Record of proceedings dated 18-06-2016

RP No.1 / 2010 in O.P.Nos.17 to 20 / 2008 M/s. RPP Ltd Vs DISCOMs

Petition for reviewing the tariff order dated 20.03.2009 in O.P.Nos.17 to 20 of 2008 in respect of wheeling tariff for FY 2009-10 to 2013-14 and RST for FY 2009-10.

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence,

posted to 03-09-2016.

Call on:

03-09-2016 at 11:00 AM

Sd/-MEMBER / PRM

Sd/-MEMBER / PR Sd/-CHAIRMAN

RP No.2 / 2010 in O.P.No.21 / 2008 M/s. RPP Ltd Vs APTRANSCO

Petition for review of tariff order dated 20.03.2009 in O.P. No.21 of 2008 in respect of transmission tariff for FY 2009-10 to 2013-14.

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondent are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 03-09-2016.

Call on:

03-09-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR

RP No.3 / 2010 in O.P.Nos.17 to 20 / 2008 KCP & 2 others Vs APPCC, APTRANSCO & DISCOMs

Petition for reviewing the tariff order dated 20.03.2009 in O.P. No.s 17 to 20 of 2008 in respect of wheeling tariff for FY 2009-10 to 2013-14 and RST for FY 2009-10.

Sri Challa Gunaranjan, learned counsel for the petitioners and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 03-09-2016.

Call on:

03-09-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR Sd/-CHAIRMAN

RP No.4 / 2010 in O.P. No. 21 / 2008 KCP & 2 others Vs APPCC, APTRANSCO & DISCOMs

Petition for review of tariff order dated 20.03.2009 in O.P. No.s 17 to 20 of 2009 in respect of transmission tariff for FY 2009-10 to 2013-14.

Sri Challa Gunaranjan, learned counsel for the petitioners and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence,

posted to 03-09-2016.

Call on:

03-09-2016 at 11:00 AM

Sd/-MEMBER / PRM

Sd/-MEMBER / PR

RP No.5 / 2010 in OP Nos.17 to 20 / 2008 Small Hydro Power Developers Association & 16 others Vs DISCOMs

Petition for reviewing the tariff order dated 20.03.2009 in O.P.Nos.17 to 20 of 2008 in respect of wheeling tariff for FY 2009-10 to 2013-14 and RST for FY 2009-10.

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

The matters are stated to be still pending before the Hon'ble Supreme Court. Hence, posted to 03-09-2016.

Call on:

03-09-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR Sd/-CHAIRMAN

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 is present.

Sri P. Shiva Rao, learned Standing Counsel for the petitioners is present and ready.

There was no representation on behalf of the respondent like on the last occasion.

Hence, posted as last chance for counter and hearing to 30-07-2016.

Call on:

30-07-2016 at 11:00 AM

Sd/-MEMBER / PRM

Sd/-MEMBER / PR

O.P.No.20 of 2015 Empee Power Co (I) Ltd Vs APSPDCL

Petition u/s 62 r/w 86 (1) of the Electricity Act, 2003 for revision of tariff specified under Article 2.2 of the Power Purchase Agreement dated 23.05.2007

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondent are present.

At request of the learned counsel for both parties, posted to 30-07-2016.

Call on:

30-07-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR Sd/-CHAIRMAN

O.P No.50 of 2013 & I.A.No.26 of 2013 M/s. KCP Limited Vs APTRANSCO & SPDCL & 2 others

Petition u/s 86 (1) (f) of the Electricity Act, 2003 in relation to billing on reactive power surcharge on reactive power drawn by the petitioner's Mini-Hydel project under the amended and restated Power Wheeling & Purchase Agreement dt. 17.03.1999

Interlocutory Application No. 26 of 2013, also filed by the petitioner for stay of collection of demand for reactive power surcharge and surcharge thereon under the APERC (Conduct of Business) Regulations, 1999

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

At request of the learned counsel for both parties, posted to 30-07-2016. Interim direction granted earlier shall continue till the next date of hearing.

