



ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION
11-4-660, 4th Floor, Singareni Bhavani, Red Hills, Hyderabad - 500 004.
Phone 040-23397381 Web site: aperc.gov.in e-mail: commn-secy@aperc.gov.in

Public-Notice

The Chief General Manager, (IPC), APSPDCL Vide letter No.CGM(IPC)/APSPDCL/F.NTPC PSA/D.No.525/19, dated 18-11-2019 submitted four (4) amendments dated 18.11.2019 to their respective Power Supply Agreements (PSAs) dated 08.01.2016 (as amended on 20.04.2017) entered between APSPDCL and M/s.NTPC Ltd., for purchase of 1000MW bundle power under NSM Phase-II, Batch-II, Trench-I from the Gani Solar Park, Kurnool District and requested for approval of the Commission.

Copies of the above said amendments are placed in the website of the Commission inviting the views / objections / suggestions from any stakeholders on the subject matter on or before 12.02.2020. Any interested stakeholder is free to inspect the four (4) amendments to the PSAs, which is the subject matter of consideration, at the office of the Commission on any working day during working hours.

Further to the above, also **TAKE NOTICE** that the Commission will hold a Public Hearing on 11th March, 2020 (Wednesday) at 11.00 hrs in the court hall of APERC. All interested persons / stakeholders desirous of being heard in person may appear before the Commission on the above said date and present their views.

Place: Hyderabad

Date: 21-01-2020

Sd/-

Commission Secretary (i/c)

SOUTHERN POWER DISTRIBUTION COMPANY OF AP LTD

From
Chief General Manager (IPC),
APSPDCL, Kesavayanagunta,
Besides Srinivasa Kalyanamantapam,
Tiruchanur Road, Tirupati - 517 501.

To
✓ The Secretary,
APERC, 4th Floor,
Singareni Bhavan,
Red Hills, Hyderabad.

Lr. No. CGM (IPC)/APSPDCL/F.NTPC PSA /D.No. 525/19, Dt: 18.11.2019.

Sir,

Sub: APSPDCL - NTPC 1000 MW PSA - Approval for the Amendment of Power Sale Agreements (PSAs) dated 18.11.2019 signed by APDISCOMs with M/ s NTPC Ltd for purchase of 1000 MW bundled power under NSM Phase-II, Batch-II, Trench-I - Requested - Regarding.

Ref: Lr. No. APERC /JD(PPP)/DD(PPP)/F.No.E-1054/D.No.303/2018,Dt:13.04.2018

* * *

I am directed to submit the following:

- i. In the reference cited, the Hon'ble Commission has issued consent for the long term Power Sale Agreements (PSAs) signed by APEPDCL with M/s NTPC Ltd for purchase of 1000 MW bundled power under NSM Phase-II, Batch-II, Trench-I.
- ii. Further it is to submit that APDISCOMs have entered Amendment Agreement to the aforesaid Power Sale Agreement dated 08.01.2016 together with its First Amendment dtd.20.04.2017. Now APDISCOMs have entered second amendment to the PSA with M/s. NTPC on 18.11.2019 duly replacing the DISCOM name with APSPDCL in place of APEPDCL in order to reallocate the 1000MW power generated from 1000MW solar park at Ghani in Kurnool District from APEPDCL to APSPDCL. The copies of the Amendment agreements are here with submitted.

In light of the above submissions, the Hon'ble Commission is requested to grant approval for the second Amendment to the Power Sale Agreements (PSAs) (Amendment No.2) entered between APDSICOMs and NTPC on 18.11.2019 to the original PSA Dt: 08.01.2016 together with its First Amendment dtd.20.04.2017 , for purchase of 1000 MW bundled power under NSM Phase-II, Batch-II, Trench-I.

Encl: Copies of Amendment PSAs -4 Nos. .



