

Schedule of hearings before APERC as on 11-02-2020

PUBLIC HEARING SCHEDULED ON 14-02-2020 (Friday) at 11.00 AM

S.No.	Case No.	Petitioner	Respondent	Subject / Prayer
1	O.P.No.50 of 2019 & Batch (I.A.No.14 of 2019 in O.P. Nos. 1 & 2 of 2016 I.A.No.15 of 2019 in O.P. Nos. 28 & 29 of 2016 I.A.No.26 of 2019 in O.P. Nos. 60 & 61 of 2017)	APSPDCL and APEPDCL	--NIL--	Petition filed by APDISCOMs for determination of true-up for Retail Supply Business for FY 2014-15 in accordance with the APERC (Terms & Conditions for determination of tariff for Wheeling and Retail Sale of Electricity) Regulation No. 4 of 2005 and amendments issued from time to time
2	O.P.No. 46 of 2017	APSPDCL & APEPDCL	APGENCO & A.P. Solar Power Corporation Ltd	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 .
HEARING SCHEDULED ON 14-02-2020 (Friday) at 11.00 AM				
S.No.	Case No.	Petitioner	Respondent	Subject / Prayer
3	O.P. No. 57 of 2014 & I.A. No. 8 of 2015	Sardar Power Pvt Ltd	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
4	O.P.No.46 of 2019 & Batch O.P.No. 48 of 2019 O.No. 49 of 2019 O.P.No.51 of 2019	M/s. Nava Bharat Ventures Ltd	APEPDCL & Dy. CCA (PSS),APPC	Petition under Section 86 (1) (f) of Electricity Act, 2003 challenging the unilateral re-categorization of the petitioner's category falling under HT (I) in terms of Article 2.5 of PPA dt.06.05.2006 to HT (II) (F) despite exercising option to continue under existing category and adjustment and/or withholding of the charges levied on import of power for the FY 2018-19, computed as per HT (II) (F) tariff without any intimation of the same.
5	O.P. No. 43 of 2019 & I.A.No.17 of 2019	M/s. ITC Limited	APSPDCL & 3 others	Petition under Section 86(1)(b) and 86(1)(f) of the Electricity Act, 2003 read with Regulation 55 of the APERC (Conduct of Business) Regulations,1999 for directions to be issued to the Respondents in relation to making payment for the energy injected into the grid owing to unlawful denial of open access in compliance with the order dated 13.06.2016 passed by the Central Electricity Regulatory Commission Interlocutory application filed by APSLDC (R-4) under Clause 55 of APERC (Conduct of Business) Regulations to reject the O.P.No.43 of 2019 on the ground that it is barred by law of limitation of 3 years
6	I.A.No.1 of 2020 in O.P. No. 74 of 2019 & I.A. No.27 of 2019	M/s.Azure Power India Pvt. Ltd	APSLDC, APTRANSCO, APEPDCL, NTPC & MNRE	Petition filed by the petitioner under Section 33(4) read with Section 86(1)(e), 86(1)(f), and 86(1)(k) of the Electricity Act, 2003, and Regulation 8 of the Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 1999 as amended from time to time, inter alia seeking direction(s) to the Respondents to implement the MUST RUN status accorded to the Petitioner's Solar Projects in letter and spirit, refrain from illegally curtailing the solar energy generated therefrom and compensate the Petitioner for the unlawful and arbitrary curtailment of generation from the Petitioner's Solar Project I.A.No.27 of 2019 filed by the petitioner under Regulation 16 read with Regulation 55 of the Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 1999 as amended from time to time, inter alia seeking interim direction(s) to the Respondents to implement the MUST RUN status accorded to the Petitioner's Solar Project in letter and spirit, and to produce the documents specified in the application which are necessary for the purpose of enabling the Commission to pass orders for adjudication of the Original Petition. I.A.No.1 of 2020 filed by the petitioner (Affidavit-cum-Memo in O.P.No. 74 of 2019) seeking early hearing in view of consistent curtailment of generation of power from petitioner's project by Respondent No.1 is numbered as I.A.No. 1 of 2020 in O.P.No.74 of 2019 and listed to 14-02-2019 along with O.P. No.74 of 2019 & I.A.No.27 of 2019 instead of 25-02-2020.