Call on:

30-07-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR

O.P.No.51 of 2014 & I.A.No.14 of 2014 M/s. Shree Jayalakshmi Powercorp Ltd Vs APTRANSCO & APSPDCL & 2 others

Petition filed under Section 86 (1) (f) of the Electricity Act, 2003 in relation to billing on reactive power surcharge on reactive power drawn by petitioner (Mini Hydel Power Plant) under Amended and Restated Power Wheeling & Purchase Agreement dt. 03.09.1998 and the application for interim relief

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

At request of the learned counsel for both parties, posted to 30-07-2016. Interim

direction granted earlier shall continue till the next date of hearing.

Call on:

30-07-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR

Sd/-CHAIRMAN

O.P.No.52 of 2014 & I.A.No.15 of 2014 M/s. Espar Pak Ltd Vs APTRANSCO & APSPDCL & 2 others

Petition filed under Section 86 (1) (f) of the Electricity Act, 2003 in relation to billing on reactive power surcharge on reactive power drawn by petitioner (Mini Hydel Power Plant) under Power Wheeling & Purchase Agreement dt. 11.01.2000 and the application for interim relief

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

At request of the learned counsel for both parties, posted to 30-07-2016. Interim

direction granted earlier shall continue till the next date of hearing.

Call on:

30-07-2016 at 11:00 AM

Sd/-CHAIRMAN

Sd/-MEMBER / PRM Sd/-

MEMBER / PR

O.P.No.53 of 2014 & I.A.No.16 of 2014 M/s. Tirumala Cotton & Agro Pvt Ltd Vs APTRANSCO & APSPDCL & 2 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 in relation to billing on reactive power surcharge on reactive power drawn by petitioner (Mini Hydel Power Plant) under Amended and Restated Power Wheeling & Purchase Agreement dt. 19.10.2000 and the application for interim relief

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

At request of the learned counsel for both parties, posted to 30-07-2016. Interim

direction granted earlier shall continue till the next date of hearing.

Call on:

30-07-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR Sd/-CHAIRMAN

O.P.No.54 of 2014 & I.A.No.17 of 2014 M/s. Akshay Profiles Pvt Ltd Vs APTRANSCO & APSPDCL & 2 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 in relation to billing on reactive power surcharge on reactive power drawn by petitioner (Mini Hydel Power Plant) under Power Purchase & Wheeling Agreement dt. 11.01.2000 and the application for interim relief

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

At request of the learned counsel for both parties, posted to 30-07-2016. Interim

direction granted earlier shall continue till the next date of hearing.

Call on:

30-07-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR

O.P.No.55 of 2014 & I.A.No.1 of 2015 M/s. RPP Ltd Vs APSPDCL

Petition under Section 86 (1) (f) of the Electricity Act, 2003 seeking dispute with regard to the demands for surcharge for reactive energy and delayed payment surcharge thereon in respect of Mini Hydel Power Plant of the petitioner

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondent are present.

At request of the learned counsel for both parties, posted to 30-07-2016. Interim

direction granted earlier shall continue till the next date of hearing.

Call on:		30-07-2016 at 11:00 AM
Sd/-	Sd/-	Sd/-
MEMBER / PRM	MEMBER / PR	CHAIRMAN

O.P.No.58 of 2014 & I.A.No.18 of 2014 M/s. Sri Dhanalakshmi Cotton & Rice Mills Pvt Ltd Vs APTRANSCO & APSPDCL & 2 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 in relation to billing on reactive power surcharge on reactive power drawn by petitioner (Mini Hydel Power Plant) under Amended and Restated Power Wheeling & Purchase Agreement dt. 25.07.1998 and the application for interim relief

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

At request of the learned counsel for both parties, posted to 30-07-2016. Interim

direction granted earlier shall continue till the next date of hearing.