Yours faithfully,

Chief General Manager (IPC)



ఆంధ్రప్రదేశ్ ఆంధ్ర ప్రదేశ్ ANDHRA PRADESH

Z 048311

Serial No: 39264

Denomination: 50

Date: 18-11-2019

Stamp S. no

Z 48311

Purchased By :

K MANIKANTA

S/O K SATYANARAYANA

VIJAYAWADA

For

ANIL NAVTIYAL (NTPC)

S/O S D NAVTIYAL

DELHI

Sub Registrar

Ex. Officio Stamp Vendor

SRO Vijayawada

This second Amendment dated 18.11.2019 to the Power Sale Agreement dated 08.01.2016 together with its Amendment dated 20.04.2017 entered

Between

NTPC Limited, a Company incorporated under Companies Act 1956, having its registered Office at 7, Institutional area, Core-7, Scope Complex, Lodhi Road, New Delhi-110003 (hereinafter referred to as "NTPC", which expression shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a party of the first part

AND

Southern Power Distribution Company of Andhra Pradesh Limited, a company incorporated under the companies act 1956, having its registered office at Tirupati, Andhra Pradesh (hereinafter referred to as "APSPDCL" or DISCOM, which expression shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a party of the second part

Amintanting

GM NTPC

ENO. 002694

Udaltur
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Bhakshapatnam-13.

f
Chief General Manager
IPC/APSPDCL
Tirupati





Serial No: 39266
Purchased By :
K MANIKANTA
S/O K SATYANARAYANA
VIJAYAWADA

Denomination: 50
For
ANIL NAVTIYAL (NTPC)
S/O S D NAVTIYAL
DELHI

Date: 18-11-2019

Stamp S. no Z 48312
Sub Registrar
Ex. Office Stamp Vendor
SRO Vijayawada

AND

Eastern Power Distribution Company of Andhra Pradesh Limited, a company incorporated under the Companies Act 1956, having its registered office at Visakhapatnam, Andhra Pradesh (hereinafter referred to as "APEPDCL" or "DISCOM" which expression shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a Party of the Third Part;

at Vijayawada on the 18th Day of November Two Thousand and Nineteen (18th November, 2019) hereinafter referred to as "Second Amendment Agreement".

Whereas:

1. The Power Sale Agreement for 50 MW power dated 08.01.2016 was entered into (herein after referred to as "Agreement" or "PSA") between NTPC and APEPDCL.
2. Subsequently, the PSA was amended on 20.04.2017 duly amending the Definitions and Interpretation of Article 1.1 of PSA Trading Margin and clause Article 5 of PSA Applicable Tariff.

[Signature]

ANIL NAVTIYAL
GM NTPC
EMP NO 002694

[Signature]
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

[Signature]
Chief General Manager
IPC/APSPDCL
Tirupati



3. Whereas, now APEPDCL has requested NTPC for transfer of the PSA to the company i.e., APSPDCL vide its letter dated 31.10.2019,
4. Whereas NTPC has considered the request of APEPDCL for transfer of PSA to APSPDCL.
5. That the said Transfer of the Project has been duly accepted by APSPDCL. APSPDCL has agreed to be bound by the terms and conditions of the PSA dated 08.01.2016 as amended on 20.04.2017.
6. Thus all parties i.e. NTPC, APEPDCL and APSPDCL have agreed in principle with the amendment that wherever the phrase DISCOM mentioned in the PSA dated 08.01.2016 and Subsequent amendments to PSA entered on 20.04.2017 as "*Eastern Power Distribution Company of Andhra Pradesh Limited (APEPDCL)*", the same shall be now read as "*Southern Power Distribution Company of Andhra Pradesh Limited (APSPDCL)*" from 01.04.2018 to 31.03.2019 and thereafter the power supplied by NTPC under the PSA dated.08.01.2016 together with its first amendment dated.20.04.2017 is deemed to have been received and consumed by APSPDCL.
7. The Amendment Agreement is being entered into pursuant to the resolution approved in the Andhra Pradesh Power Coordination Committee (APPCC) meeting dt.24.10.2019 to enter into an Amendment Agreement with NTPC by APSPDCL duly replacing DISCOM name with APSPDCL in place of APEPDCL in order to reallocate the 1000 MW power generated from 1000 MW Solar park at Ghani in Kurnool district from APEPDCL to APSPDCL and seek consent on the Amendment of the PPA from Hon'ble APERC.
8. Now, therefore this Amendment to Agreement to the extant PSA dated 08.01.2016 together with its amendment dated 20.04.2017, as shown in the Appendix is agreed by concerned parties and executed in token of their acceptance.

