near Tadipatri, Anantapuramu District, AP @ the tariff of Rs.3.57 / Kwh.

Sri P. Shiva Rao, learned counsel for the petitioners; Sri. Adinarayana Rao, Director / Finance representing APGENCO (R-1); Sri. Adishesu, Managing Director , A.P. Solar Corporation Ltd (R-2) for the respondents and Sri. M. Venugopala Rao, Senior Journalist & Convener, Centre for Power Studies, learned objector are present.

For replies on the objections filed by the objectors, posted to 02-12-2017.

Call on:

02-12-2017
at 11:00 AM

Sd/-
MEMBER / PRM

Sd/-
MEMBER / PR

O.P.No. 47 of 2017

A.P. Power Development Company Ltd (APPDCL) Vs. APSPDCL & APEPDCL

Public hearing in the matter of application for determination of tariff for supply of electricity generated at the Sri Damodaram Sanjeevaiah Thermal Power Station (SDSTPS) (2 x 800 MW) to the APDISCOMs from 05-02-2015 for the rest of the control period of 2014-19 of 2 x 800 MW

Sri. K. Gopal Choudary, learned counsel for the petitioner, Sri. P. Shiva Rao, learned Standing Counsel for the respondents, Sri. M. Venugopala Rao, Senior Journalist &

Convener, Centre for Power Studies and Sri. M. Thimma Reddy, Convener, People's Monitoring Group on Electricity Regulation, learned objectors are present.

For replies on the objections filed by the objectors, posted to 02-12-2017.

Call on: 02-12-2017
at 11:00 AM

Sd/-
MEMBER / PRM

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O.P.No. 48 of 2017

APSPDCL & APEPDCL Vs. APGENCO

Public hearing in the matter of application filed under Section 21 (1), (5) of the A.P. Electricity Reform Act, 1998 for granting consent for the Amended and Restated PPA for 2 x 25 MW Nagarjuna Sagar Tail Pond Hydero Electric Station (NSTPHES) dated 02-08-2017

Sri P. Shiva Rao, learned counsel for the petitioners; Sri. Adinarayana Rao, Director / Finance representing respondent and Sri. M. Venugopala Rao, Senior Journalist & Convener, Centre for Power Studies, learned objector are present.

For replies on the objections filed by the objectors, posted to 02-12-2017.

Call on: 02-12-2017
at 11:00 AM

Sd/-
MEMBER / PRM

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MEMBER / PR

I.A.No. 5 of 2017 in O.P.No. 28 of 2016

APSPDCL Vs. ---NIL---

Public hearing In the matter of approval for additional surcharge from Open Access consumers during FY 2017-18 under Section 42 (4) of the Electricity Act, 2003

Sri P. Shiva Rao, learned Standing Counsel for the petitioners, Sri R. Shiva Kumar, representing AP Spinning Mills Association, Sri K. Gopal Choudary, learned Counsel representing (i) ITC Ltd., (ii) Small Hydro Power Developers Association, Sri Alladi Ravinder, learned counsel representing M/s. Sree Rayalaseema Alkalies and Allied Chemicals Ltd., Sri Aditya Eranki, Manager representing Indian Energy Exchange, Sri. Ajit Prasad Lenka representing Rashtriya Ispat Nigam Ltd, Sri. T. Vizhay Babu representing Sri Challa Gunaranjan, learned counsel representing (i) M/s. Parasakti Cement Industries Ltd., (ii) M/s. KCP Cement & Sugar Industries Ltd., (iii) M/s. GREENCO, (iv) M/s. Reddy Laboratories and (v) M/s. Mylan Laboratories are present.

For response of the petitioner on the additional objections filed by the objectors by 18-11-2017. At request, the matter is posted for hearing to 02-12-2017.

Call on:

02-12-2017
at 11:00 AM

Sd/-
MEMBER / PRM

Sd/-
MEMBER / PR

I.A.No. 6 of 2017 in O.P.No. 29 of 2016

APEPDCL Vs. ---NIL---

Public hearing In the matter of approval for additional surcharge from Open Access consumers during FY 2017-18 under Section 42 (4) of the Electricity Act, 2003

Sri P. Shiva Rao, learned Standing Counsel for the petitioners, Sri R. Shiva Kumar, representing AP Spinning Mills Association, Sri K. Gopal Choudary, learned Counsel representing (i) ITC Ltd., (ii) Small Hydro Power Developers Association, Sri Alladi Ravinder, learned counsel representing M/s. Sree Rayalaseema Alkalies and Allied Chemicals Ltd., Sri Aditya Eranki, Manager representing Indian Energy Exchange, Sri. Ajit Prasad Lenka representing Rashtriya Ispat Nigam Ltd, Sri. T. Vizhay Babu representing Sri Challa Gunaranjan, learned counsel representing (i) M/s. Parasakti Cement Industries Ltd., (ii) M/s. KCP Cement & Sugar Industries Ltd., (iii) M/s. GREENCO, (iv) M/s. Reddy Laboratories and (v) M/s. Mylan Laboratories are present.