	I.A.No. 2 of 2020 in O.P. No. 61 of 2019 & IA No. 20 of 2019	M/s. SBG Cleantech Project Co Pvt. Ltd	APSLDC, APTRANSCO, APEPDCL, NTPC & MNRE	<p>Petition u/s 33 (4) read with Sections 86 (1) (e), 86 (1) (f) and 86 (1) (k) of the Electricity Act, 2003 and Regulation 8 of the APERC (Conduct of Business) Regulations, 1999 as mended from time to time, inter-alia, seeking direction(s) to the respondents to implement the MUST RUN status accorded to the petitioner's Solar Project in letter and spirit, refrain from illegally curtailing the solar energy generated therefrom, and compensate the petitioner for the unlawful and arbitrary curtailment of generation from the petitioner's Solar Project</p> <p>I.A.No.20 of 2019 filed by the petitioner under Regulation 16 read with Regulation 55 of the APERC (Conduct of Business) Regulations, 1999 as mended from time to time, inter-alia, seeking interim direction(s) to the respondents to implement the MUST RUN status accorded to the petitioner's Solar Project in letter and spirit and to produce documents specified hereunder which are necessary for the purpose of enabling this Commission to pass order for adjudication of the petition filed under Section 33 (4) read with Section 86 (1) (e), 86 (1)(f) and 86 (1) (k) of the Electricity Act, 2003.</p> <p>I.A.No.2 of 2020 filed by the petitioner (Affidavit-cum-Memo in O.P.No. 61 of 2019) seeking early hearing in view of consistent non-compliance by Respondent No.1 of the Commission's order dated 31-12-2019 is numbered as I.A.No. 2 of 2020 in O.P.No.61 of 2019 and listed to 14-02-2019 along with O.P. No.61 of 2019 & I.A.No.20 of 2019 instead of 25-02-2020.</p>
7	O.P.No.34 of 2019	M/s. JSW Power Trading Company Ltd	APSPDCL	<p>Petition under Sections 86 (1) (f) & other applicable provisions of the Electricity Act, 2003 and Regulations made thereunder seeking direction to respondent for payment of unlawfully withheld amount including interest for the supply of energy to respondent under Purchase Order dated 21-08-2014 and Power Purchase Agreement dated 29-09-2014.</p> <p>Re-opened the matter</p>

PUBLIC HEARING SCHEDULED ON 18-02-2020 (Tuesday) at 11.00 AM

S.No.	Case No.	Petitioner	Respondent	Subject / Prayer
1	O.P. No.33 of 2019 & O.P.No.35 of 2018	APSPDCL & APEPDCL	APGENCO	<p>Petition u/s 86 (1) (b) of the Electricity Act, 2003 read with Section 21 (4) of the A.P. Reforms Act, 1998 requesting for granting consent to the Amended and Restated PPA dated 28-01-2019 in respect of 600 MW Rayalaseema Thermal Power Project (RTPP) - Stage IV at Muddanur, Cuddapah District &</p> <p>In the matter of determination of tariff of APGENCO Stations for the 4th Control Period (FY 2019-20 to FY 2023-24)</p>
2	O.P.No.25 of 2015	Hinduja Natioonal Power Corporation Ltd (HNPCL)	APEPDCL & APSPDCL	The Hon'ble APTEL in its judgment dated 07-01-2020, while allowing Appeal No. 41 of 2019 on its file directed the Commission to dispose of O.P.No. 21 of 2015 on merits. The petition filed by the petitioner (HNPCL) for determination of capital cost of its 1040 MW (2 x 520 MW) thermal power plant at Visakhapatnam
3	O.P.No.19 of 2016	APEPDCL & APSPDCL	Hinduja Natioonal Power Corporation Ltd (HNPCL)	The Hon'ble APTEL in its judgment dated 07-01-2020, while allowing Appeal No. 41 of 2019 on its file directed the Commission to dispose of O.P.No. 19 of 2016 on merits. The petition filed by APDISCOMs for grant of approval of PPA to 1040 MW (2 x 520 MW) thermal power plant of the respondent herein at Visakhapatnam