done
have
own
copy

Amil Nautiyal

AMIL NAUTIYAL
GM NTPC
ENO: 002694

W. S. S. S.
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

[Signature]
Chief General Manager
IPC/APSPDCL
Tirupati

9. That APSPDCL hereby agrees and acknowledges that it is bound by all obligations of the DISCOM under the PSA dated 08.01.2016 and its Amendment dated 20.04.2019 including but not limited to the actions and omissions of APEPDCL committed prior to effective date.
10. It is clarified that all past actions and omissions of APEPDCL shall be deemed to have been committed by the APSPDCL. And that for such past actions/ omissions NTPC would be at liberty to invoke the provisions of the PSA dated 08.01.2016 as amended on 20.04.2017 against APSPDCL.
11. The aforesaid transfer of PSA from APEPDCL to APSPDCL is subject to approval of Hon'ble APERC.
12. The other terms and conditions of the extant Power Sale Agreement dated 08.01.2016 together with its amendment dated 20.04.2017 between the parties remain unaltered.

Anil Nautiyal

ANIL NAUTIYAL

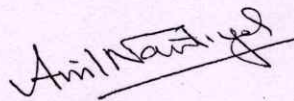
GM NTPC

ENo. 002694

W. Dalibey
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

[Signature]
Chief General Manager
IPC/APSPDCL
Tirupati

IN WITNESS WHEREOF, the parties have executed these presents through their Authorized Representatives on the date mentioned herein above.

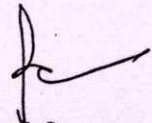

For and behalf of

NTPC Limited

ANIL NAUTIYAL
QM NTPC
E NO. 002694

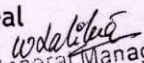
For and behalf of

Southern Power Distribution Company of
Andhra Pradesh Limited

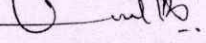

Signature with Seal Chief General Manager
IPC/APSPDCL
Eastern Power Distribution Company of
Andhra Pradesh Limited

Signature with Seal

Signature with Seal


Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

Witness:

1. 
2. R. VEN KATESH
AGM (Comms)
Em: 020500

Witness:

1. 
- 2.



ఆంధ్రప్రదేశ్ ఆంధ్ర ప్రదేశ్ ANDHRA PRADESH

Z 048313

Serial No: 39266

Purchased By :
K MANIKANTA

S/O K SATYANARAYANA
VIJAYAWADA

Denomination: 50

For
ANIL NAVTIYAL (NTPC)
S/O S D NAVTIYAL
DELHI

Date 18-11-2019

Stamp S. no Z 48313

[Signature]
Sub Registrar

Ex. Office Stamp Vendor
SRO Vijayawada

This second Amendment dated 18.11.2019 to the Power Sale Agreement dated 08.01.2016 together with its Amendment dated 20.04.2017 entered

Between

NTPC Limited, a Company incorporated under Companies Act 1956, having its registered Office at 7, Institutional area, Core-7, Scope Complex, Lodhi Road, New Delhi-110003 (hereinafter referred to as "NTPC", which expression shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a party of the first part

AND

Southern Power Distribution Company of Andhra Pradesh Limited, a company incorporated under the companies act 1956, having its registered office at Tirupati, Andhra Pradesh (hereinafter referred to as "APSPDCL" or DISCOM, which expression