Call on:

30-07-2016 at 11:00 AM

Sd/-CHAIRMAN

Sd/-MEMBER / PRM

Sd/-MEMBER / PR

O.P.No.10 of 2015

Lanco Kondapalli Power Ltd Vs APPCC, APSPDCL & APEPDCL

Petition under Section 86 (1) (f) of the Electricity Act, 2003 claiming reimbursement of Bank Guarantee Commission being part of Finance & Procurement costs

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

At request of the parties, posted to 06-08-2016.

Call on:

06-08-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR Sd/-CHAIRMAN

O.P.No.31 of 2015

M/s. Jocil Ltd Vs APSPDCL

Petition filed under Section 86 (1) (f) of the Electricity Act, 2003 for the payment of the differential variable cost of surplus power supplied

Sri K. Gopal Choudary, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondent are present.

At request of learned counsel for parties, posted to 06-08-2016.

Call on:

06-08-2016 at 11:00 AM

Sd/-MEMBER / PRM

Sd/-MEMBER / PR

O.P.No.32 of 2015

M/s. ITC Ltd Vs APTRANSCO & APSLDC

Petition under Sections 62(6), 142 & 146 of the Electricity Act, 2003 for recovery of transmission charges collected contrary to Transmission Tariff Order dated 09-05-2015 and interest thereon

Sri K. Gopal Choudary, 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 taking

steps for payment of principal amount due, posted to 25-06-2016.

Call on:

25-06-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR Sd/-CHAIRMAN

O.P.No.7 of 2016

M/s. Rain CII Carbon (Vizag) Ltd. Vs APSLDC & APEPDCL

Petition under Section 86 (1) (e) r/w Clause 9 of Regulation 1 of 2012 seeking exemption from Renewable Power Purchase Obligation

Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

Time extended for filing rejoinder at request of Sri Challa Gunaranjan, learned counsel for the petitioner, posted to 23-07-2016.

Call on:

23-07-2016 at 11:00 AM

Sd/-MEMBER / PRM

Sd/-MEMBER / PR

R.P. No.11 of 2015 in O.P.No.39 of 2014 Empee Power Co (I) Ltd Vs APPCC, APTRANSCO & APSPDCL

Petition for review of the Commission's order dated 23-05-2015 in O.P.No.39 of 2014 Sri Challa Gunaranjan, learned counsel for the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Sri Challa Gunaranjan, learned counsel for the petitioner submitted that no "C" forms are issued for import of coal through I.C. transactions and hence no such "C" forms are available in respect of the transactions in question. Learned counsel also submitted that there is no further written response and the matter may be heard. Hence, posted for hearing to 30-07-2016.

Call on:

30-07-2016 at 11:00 AM

Sd/-MEMBER / PRM

Sd/-MEMBER / PR

Sd/-CHAIRMAN

I.A.No.2 of 2016 in R.P.No.13 of 2015 in O.P.No.39 of 2014 APPCC, APTRANSCO & APSPDCL Vs Empee Power Co (I) Ltd

Petition for review of the Commission's order dated 23-05-2015 in O.P.No.39 of 2014

Sri P. Shiva Rao, learned Standing Counsel for the petitioners and Sri Challa Gunaranjan, learned counsel for the respondent are present.

Sri Challa Gunaranjan, learned counsel for the respondent submitted that no "C" forms are issued for import of coal through I.C. transactions and hence no such "C" forms are available in respect of the transactions in questions. Learned counsel also submitted that there is no further written response and the matter may be heard. Hence, posted for hearing to 30-07-2016.

Call on:

30-07-2016 at 11:00 AM

Sd/-MEMBER / PRM

O.P.No.33 of 2015 M/s. Indo National Ltd Vs APTRANSCO & APSPDCL

Petition under Section 86 (1) (f) of the Electricity Act, 2003 seeking direction to facilitate Energy Banking facility by the Respondent No. 2 for 1 MW Grid Interactive Solar P.V. Power Plant installed at the factory premises for captive use

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

Orders pronounced (vide separate order)

"8. Therefore, the respondents are directed to allow the energy banking facility to the petitioner as per Regulation 2 of 2006 as amended from time to time in respect of the petitioner's 1 MW solar PV captive power plant at Tada, Sri Potti Sri Ramulu Nellore District, Andhra Pradesh. The petition is allowed accordingly, without costs".