HEARING SCHEDULED ON 18-02-2020 (Tuesday) at 11.00 AM

S.No.	Case No.	Petitioner	Respondent	Subject / Prayer
4	O.P. No.45 of 2019	South Indian Sugar Mills Association (SISMA) & 3 others	APSPDCL; APEPDCL & APPCC	Petition filed under section 86 (1) (e) & 181 (zp) of the Electricity Act, r/w Clause 19 of Regulation No.3 of 2017 and Clause 55 (1) & (2) of APERC (Conduct of Business) Regulation, 1999 for revisiting and Clarifying Clause 17 of the APERC Regulation on Power Evacuation from Captive Generation, Cogeneration and Renewable Energy Source Power Plants (Regulation No. 3 of 2017) to the extent of applying the same to the existing bagasse based co-generation plants having long term Power Purchase Agreements (PPAs) with Discoms
5	O.P. No.65 of 2019	M/s. TGV SRAAC Ltd	APTRANSCO, APSPDCL & NREDCAP	Petition under Section 86(1) (f) of the Electricity Act, 2003 read with Regulation 55 of the APERC (Conduct of Business) Regulations, 1999 for adjudication of the disputes between the parties in respect of giving credit of about 73,68,610 units of wind power generated and evacuated into Grid between April, 2016 to July, 2019 in the energy bills of the petitioner

6	O.P.No. 18 of 2019 & Batch O.P.No. 19 of 2019 O.P.No. 20 of 2019	M/s. Satya Maharshi Power Corporation Limited	APTRANSCO & 6 others	Petition under Section 86 (1) (f) of the Electricity Act, 2003 seeking directions to the 2nd Respondent to pay the fixed costs of Rs.54,25,085/- on deemed generation at Rs.1.37/- per unit from 09-06-2017 to 18-07-2017 at 80% PLF and damages incurred during the period of stoppage to the applicant company with interest at 18%
7	O.P.No.64 of 2019	M/s. Indian Oil Corporation Limited	APSPDCL & APTRANSCO	Petition under Section 86(1) (f) of the Electricity Act, 2003 read with APERC (Conduct of Business) Regulations, 1999 seeking directions to the respondents for releasing payment against the outstanding monthly invoices towards sale of wind energy along with the interest / delayed payment surcharge on such delayed payments, payments of amounts deducted towards 1% rebate from monthly invoices and interest on delayed payment as per Articles 2.2 and 5.2 of the Power Purchase Agreements dated 08-05-2012, 31-03-2012, 21-03-2013 and 18-07-2014
8	O.P. No. 60 of 2019	M/s. Green Infra Wind Solutions Ltd	APPCC & APSPDCL	Petition under Section 86 (1) (f) of the Electricity Act, 2003 read with Power Purchase Agreement dt.18-02-2017 executed between the petitioner and respondent for recovery of outstanding amounts legally due to the petitioner
9	O.P. No.63 of 2019	M/s. Jindal Aluminium Ltd	APSPDCL & 2 others	Petition under Section 86 (1) (f) of the Electricity Act 2003 R/w APERC Conduct of Business Regulation 1999 for direction to make payment amounts against the monthly bills for the period from 01-08-2018 to 31-07-2019 and the amounts deducted towards rebate from monthly power bills for the period May, 2018 to June, 2018 along with interest in terms of PPA dated 14-08-2015
10	O.P. No. 49 of 2017	M/s. Southern Rocks & Minerals Pvt. Ltd	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