[Signature]

ANIL NAVTIYAL
GM NTPC
ENO: 002694

[Signature]
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

[Signature]
Chief General Manager
IPC/APSPDCL
Tirupati





ఆంధ్రప్రదేశ్ ఆంధ్ర ప్రదేశ్ ANDHRA PRADESH Z 048314
Serial No: 39267 Denomination: 50 Date: 18-11-2019 Stamp S. no Z 48314
Purchased By: K MANIKANTA For ANIL NAVTIYAL (NTPC)
S/O K SATYANARAYANA S/O S D NAVTIYAL
VIJAYAWADA DELHI
Stamp Registrar
Ex. Office Stamp Vendor
SRO Vijayawada

shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a party of the second part

AND

Eastern Power Distribution Company of Andhra Pradesh Limited, a company incorporated under the Companies Act 1956, having its registered office at Visakhapatnam, Andhra Pradesh (hereinafter referred to as "APEPDCL" or "DISCOM" which expression shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a Party of the Third Part;

at Vijayawada on the 2th Day of November Two Thousand and Nineteen (2th November, 2019) hereinafter referred to as "Second Amendment Agreement".

[Signature]
ANIL NAVTIYAL
GM NTPC
ENO. 002694

[Signature]
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

[Signature]
Chief General Manager
IPC/APSPDCL
Tirupati

Whereas:

1. The Power Sale Agreement for 100 MW power dated 08.01.2016 was entered into (herein after referred to as "Agreement" or "PSA") between NTPC and APEPDCL;
2. Subsequently, the PSA was amended on 20.04.2017 duly amending the Definitions and Interpretation of Article 1.1 of PSA Trading Margin and clause Article 5 of PSA Applicable Tariff. // to see
there
amendment
3. Whereas, now APEPDCL has requested NTPC for transfer of the PSA to the company i.e., APSPDCL vide its letter dated 31.10.2019.
4. Whereas NTPC has considered the request of APEPDCL for transfer of PSA to APSPDCL.
5. That the said Transfer of the Project has been duly accepted by APSPDCL. APSPDCL has agreed to be bound by the terms and conditions of the PSA dated 08.01.2016 as amended on 20.04.2017.
6. Thus all parties i.e. NTPC, APEPDCL and APSPDCL have agreed in principle with the amendment that wherever the phrase DISCOM mentioned in the PSA dated 08.01.2016 and Subsequent amendments to PSA entered on 20.04.2017 as "Eastern Power Distribution Company of Andhra Pradesh Limited (APEPDCL)", the same shall be now read as "Southern Power Distribution Company of Andhra Pradesh Limited (APSPDCL)" from 01.04.2018 to 31.03.2019 and thereafter the power supplied by NTPC under the PSA dated 08.01.2016 together with its first amendment dated 20.04.2017 is deemed to have been received and consumed by APSPDCL.
7. The Amendment Agreement is being entered into pursuant to the resolution approved in the Andhra Pradesh Power Coordination Committee (APCC) meeting dt. 24.10.2019 to enter into an Amendment Agreement with NTPC by APSPDCL duly replacing DISCOM name with APSPDCL in place of APEPDCL in order to reallocate the 1000 MW power generated from 1000 MW Solar park at Ghani in Kurnool district from APEPDCL to APSPDCL and seek consent on the Amendment of the PPA from Hon'ble APERC.

