



No. 4098

UPCL/RM/J-17

Dated: 16-12-2011

**BEFORE UTTARAKHAND ELECTRICITY REGULATORY COMMISSION**

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IN THE MATTER OF: Application seeking approval of the pooled cost of power purchase incurred by UPCL for the financial year 2010-11.

AND

IN THE MATTER OF: Uttarakhand Power Corporation Limited.

(Applicant)

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15/12/11  
(Anil Kumar Jain)  
Managing Director

**BEFORE UTTARAKHAND ELECTRICITY REGULATORY COMMISSION**

**IN THE MATTER OF:** Application seeking approval of the pooled cost of power purchase incurred by UPCL for the financial year 2010-11.

**AND**

**IN THE MATTER OF:** Uttarakhand Power Corporation Limited.

(Applicant)

The humble applicant most respectfully Showeth:

1. Hon'ble Uttarakhand Electricity Regulatory Commission (Commission), in exercise of powers conferred u/s 61, 66, 86(1)(e) and 181 of the Electricity Act, 2003 issued UERC (Compliance of Renewable Purchase Obligation) Regulations, 2010. These regulations inter-alia provides about eligibility for accreditation of the generating company engaged in the generation of electricity from renewable energy sources. Regulation-8 stipulates as follows in the matter:

***"8.0 Eligibility for Accreditation***

*8.1 A generating company engaged in generation of electricity from renewable energy sources shall be eligible to apply for accreditation subject to following conditions:*

- a. It has connectivity to the State network;*
- b. It does not have any power purchase agreement for the capacity related to such generation to sell electricity at a preferential tariff determined by the Commission;*
- c. It sells the electricity generated either (i) to the distribution licensee of the area in which the eligible entity is located, at a price not exceeding the pooled cost of power purchase (excluding transmission charges) of such distribution licensee, or (ii) to any*

*other licensee or to an open access consumer at a mutually agreed price, or through power exchange at market determined price; and*

*Explanation: For the purpose of these regulations, „Pooled Cost of Purchases“ means the weighted average pooled price at which the distribution licensee has purchased the electricity including the cost of self generation, if any, in the previous year from all the energy suppliers long-term and short-term, but excluding those based on renewable energy sources, as the case may be.*

- d. It possesses the necessary infrastructure required to carry out energy metering and time-block wise accounting.*

*Provided that the renewable energy purchased by the obligated entity in excess of its Renewable Purchase Obligation, as certified by the State Nodal Agency, shall be deemed to have been supplied by the renewable generators at pooled cost of purchases on pro-rata basis, at the option of such generators being given in writing to the concerned obligated entity and the State Nodal Agency and such generators shall also be entitled for accreditation only for such excess generation. The State Nodal Agency shall certify the quantum of such units for each generator after taking necessary data from all concerned. PPAs of such generators shall also have to be modified accordingly.”*

2. Various generators engaged in the generation of electricity from renewable sources have offered UPCL to sell the electricity generated by them in reference to Regulation-8.1(c) i.e. at a price not exceeding the pooled cost of power purchase (excluding transmission charges) of UPCL. It is expected that purchase of power from some of these generators will be started before the end of the financial year 2011-12 and payment of power purchased during the financial year 2011-12 is required to be made at the pooled power purchased cost of the financial year 2010-11.



3. As per provisional annual accounts for the financial year 2010-11 of the applicant company, the station-wise power purchase cost may be shown in the table given below. This power purchase cost has been modified to the extent that GoU free power has been considered at a rate equivalent to the average power purchase rate for purchase from all firm sources except GoU free power. This has been done in line with the methodology adopted by Hon'ble Commission in Tariff Orders issued from time to time.

**Power Purchase Expenses for FY11**

Details	Gross Units (MU)	Cost (Rs Cr)
NTPC	2,845.64	688.24
NHPC	449.91	119.44
NPCIL	186.62	49.33
SJVNL	48.15	13.41
THDC	101.43	49.40
UI Overdrawal	643.08	228.95
Open Market Purchases	243.07	101.42
UJVNL	4,414.70	647.85
GoUs Power	752.47	149.04
IPPs & UREDA	231.44	71.86
<b>Total Units Purchased</b>	<b>9,916.51</b>	<b>2,118.94</b>
(-) Excess of Outward Banking	35.36	-
(-) U.I. Underdrawl	293.20	63.01
<b>State Consumption</b>	<b>9,587.95</b>	<b>2,055.93</b>
Transmission and Other Costs	-	237.42
<b>Total Cost of Units Purchased</b>	<b>9,587.95</b>	<b>2,293.35</b>