PUBLIC HEARING SCHEDULED ON 19-02-2020 (Wednesday) at 11.00 AM

S.No.	Case No.	Petitioner	Respondent	Subject / Prayer
1	O.P. No. 40 of 2019 & Batch (I.A. No. 3 of 2019 in O.P. No.8 of 2018; O.P.No. 8 of 2018; I.A. No. 6 of 2019 in O.P. No.8 of 2018 and I.A. No. 7 of 2019 in I.A. No.6 of 2019; I.A. No. 16 of 2019 in O.P. No.8 of 2018)	GMR Vemagiri Power Generation Ltd	APSPDCL, APEPDCL & M/s. Spectrum Power Generation Ltd	Petition challenging the short-term purchase of power by the Respondent No. 1 & 2 from the Respondent No.3.
2	O.P.No. 42 of 2019	M/s. Srivathsa Power Projects Pvt Ltd	APEPDCL	Petition filed u/s 86 (1) (b) of the Electricity Act, 2003 r/w Clause 55 of APERC (Conduct of Business) Regulations to reconsider the fixation of variable cost on pass through basis instead of variable rate of Rs.2.91/- per unit in respect of the petitioner.
3	O.P.No. 53 of 2019	APPDCL	APSPDCL & APEPDCL	Petition u/s 62 of the Electricity Act, 2003 for determination of tariff for the control period FY 2019-2024 for the electricity supplied by APPDCL from SDSTPS to the Distribution Licensees in Andhra Pradesh
4	O.P.No. 52 of 2019	APSPDCL & APEPDCL	APPDCL	Petition u/s 86 (1) (f) of the Electricity Act, 2003 praying for resolving the issues in the matter of adjudication of the disputes / differences with Andhra Pradesh Power Development Company Ltd (APPDCL) as specified in para 12 of the order of the Commission in O.P.No.21 of 2016 dt.13-07-2018 in the matter of Amended and Restated Power Purchase Agreement dated 24-08-2016 entered with APPDCL by APDISCOMs for procurement of power from 2 x 800 MW Sri Damodaram Sanjeevaiah Thermal Power Station (SDSTPS), Krishnapatnam, Nellore District
5	R.P.No. 2 of 2019 in O.P.No. 47 of 2017	APPDCL	APSPDCL & APEPDCL	Petition u/s 94 (1) (f) of the Electricity Act, 2003 praying for review of the order dated 02/03/2019 passed in O.P. 47 of 2017 for determination of tariff from 02/05/2019 to 31/03/2019 for the electricity supplied by APPDCL from SDSTPS to the Distribution Licensees in Andhra Pradesh

HEARING SCHEDULED ON 19-02-2020 (Wednesday) at 11.00 AM				
S.No.	Case No.	Petitioner	Respondent	Subject / Prayer
6	O.P. No.27 of 2019	M/s. Spectrum Power Generation Limited	APSPDCL & APEPDCL	Petition under Section 62 (1), 86 (1) (b) of the Electricity Act, 2003 read with Clause (55) of APERC (Conduct of Business) Regulations, seeking approval for the tariff (FC & VC) as proposed by them for the FY 2018-19 and FY 2019-20 i.e., fixed cost at Rs.0.92 / Kwh on actual units supplied subject to an overall ceiling of Rs.108.17 crores and change in variable cost from time to time based on revision in natural gas prices with effect from 01-04-2019 as pass through basis
HEARING SCHEDULED ON 25-02-2020 (Tuesday) at 11.00 AM				
S.No.	Case No.	Petitioner	Respondent	Subject / Prayer
1	O.P. No. 76 of 2019	M/s Axis Wind Farms (Anantapur) Pvt. Ltd., M/s Axis Wind Farms (Rayalaseema) Pvt. Ltd. and M/s Axis Energy Ventures India Pvt. Ltd.	APSLDC, APTRANSCO, APSPDCL, Energy Department, GoAP, MNRE and SRLDC	Petition filed under Section 33(4) read with Section 86(1)(e), 86(1)(f), and 86(1)(i) of the Electricity Act, 2003, seeking various declaratory and substantive reliefs in respect of the arbitrary, illegal, and wrongful curtailment of generation from each of the first and second petitioners' 105 MW Wind Power Plants
PUBLIC HEARING SCHEDULED ON 05-03-2020 (Thursday) at 11.00 AM				
S.No.	Case No.	Petitioner	Respondent	Subject / Prayer
1	R.P.No. 1 of 2019 in O.P.No. 30 of 2018 & R.P.No. 3 of 2019 in O.P.Nos.28 & 29 of 2018	M/s.Tirumala Cotton & Agro Products Limited and M/s. Ravali Spinners Pvt Ltd	APTRANSCO, APSPDCL & APEPDCL	Petition under Regulation 49 of the APERC (Conduct of Business) Regulations, 1999 r/w Section 94 (f) of the Electricity Act, 2003 seeking review of the order dated 08-03-2019 passed by the Commission in O.P.No. 30 of 2018 with respect to the Transmission Tariff of Wind Generators / Users for Captive purpose for FY 2019-20 to 2023-24
2	O.P.No.41 of 2019	M/s. Palnadu Solar Power Pvt. Ltd	CMD / APSPDCL CE / APPCC / APTRANSCO and CGM / Projects & IPC / APSPDCL	Petition filed u/s 63 of the Electricity Act, 2003 r/w APERC (Conduct of Business) Regulation 1999 for approval of tariff for the additional capacity of 4.5 MW of the petitioner's solar power project as determined through competitive bidding process.
HEARING SCHEDULED ON 05-03-2020 (Thursday) at 11.00 AM				
S.No.	Case No.	Petitioner	Respondent	Subject / Prayer
3	I.A.No. 9 of 2019 in O.P.No. 2 of 2015 & I.A.No. 10 of 2019 in O.P.No.1 of 2015	Andhra Pradesh Ferro Alloys Producers Association; M/s. Abhijeet Ferrotech Ltd & M/s.Andhra Ferro Alloys Ltd	CMD / APEPDCL & Principal Secretary, Government of AP Energy, Infrastructure & Investment (Power) Department	Petition filed under Sections 62 read with 86 of the Electricity Act, 2003 for revisiting of the conditions stipulated in the Retail Supply Tariff Order for FY 2015-16 the category of HT-1(b) consumers
4	I.A. No. 25 of 2019 in O.P. No.62 of 2019	M/s. WANEER Solar Pvt. Ltd	GoAP, APSPDCL & 4 others	Petition under Section 86(1) (e) & (f) of the Electricity Act, 2003 read with Regulations 55 and 57 of the Principal Regulation Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 1999 to declare revised Scheduled Commercial Operation Date (SCOD) of the 25 MW solar power project as 29.09.2016 due to Force Majeure Events as envisaged in the PPA and consequently direct the respondents to refund the amounts adjusted towards penalty amounting to Rs.18,74,70,000/- (Rupees Eighteen Crores Seventy Four Lakh Seventy Thousand only) and adjusted bank guarantees invoked amounting to Rs.6.36 Cr I.A. No. 25 of 2019 - to direct the 4th Respondent not to recover the Liquidated damages and GST for balance 1 (One) day amounting to Rs.20,83,000/- and Rs.3,41,19,450/- respectively, in pursuance of Lr. No.CGM/IPC/GM/IPC/EE-II/F.Waneer(G)/D.No.422/19 dated 18-09-2019 issued by 3rd Respondent, pending disposal of the O.P.No. 62 of 2019