Anil Nautiyal
ANIL NAUTIYAL
GM NTPC
ENO, 002694

W. Lalitha
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

PC
Chief General Manager
IPC/APSPDCL
Tirupati

8. Now, therefore this Amendment to Agreement to the extant PSA dated 08.01.2016 together with its amendment dated 20.04.2017, as shown in the Appendix is agreed by concerned parties and executed in token of their acceptance.
9. That APSPDCL hereby agrees and acknowledges that it is bound by all obligations of the DISCOM under the PSA dated 08.01.2016 and its Amendment dated 20.04.2019 including but not limited to the actions and omissions of APEPDCL committed prior to effective date.
10. It is clarified that all past actions and omissions of APEPDCL shall be deemed to have been committed by the APSPDCL. And that for such past actions/ omissions NTPC would be at liberty to invoke the provisions of the PSA dated 08.01.2016 as amended on 20.04.2017 against APSPDCL.
11. The aforesaid transfer of PSA from APEPDCL to APSPDCL is subject to approval of Hon'ble APERC.
12. The other terms and conditions of the extant Power Sale Agreement dated 08.01.2016 together with its amendment dated 20.04.2017 between the parties remain unaltered.

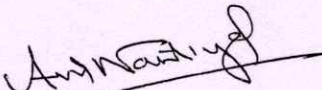
Anil Nautiyal

Anil Nautiyal
Gen NTPC
E No. 002694

Udaling
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

[Signature]
Chief General Manager
IPC/APSPDCL
Tirupati

IN WITNESS WHEREOF, the parties have executed these presents through their
Authorized Representatives on the date mentioned herein above.


For and behalf of

NTPC Limited


ANIL NAUTIYAL

GM NTPC

ENo. 002694

For and behalf of

Southern Power Distribution Company of
Andhra Pradesh Limited


Chief General Manager
Signature with Seal
Tirupati
Eastern Power Distribution Company of
Andhra Pradesh Limited
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

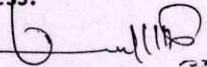
Signature with Seal

Signature with Seal

Witness:

1.

2.


R. VENKATESH
AEM (Comm)
Em: 020500

Witness:

1.

2.





ఆంధ్రప్రదేశ్ ఆంధ్ర ప్రదేశ్ ANDHRA PRADESH

Z 048309

Serial No:39282

Denomination: 50

Date:18-11-2019

Stamp S. no Z 48309

Purchased By:

K MANIKANTA

S/O K SATYANARAYANA

VIJAYAWADA

For

ANIL NAVTIYAL (NTPC)

S/O S D NAVTIYAL

DELHI

Sub Registrar
Sub Registrar

Ex. Office Stamp Vendor

SRO Vijayawada

This second Amendment dated 18.11.2019 to the Power Sale Agreement dated 08.01.2016 together with its Amendment dated 20.04.2017 entered

Between

NTPC Limited, a Company incorporated under Companies Act 1956, having its registered Office at 7, Institutional area, Core-7, Scope Complex, Lodhi Road, New Delhi-110003 (hereinafter referred to as "NTPC", which expression shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a party of the first part

AND

Southern Power Distribution Company of Andhra Pradesh Limited, a company incorporated under the companies act 1956, having its registered office at Tirupati, Andhra Pradesh (hereinafter referred to as "APSPDCL" or DISCOM, which expression shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a party of the second part

Anil Nautiyal
ANIL NAUTIYAL
GM NTPC
EMP NO - 002694

urabalu
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

PC
Chief General Manager
IPC/APSPDCL
Tirupati





అంధ్రప్రదేశ్ ఆంధ్ర ప్రదేశ్ ANDHRA PRADESH
Serial No: 39263 Denomination: 50 Date: 18-11-2019 Stamp S. no Z 048310
Purchased By: K MANIKANTA
S/O K SATYANARAYANA
VIJAYAWADA
For
ANIL NAVTIYAL (NTPC)
S/O S D NAVTIYAL
DELHI
Sub Registrar
Ex. Officio Stamp Vendor
SRO Vijayawada

AND

Eastern Power Distribution Company of Andhra Pradesh Limited, a company incorporated under the Companies Act 1956, having its registered office at Visakhapatnam, Andhra Pradesh (hereinafter referred to as "APEPDCL" or "DISCOM" which expression shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a Party of the Third Part; at Vijayawada on the 18th Day of November Two Thousand and Nineteen (18th November, 2019) hereinafter referred to as "Second Amendment Agreement".