Sd/-MEMBER / PRM

Sd/-MEMBER / PR

Sd/-CHAIRMAN

O.P.No.12 of 2015 Indira Power Pvt Ltd Vs APSPDCL & 7 others

Petition under Section 86 (1) (f) of the Electricity Act, 2003 read with Regulation 55 of the APERC (Conduct of Business) Regulations, 1999 seeking declaration that the petitioner's 700 kWp Solar PV power plant is entitled to draw power without a High Tension Service Connection with minimum contacted demand of 70 kVA & other reliefs.

Sri Vinod Kumar, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are present.

Sri Vinod Kumar, learned counsel for the petitioner and Sri P. Shiva Rao, learned

Standing Counsel for the respondents are heard. For orders, posted to 30-07-2016.

Call on:

Sd/-MEMBER / PRM Sd/-MEMBER / PR at 11:00 AM

30-07-2016

O.P.No.68 of 2012 Axis Wind Energy Ltd. & others Vs GoAP & others

Petition seeking framing guidelines determining evacuation policy and wheeling charges for captive generation or sale to third parties

Sri Y. Anantharam, learned counsel representing Sri S.V.S. Choudary, learned counsel for the petitioners and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

Orders pronounced (vide separate order)

"16. Therefore, the request of the petitioners in O.P.No.68 of 2012 for consideration of the prayers (a), (e) and (f) and the request of the petitioners in R.P.No.4 of 2013 for consideration of the prayers (b) and (e), while not pressing for consideration of other reliefs claimed by them, are not considered for the present and Regulation 1 of 2015 of this Commission shall be allowed to operate un-interfered with for a reasonable period. The petitioners, if required, are at liberty to approach this Commission invoking its jurisdiction to reconsidered by filing appropriate petitions in accordance with law before this Commission after expiry of such reasonable time. Both the petitions are ordered accordingly. The parties shall bear their own costs".

Sd/-
MEMBER / PRMSd/-
MEMBER / PRSd/-
CHAIRMANR.P.No.4 of 2013 in O.P.No.13 of 2012
Axis Energy Ventures (India) Pvt. Ltd & others Vs Indian Wind Energy Association
(InWEA) & DISCOMs

Petition u/s 94 (1) (f) of the Electricity Act, 2003 for review of the order in O.P. No. 13 of 2012 dated 15.11.2012

Sri Y. Anantharam, learned counsel representing Sri S.V.S. Choudary, learned counsel for the petitioners and Sri P. Shiva Rao, learned Standing Counsel for the respondents are present.

"16. Therefore, the request of the petitioners in O.P.No.68 of 2012 for consideration of the prayers (a), (e) and (f) and the request of the petitioners in R.P.No.4 of 2013 for consideration of the prayers (b) and (e), while not pressing

for consideration of other reliefs claimed by them, are not considered for the present and Regulation 1 of 2015 of this Commission shall be allowed to operate un-interfered with for a reasonable period. The petitioners, if required, are at liberty to approach this Commission invoking its jurisdiction to reconsider the questions involved in the five reliefs which they are requesting to be considered by filing appropriate petitions in accordance with law before this Commission after expiry of such reasonable time. Both the petitions are ordered accordingly. The parties shall bear their own costs".

Sd/-MEMBER / PRM

Sd/-MEMBER / PR

Sd/-CHAIRMAN

O.P.No.20 of 2016 & IA.Nos.7 & 8 of 2016 M/s. ACME Jaisalmer Solar Power Pvt. Ltd Vs APSPDCL

Petition u/s 86 (1) (f) of the Electricity Act, 2003 r/w Article 9 of the PPA dt. 05-12-2014 r/w Regulation Nos. 55 (Saving of inherent power of the Commission), 57 (Power to remove difficulties) and 59 (Extension or abridgment of time prescribed) of the APERC (Conduct of Business) Regulations, 1999 and Regulation 85 (Power to relax) of CERC (Terms & Conditions for tariff determination from renewable energy sources) Regulations, 2012 seeking extension of COD for actual delay of 70 days.