5	O.P.No.30 of 2019	M/s. Sree Rayalaseema Green Energy Ltd	CMD / APSPDCL & SE / Operation Circle / APSPDCL / Kurnool	Petition under Section 86 (1) (f) of the Electricity Act, 2003 claiming interest for late payment of energy bills by the Distribution Licensee, as per Article 7 sub-section 7.3 of the Power Purchase & Wheeling Agreement
6	O.P.No.54 of 2019 & I.A.No. 18 of 2019	Wind Independent Power Producers Association (WIPPA)	APSLDC & APTRANSCO	<p>Petition u/s 33 (4) of the Electricity Act, 2003 r/w Section 86 (1) (e) along with Regulation 16 (2) of the APERC (Conduct of Business) Regulations, 1999 seeking appropriate direction(s) / orders(s) from the Commission against the statutory authorities namely APSLDC and APTRANSCO to address and adjudicate the dispute arising due to non-performance of statutory obligations by the said entities and further seeking constitution of an Independent Committee to enquire and examine the conduct and actions of the said entities which has severely prejudiced the rights and interests of the Wind Power Developers of the State of Andhra Pradesh</p> <p>Interlocutory Application filed for interim directions in the main petition</p>
7	O.P. No.73 of 2019	M/s. Aditya Birla Renewable SPV 1 Ltd	APGENCO	Petition filed under Section 86 (1) (f) of the Electricity Act, 2003 and other applicable provisions of the Electricity Act, 2003 read with APERC (Terms and Conditions of Open Access) Regulations, 2005, against Respondent No.1 for claiming wheeling charges and losses from the petitioner for alleged use of distribution system, when no distribution system of Respondent No.1 is been utilized for transmitting electricity from 20 MW captive solar project of the Petitioner
8	I.A. No.19 of 2019 in O.P. No. 35 of 2019	M/s. Vayu Urja Bharat Pvt. Ltd	APSPDCL	Application under Section 142 of the Electricity Act, 2003 read with Regulation 55 of the APERC (Conduct of Business) Regulations, 1999, as amended, seeking urgent directions against APSPDCL for the non-compliance of this Commission's order dated 31-08-2019 in O.P.No. 35 of 2019