4. The power purchase cost for the financial year 2010-11 may be worked out as follows as per the explanation to Regulation-8.1(c):



**Power Purchase Expenses for FY11 as per Regulation-8.1(c)**


Details	Gross Units	Cost
	(MU)	(Rs Cr)
NTPC	2,845.64	688.24
NHPC	449.91	119.44
NPCIL	186.62	49.33
SJVNL	48.15	13.41
THDC	101.43	49.40
UI Overdrawal	643.08	228.95
Open Market Purchases	243.07	101.42
UJVNL	4,414.70	647.85
GoUs Power	752.47	149.04
<b>Total Units Purchased</b>	<b>9,685.07</b>	<b>2,047.08</b>
(-) U.I. Underdrawl	293.20	63.01
<b>State Consumption</b>	<b>9,391.87</b>	<b>1,984.07</b>

Pooled cost of power purchase - 211.25 paise/kWh

5. Keeping in view the facts and circumstances mentioned hereinabove, Hon'ble Commission is requested to kindly;
- 5.1 approve the pooled cost of power purchase for the financial year 2010-11 as 211.25 paise/kWh in reference of Regulation-8.1(c) of the UERC (Compliance of Renewable Purchase Obligation) Regulations, 2010.
- 5.2 pass such other order(s) that may be deemed fit and proper in the facts and circumstances of the case.
6. **Particulars of fee remitted:**

Pay Order of Rs. 100 is enclosed herewith with this petition as per Uttarakhand Electricity Regulatory Commission (fees and fines) Regulations, 2002.


For and on an behalf of  
Uttarakhand Power Corporation Ltd.

  
(Anil Kumar Jain) 15/12/11  
Managing Director

**VERIFICATION**

I, Anil Kumar Jain, S/o Shri K.P. Jain, aged about 58 years, working as Managing Director, Resident of 90-Usha Colony, Opposite IT Park, Dehradun do hereby verify that the contents of paras 1 to 6 are derived from official records, which are true to my personal knowledge and that I have not suppressed any material fact.

Deponent

  
(Anil Kumar Jain) 15/12/11

Managing Director  
Uttarakhand Power Corporation Limited

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RUPEES

Rs.10



INDIA  
NON JUDICIAL

उत्तराखण्ड  
UTTARAKHAND

13AA 041372

File No. ....

Case No. ....

**BEFORE UTTARAKHAND ELECTRICITY REGULATORY COMMISSION**

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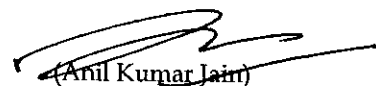
(Applicant)

**AFFIDAVIT VERIFYING THE PETITION**

Anil Kumar Jain, S/o Shri K.P. Jain, aged about 58 years, working as Managing Director, Resident of 90-Usha Colony, Opposite IT Park, Dehradun the deponent named above do hereby solemnly affirm and state on oath as under:

1. That the deponent is the Managing Director of Uttarakhand Power Corporation Limited who is authorized as per resolution of the company dated 26-06-2001 and is acquainted with the facts deposed to below.
2. I, the deponent named above do hereby verify that the contents of the paragraph No.-1 of the affidavit and those of the paragraph No.-1 to 6 of the accompanying petition are based on the perusal of records which I believe to be true and verify that no part of this affidavit is false and nothing material has been concealed.

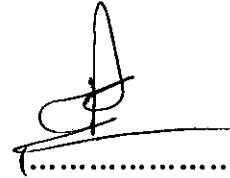
Deponent

  
(Anil Kumar Jain)

Managing Director

Uttarakhand Power Corporation Limited

I, Polant Kumar, Advocate, do hereby declare that the person making this affidavit is known to me through the perusal of records and I am satisfied that he is the same person alleging to be deponent himself.

  
(.....)  
Advocate

Solemnly affirmed before me on this 16<sup>th</sup> day of December, 2011 by the deponent who has been identified by the aforesaid advocate.



I have satisfied myself by examining the deponent that he understood the contents of the affidavit which has been read over and explained to him. He has also been explained about section 193 of Indian Penal Code that whoever intentionally gives false evidence in any of the proceedings of the Commission or fabricates evidence for purpose of being used in any of the proceedings shall be liable for punishment as per law.

This Affidavit is Sworn before me  
Shri. AV. Jais  
who is identified by shri. Jais  
at Dehradun on 16/12/11  
Km. URMILA BHATIA  
Advocate & NOTARY, Dehra Dun

(Notary Public)