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

Counter of the respondent filed in the main petition and Sri P. Shiva Rao, learned Standing Counsel for the respondent requested that the same may be treated as counter in the Interlocutory Applications also. For rejoinder, at request of Sri P. Vikram, learned counsel for the petitioner, posted to 23-07-2016. The interim restraint against invoking subject bank guarantee or taking any other coercive action granted on 04-06-2016 shall stand extended till the next date of hearing.

Call on:

23-07-2016 at 11:00 AM

Sd/-CHAIRMAN

Sd/-MEMBER / PRM

- 13 -

Sd/-

MEMBER / PR

O.P.No.19 of 2016

APEPDCL & APSPDCL Vs Hinduja National Power Corporation Ltd (HNPCL)

Petition for grant of approval of PPA to 1040 MW (2 x 520 MW) coal fired power station of HNPCL under section 86 (1) (b) of the Electricity Act, 2003

Sri P. Shiva Rao, learned Standing Counsel for the petitioners, Sri Sridhar Prabhu, Ravi Charan and Sri Venkateswara Rao, learned counsel for the respondent, Sri M. Venugopala Rao, Senior Journalist and Sri M. Thimma Reddy, Convenor, People's Monitoring Group on Electricity Regulation are present in person, though objections are received from others, those four objectors were not present.

For counter of respondents and for hearing, post along with O.P.No.21 of 2015.

Call on: 23-07-2016 at 11:00 AM

Sd/-MEMBER / PRM Sd/-MEMBER / PR Sd/-CHAIRMAN

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, Sri Ravi Charan, Sri Venkateswara Rao, learned counsel for the petitioner, Sri P. Shiva Rao, learned Standing Counsel for the respondents, Sri M. Venugopala Rao, Senior Journalist and Sri M. Thimma Reddy, Convenor, People's Monitoring Group on Electricity Regulation are present.

The respondents filed an Interlocutory Application (I.A.No.9 of 2016) requiring a detailed

breakup of the estimated project cost from June, 2010 to the date of filing of O.P.No.21

of 2015. Sri Sridhar Prabhu requested time for filing his counter or for furnishing the

information. Sri Sridhar Prabhu, learned counsel for the petitioner filed a further request

which the learned counsel desired to be treated as part of I.A.No.5 of 2016 and he is

requesting for restructuring the interim tariff already permitted into the two-part structure making energy charge as pass through and a fixed charge or atleast 95% of it, subject to filing proof after final tariff is ordered. Sri P. Shiva Rao, learned Standing Counsel for the respondents, Sri M. Venugopala Rao and Sri M. Thimma Reddy, learned objectors requested time for filing their responses to the said request, copies of which are served on them. Sri Sridhar Prabhu, learned counsel for the petitioner brought to notice that the payment of interim tariff ordered earlier reaches its end by 30-06-2016 and he desired that the revised interim tariff requested by him may be permitted even from now. Sri P. Shiva Rao, learned Standing Counsel for the respondents submitted that such a revision can be considered only after full material is placed before the Commission. Therefore, it will be in the interests of justice to continue payment of interim tariff as already ordered upto 31-07-2016 and hear the request for interim revision of the interim tariff, as prayed for today, on the next date of hearing after receiving responses of the respondents and the learned objectors. Hence, posted to 23-07-2016 for compliance with the above directions in the interlocutory proceedings. Respondents 1 and 2 can continue to pay the interim tariff of Rs.3.61 ps per unit to the petitioner from 01-07-2016 to 31-07-2016 also proportionately for the power respectively received by them which directions are without prejudice to the rights and contentions of both parties in the main petition O.P.No.21 of 2016 and also in any proceedings arising out of any agreement between the parties. This interim direction is without prejudice to the right of the either party to approach this Commission to provide further appropriate interim directions they may wish to seek from this Commission which liberty was given by the orders dated 01-03-2016. Call on 23-07-2016.