Whereas:

1. The Power Sale Agreement for 500 MW power dated 08.01.2016 was entered into (here in after referred to as "Agreement" or "PSA") between NTPC and APEPDCL.

Anil Navtiyal

ANIL NAVTIYAL
GM NTPC
EMP No - 002694

W. Lalitha
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

P
Chief General Manager
IPC/APSPDCL
Tirupati

2. Subsequently, the PSA was amended on 20.04.2017 duly amending the Definitions and Interpretation of Article 1.1 of ~~PSA Trading Margin~~ and clause Article 5 of PSA Applicable Tariff.
3. Whereas, now APEPDCL has requested NTPC for transfer of the PSA to the company i.e., APSPDCL vide its letter dated 31.10.2019.
4. Whereas NTPC has considered the request of APEPDCL for transfer of PSA to APSPDCL.
5. That the said Transfer of the Project has been duly accepted by APSPDCL. APSPDCL has agreed to be bound by the terms and conditions of the PSA dated 08.01.2016 as amended on 20.04.2017.
6. Thus all parties i.e. NTPC, APEPDCL and APSPDCL have agreed in principle with the amendment that wherever the phrase DISCOM mentioned in the PSA dated 08.01.2016 and Subsequent amendments to PSA entered on 20.04.2017 as "*Eastern Power Distribution Company of Andhra Pradesh Limited (APEPDCL)*", the same shall be now read as "*Southern Power Distribution Company of Andhra Pradesh Limited (APSPDCL)*" from 01.04.2018 to 31.03.2019 and thereafter the power supplied by NTPC under the PSA dated.08.01.2016 together with its first amendment dated.20.04.2017 is deemed to have been received and consumed by APSPDCL.
7. The Amendment Agreement is being entered into pursuant to the resolution approved in the Andhra Pradesh Power Coordination Committee (APPC) meeting dt.24.10.2019 to enter into an Amendment Agreement with NTPC by APSPDCL duly replacing DISCOM name with APSPDCL in place of APEPDCL in order to reallocate the 1000 MW power generated from 1000 MW Solar park at Ghani in Kurnool district from APEPDCL to APSPDCL and seek consent on the Amendment of the PPA from Hon'ble APERC.
8. Now, therefore this Amendment to Agreement to the extant PSA dated 08.01.2016 together with its amendment dated 20.04.2017, as shown in the Appendix is agreed by concerned parties and executed in token of their acceptance.

Amil Nautiyal

Amil NAUTIYAL

GM NTPC

EMP No. 002694

W. Lakshmi
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

f
Chief General Manager
IPC/APSPDCL
Tirupati

9. That APSPDCL hereby agrees and acknowledges that it is bound by all obligations of the DISCOM under the PSA dated 08.01.2016 and its Amendment dated 20.04.2019 including but not limited to the actions and omissions of APEPDCL committed prior to effective date.
10. It is clarified that all past actions and omissions of APEPDCL shall be deemed to have been committed by the APSPDCL. And that for such past actions/ omissions NTPC would be at liberty to invoke the provisions of the PSA dated 08.01.2016 as amended on 20.04.2017 against APSPDCL.
11. The aforesaid transfer of PSA from APEPDCL to APSPDCL is subject to approval of Hon'ble APERC.
12. The other terms and conditions of the extant Power Sale Agreement dated 08.01.2016 together with its amendment dated 20.04.2017 between the parties remain unaltered.

Amil Nautiyal

Amil Nautiyal

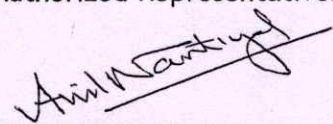
GM NTPC

EMP NO. 002694

Udali Singh
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

[Signature]
Chief General Manager
IPC/APSPDCL
Tirupati

IN WITNESS WHEREOF, the parties have executed these presents through their
Authorized Representatives on the date mentioned herein above.