For response of the petitioner on the additional objections filed by the objectors by 18-11-2017. At request, the matter is posted for hearing to 02-12-2017.

Call on:

02-12-2017
at 11:00 AM

Sd/-
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I.A.No. 22 of 2017 in R.P.No. 1 of 2017 in O.P.No. 25 of 2016

APSPDCL Vs. --NIL--

Public hearing in the matter of petition seeking revision of the order issued by the Commission for implementation of Domestic Efficient Fans Programme (DEFP) in seven districts in its area of operation (except Krishna District) under Demand Side Management Programme, vide order dated 03-06-2017 passed in R.P.No. 1 of 2017 in O.P.No. 25 of 2016 (seeking revision of cost of 5 Star rated fans due to enforcement f GST)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner is present.

Heard. For orders, posted to 06-11-2017 at 03.00 PM.

Call on:

06-11-2017
at 03:00 PM

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MEMBER / PR

I.A.No. 23 of 2017 in R.P.No. 2 of 2017 in O.P.No. 22 of 2016

APEPDCL Vs. ---NIL---

Public hearing in the matter of Petition seeking revision of the order issued by the Commission for implementation of Domestic Efficient Fans Programme (DEFP) in its area of operation (except Narasapuram Revenue Division in W.G. District) under Demand Side Management Programme, vide order dated 03-06-2017 passed in R.P.No. 2 of 2017 in O.P.No. 22 of 2016 (seeking revision of cost of 5 Star rated fans due to enforcement f GST)

Sri P. Shiva Rao, learned Standing Counsel for the petitioner is present.

Heard. For orders, posted to 06-11-2017 at 03.00 PM.

Call on:

06-11-2017
at 03:00 PM

Sd/-
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Public hearing in the matter of Procurement of 400 MW Power from M/s. Simhapuri Energy Limited for a period of 12 years against 1000 MW Bids using imported coal from captive mines as fuel under long term by APSPDCL under DBFOO bidding - Approval for tariff adoption under Section 63 of the Electricity Act 2003.

Sri K. Gopal Choudary, learned counsel for M/s. Simhapuri Energy Limited, Sri P. Shiva Rao, learned Standing Counsel for APSPDCL, Sri. K. Kishore Kumar representing Sri. I.V. Siddivardhana, learned counsel for M/s. Meenakshi Energy Ltd (Implead petitioner), Sri M. Venugopala Rao, Senior Journalist & Convener, Centre for Power Studies, Sri. M. Thimma Reddy, Convener, People's Monitoring Group on Electricity Regulation, learned objectors and Sri R. Shiva Kumar, representing AP Spinning Mills Association, learned objectors are present.

At request of the learned Standing Counsel for APSPDCL, the matter is posted to 25-11-2017.

Call on:

25-11-2017
at 11:00 AM

Sd/-
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MEMBER / PR

O.P. No. 57 of 2014 & I.A. No. 8 of 2015

Sardar Power Pvt Ltd Vs. APEPDCL

Petition filed for determination of capital cost and consequent re-determination of tariff for the first 10 years of operation with effect from 17.07.2008 (being COD of the project) pursuant to the Judgment of Hon'ble ATE dt. 20.12.2012 in Appeal No. 172 of 2011 and batch

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

Information / documents submitted by the petitioner on 03-11-2017 as directed by the Commission. At request of the parties, the matter is posted to 02-12-2017.

Call on: 02-12-2017
at 11:00 AM

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Sd/-
MEMBER / PR

O.P. No. 11 of 2015

APSPDCL & APEPDCL Vs. Konaseema Gas Power Ltd

Petition under Section 86 (1) (b) and (f) of the Electricity Act, 2003 to delete Clause reflecting alternate fuel in the definition of "Fuel" in the PPA entered by M/s. Konaseema Gas Power Ltd., with APTRANSCO, APDISCOMs,

Sri P. Shiva Rao, learned Standing Counsel for the petitioners and Sri. E. Satish Kumar, learned counsel for the respondent are present.

At request of the parties, the matter is posted to 23-12-2017 for hearing.