Call on:

Sd/-MEMBER / PRM Sd/-MEMBER / PR 23-07-2016 at 11:00 AM Sd/-CHAIRMAN

APSPDCL Vs M/s. NILE Ltd

APSPDCL submitted a draft amendment PPA in respect of 2 MW Wind Power Project set up by M/s. NILE Ltd., at Ramagiri, Anantapurram District, whose PPA period of 20 years expired on 29-08-2015 and now extended for a further period of 10 years i.e., from 30-08-2015 to 29-08-2025 with a tariff @ 2.23 paise per unit (including taxes and duties) to be paid for delivered energy and sought the consent of the Commission.

Sri P. Shiva Rao, learned Standing Counsel for the petitioner, Sri V. Satya Prasad, General Manager (Projects) representing the respondent, Sri T.V. Subramanian, representing M/s. Weizmann Ltd., and Sri M. Venugopala Rao representing Centre for Power Studies are present and heard. The submissions of Sri T.V. Subramanian in writing and before the Commission orally are basically about issues involving a group of wind farm developers which are beyond the scope of the present consideration concerning the draft amendment of the Power Purchase Agreement for which consent of the Commission is sought for. Even before the matter is placed in the public domain, the office of the Commission obtained further information seeking a working sheet and parameters concerned for arriving at the unit rate for the extended period of the Power Purchase Agreement. The Discoms submitted the said information also and the contents of the amended agreement do not even remotely indicate any undue favour at the cost of the public interest to the developer and in fact it is a lower tariff which remained static for the interim period of 10 years that has been agreed to with a further rider about the losses at 3.8%. Hence there appear absolutely no valid reasons or grounds which hinder positive consideration of the request of the Discoms and the request of APSPDCL for approval of the draft amendment Power Purchase Agreement is accepted and the consent is subject to the amendment agreement being duly executed on the required stamp paper and submitted to the Commission within 45 days of this order.

Sd/-MEMBER / PRM

O.P.No.8 of 2016

M/s. PMC Power Pvt. Ltd Vs APSPDCL

Petition for determination of tariff for the 11th year to 20th year of operation in respect of its mini-hvdel power project in compliance with judgment dated 20-01-2016 of the Hon'ble ATE in Appeal No. 268 of 2014

Sri M. Sreepathi Rao, Managing Director representing the petitioner and Sri P. Shiva Rao, learned Standing Counsel for the respondent are present.

Orders pronounced (vide separate order).

Fair orders will be placed on the website of the Commission on 22-06-2016 (Wednesday).

Sd/-MEMBER / PRM

Sd/-MEMBER / PR

Sd/-CHAIRMAN

Sd/-

O.P.No.9 of 2016

M/s. Bhavani Hydro Power Projects Pvt. Ltd Vs APSPDCL

Petition for determination of tariff for the 11th year to 20th year of operation in respect of its mini-hydel power project in compliance with judgment dated 20-01-2016 of the Hon'ble ATE in Appeal No. 268 of 2014

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

Orders pronounced (vide separate order).

Fair orders will be placed on the website of the Commission on 22-06-2016 (Wednesday).

Sd/-Sd/-MEMBER / PRM MEMBER / PR **CHAIRMAN** O.P.No.10 of 2016 M/s. NCL Industries Ltd Vs APSPDCL

Petition for determination of tariff for the 11th year to 20th year of operation in respect of its mini-hydel power project in compliance with judgment dated 20-01-2016 of the Hon'ble ATE in Appeal No. 268 of 2014

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

Orders pronounced (vide separate order).

Fair orders will be placed on the website of the Commission on 22-06-2016 (Wednesday).