For and behalf of

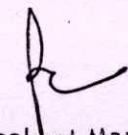
NTPC Limited

GM NTPC

EMP NO. 002694 *

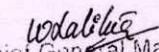
For and behalf of

Southern Power Distribution
Company of Andhra Pradesh Limited

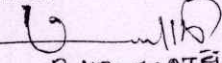

Signature with Seal of General Manager
IPC/APSPDCL
Tirupati

Eastern Power Distribution Company
of Andhra Pradesh Limited


Signature with Seal


Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.
Signature with Seal

Witness:

1. 
2. R. VENKATESH
AGM (Comm)
EMP : 020580

Witness:

1. 
2.



ఆంధ్రప్రదేశ్ ఆంధ్ర ప్రదేశ్ ANDHRA PRADESH

Z 048315

Serial No:39268

Purchased By:

K MANIKANTA

S/O K SATYANARAYANA

VIJAYAWADA

Denomination: 50

For

ANIL NAVTIYAL (NTPC)

S/O S D NAVTIYAL

DELHI

Date 18-11-2019

Stamp S. no

Z 48315

Sub Registrar

Ex. Office Stamp Vendor
SRO Vijayawada

This second Amendment dated 18.11.2019 to the Power Sale Agreement dated
08.01.2016 together with its Amendment dated 20.04.2017 entered

Between

NTPC Limited, a Company incorporated under Companies Act 1956, having its registered
Office at 7, Institutional area, Core-7, Scope Complex, Lodhi Road, New Delhi-110003
(hereinafter referred to as "NTPC", which expression shall, unless repugnant to the
context or meaning thereof, be deemed to include its successors and permitted assigns)
as a party of the first part

AND

Southern Power Distribution Company of Andhra Pradesh Limited, a company
incorporated under the companies act 1956, having its registered office at Tirupati,
Andhra Pradesh (hereinafter referred to as "APSPDCL" or DISCOM, which expression

Anil Navtiyal
ANIL NAVTIYAL
GM NTPC
C No. 002694

Wdali
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

K
Chief General Manager
IPC/APSPDCL
Tirupati





ఆంధ్రప్రదేశ్ ఆంధ్ర ప్రదేశ్ ANDHRA PRADESH

Z 048316

Serial No:39269

Denomination: 50

Date:18-11-2019

Stamp S. no

Z 48316

Purchased By :

K MANIKANTA

S/O K SATYANARAYANA

VIJAYAWADA

For

ANIL NAVTIYAL (NTPC)

S/O S D NAVTIYAL

DELHI

Sub Registrar

Ex. Office Stamp Vendor

SRO Vijayawada

shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a party of the second part

AND

Eastern Power Distribution Company of Andhra Pradesh Limited, a company incorporated under the Companies Act 1956, having its registered office at Visakhapatnam, Andhra Pradesh (hereinafter referred to as "APEPDCL" or "DISCOM" which expression shall, unless repugnant to the context or meaning thereof, be deemed to include its successors and permitted assigns) as a Party of the Third Part;

at Vijayawada on the 18th Day of November Two Thousand and Nineteen (18th November, 2019) hereinafter referred to as "Second Amendment Agreement".

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EMNMC
En. 002694

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Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

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Chief General Manager
IPC/APSPDCL
Tirupati

Whereas:

1. The Power Sale Agreement for 350 MW power dated 08.01.2016 was entered into (herein after referred to as "Agreement" or "PSA") between NTPC and APEPDCL.
2. Subsequently, the PSA was amended on 20.04.2017 duly amending the Definitions and Interpretation of Article 1.1 of PSA Trading Margin and clause Article 5 of PSA Applicable Tariff.
3. Whereas, now APEPDCL has requested NTPC for transfer of the PSA to the company i.e., APSPDCL vide its letter dated 31.10.2019.
4. Whereas NTPC has considered the request of APEPDCL for transfer of PSA to APSPDCL.
5. That the said Transfer of the Project has been duly accepted by APSPDCL. APSPDCL has agreed to be bound by the terms and conditions of the PSA dated 08.01.2016 as amended on 20.04.2017.
6. Thus all parties i.e. NTPC, APEPDCL and APSPDCL have agreed in principle with the amendment that wherever the phrase DISCOM mentioned in the PSA dated 08.01.2016 and Subsequent amendments to PSA entered on 20.04.2017 as "Eastern Power Distribution Company of Andhra Pradesh Limited (APEPDCL)", the same shall be now read as "Southern Power Distribution Company of Andhra Pradesh Limited (APSPDCL)" from 01.04.2018 to 31.03.2019 and thereafter the power supplied by NTPC under the PSA dated.08.01.2016 together with its first amendment dated.20.04.2017 is deemed to have been received and consumed by APSPDCL.
7. The Amendment Agreement is being entered into pursuant to the resolution approved in the Andhra Pradesh Power Coordination Committee (APPC) meeting dt.24.10.2019 to enter into an Amendment Agreement with NTPC by APSPDCL duly replacing DISCOM name with APSPDCL in place of APEPDCL in order to reallocate the 1000 MW power generated from 1000 MW Solar park at Ghani in Kurnool district from APEPDCL to APSPDCL and seek consent on the Amendment of the PPA from Hon'ble APERC.
8. Now, therefore this Amendment to Agreement to the extant PSA dated 08.01.2016 together with its amendment dated 20.04.2017, as shown in the

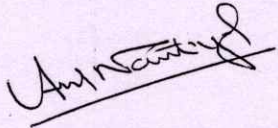
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Amr Nautiyal
GM NTPC
ENo. 002694

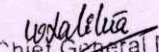
udalilug
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

PC
Chief General Manager
IPC/APSPDCL
Tirupati

Appendix is agreed by concerned parties and executed in token of their acceptance.

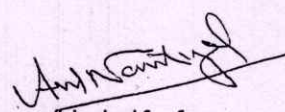
9. That APSPDCL hereby agrees and acknowledges that it is bound by all obligations of the DISCOM under the PSA dated 08.01.2016 and its Amendment dated 20.04.2019 including but not limited to the actions and omissions of APEPDCL committed prior to effective date.
10. It is clarified that all past actions and omissions of APEPDCL shall be deemed to have been committed by the APSPDCL. And that for such past actions/ omissions NTPC would be at liberty to invoke the provisions of the PSA dated 08.01.2016 as amended on 20.04.2017 against APSPDCL.
11. The aforesaid transfer of PSA from APEPDCL to APSPDCL is subject to approval of Hon'ble APERC.
12. The other terms and conditions of the extant Power Sale Agreement dated 08.01.2016 together with its amendment dated 20.04.2017 between the parties remain unaltered.


ANIL NAUTIYAL
GM NTPC
E No. 002694


Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.


Chief General Manager
IPC/APSPDCL
Tirupati

IN WITNESS WHEREOF, the parties have executed these presents through their
Authorized Representatives on the date mentioned herein above.


For and behalf of

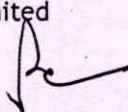
NTPC Limited

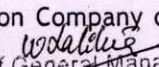
ANIL NAUTIYAL
GM NTPC
ENO. 002694

Signature with Seal

For and behalf of


Southern Power Distribution Company of
Andhra Pradesh Limited


Chief General Manager
Signature with Seal IPC/APSPDCL
Tirupati

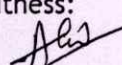
Eastern Power Distribution Company of
Andhra Pradesh Limited 
Chief General Manager
Energy Conservation
Corporate Office, APEPDCL
Visakhapatnam-13.

Signature with Seal

Witness:

1. 
2. R. VENKATESH
Agm (Comm)
ENO: 020500

Witness:

1. 
2.