Call on: 23-12-2017
at 11:00 AM

Sd/-
MEMBER / PRM

Sd/-
MEMBER / PR

I.A.No. 21 of 2017 in O.P. No. 3 of 2011

M/s. Metkore Alloys & Industries Ltd Vs. APEPDCL

Petition under Section 62 r/w 86 of the Electricity Act, 2003 for revisiting of the conditions stipulated in the Retail Supply Tariff Order for the FY 2011-12 for the Category of HT-1 (b) consumers

Sri T. Vizhay Babu representing Sri. Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

Counter filed by Sri P. Shiva Rao, learned Standing Counsel for the respondent. For rejoinder, posted to 25-11-2017.

Call on:

25-11-2017
at 11:00 AM

Sd/-
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MEMBER / PR

O.P. No. 37 of 2017 & I.A.No. 13 of 2017

M/s. Tata Power Renewable Energy Ltd. Vs. APSPDCL & 3 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulations, 1999 challenging deduction of the Generation Based Incentive (GBI) amount from the payments due to the petitioner on account of energy supplied under the PPA Dt. 31-10-2016 and to refund the same with interest

Sri T. Vizhay Babu representing Sri. Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Time extended for counter, posted to 25-11-2017.

Call on:

25-11-2017
at 11:00 AM

Sd/-
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O.P. No. 38 of 2017 & I.A.No. 14 of 2017

M/s. JED Solar Parks Pvt Ltd. Vs. APSPDCL & 3 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulations, 1999 challenging deduction of the Generation Based Incentive (GBI) amount from the payments due to the petitioner on account of energy supplied under the PPA Dt. 31-10-2016 and to refund the same with interest

Sri T. Vizhay Babu representing Sri. Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Time extended for counter, posted to 25-11-2017.

Call on: 25-11-2017
at 11:00 AM

Sd/-
MEMBER / PRM

Sd/-
MEMBER / PR

O.P. No. 39 of 2017 & I.A.No. 15 of 2017

M/s. POLY Solar Parks Pvt Ltd. Vs. APSPDCL & 3 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulations, 1999 challenging deduction of the Generation Based Incentive (GBI) amount from the payments due to the petitioner on account of energy supplied under the PPA Dt. 31-10-2016 and to refund the same with interest

Sri T. Vizhay Babu representing Sri. Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Time extended for counter, posted to 25-11-2017.

Call on: 25-11-2017
at 11:00 AM

Sd/-
MEMBER / PRM

Sd/-
MEMBER / PR

O.P. No. 49 of 2017
M/s. Southern Rocks & Minerals Pvt. Ltd Vs. APSLDC & 2 others

Petition under Section 86(1) (f) of the Electricity Act, 2003 r/w Clause 15 of Regulation 2 of 2006 & APERC (Conduct of Business) Regulations, 1999 to declare the date of commissioning of its solar plant (1.03 MW) as 16-06-2016 and to extend the benefits and incentives provided under G.O.Ms.No.8 dated 12-02-2015 as adopted in Regulation No.1 of 2016 & Regulation No. 2 of 2016 by allowing banking facility and scheduling of energy enabling petitioner to utilize the same for its captive use

Sri T. Vizhay Babu representing Sri. Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

For counter, posted to 23-12-2017.

Call on: 23-12-2017
at 11:00 AM

Sd/-
MEMBER / PRM

Sd/-
MEMBER / PR

O.P. No. 27 of 2016
Shri Girija Alloy & Power (I) Ltd Vs. APTRANSCO & APEPDCL

Petition under Section 86 (1) (f) r/w Section 46 of the Electricity Act, 2003 seeking directions to refund the excess of development charges paid i.e., Rs.3,12,60,226/- with subsequent interest at 18%

Sri Vinu Nair, Liaison Officer representing the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

At request, the matter is posted to 02-12-2017.

Call on: 02-12-2017
at 11:00 AM

Sd/-
MEMBER / PRM

Sd/-
MEMBER / PR

O.P. No.50 of 2017 & I.A. No. 24 of 2017

M/s. Axis Wind Farms (Anantapur) Private Ltd Vs. APSPDCL & APPCC /
APTRANSCO

Petition under Section 86(1) (f) of the Electricity Act, 2003 r/w Conduct of Business Regulations, for issuing directions to the respondents to release the payment forthwith for the power supplied to them pursuant to the PPA's dated 30.11.20116.

Application for interim directions under Section 151 of the Code of Civil Procedure, 1908

Sri Deepak Chowdary, learned counsel representing Sri. S.V.S. Chowdary, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

At request of Sri P. Shiva Rao, learned Standing Counsel for the respondents, for filing of counter in I.A., posted to 18-11-2017.

Call on:

18-11-2017
at 11:00 AM

Sd/-
MEMBER / PRM

Sd/-
MEMBER / PR