



(Pet. Nos. 923 of 2013, 926 & 963 of 2014 and 999 & 1000 of 2015)

BEFORE
THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW

Date of Order : 29.09.2015

IN THE MATTER OF: Approval of Draft Supplementary Power Purchase Agreements (SPPAs), under MoU as per GoUP Energy Policy 2009, of the coal based thermal power projects who shall be supplying electricity to State Discoms.

U.P. Power Corporation Ltd.,
(through its Chairman)
7th Floor, Shakti Bhawan,
14, Ashok Marg, Lucknow.

----- Petitioner

AND

1. Lalitpur Power Generation Company Ltd., B 2/335 Vishal Khand II, Gomti Nagar, Lucknow – 226 010
2. Himavat Power Pvt. Limited, 397, Udyog Vihar, Phase-3, Gurgaon 122 016
3. Lanco Anpara Power Limited, 411/9, River Side Apartment, New Hyderabad, Lucknow
4. Trishakti Power Pvt Ltd. (earlier known as Parekh Aluminex Limited) 2/496, Vijay Khand, Gomti Nagar, Lucknow
5. Welspun Energy Limited, Welspun House, 7th Floor, Kamla City, Senapati Bapat Marg, Lower Parel (W), Mumbai -13

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The following were present:

1. Sri V.P.Srivastava, C.E.(PPA), uppcl
2. Sri S. K. Sinha, S.E. (PPA), UPPCL
3. Sri Rama Shankar Awasthi
4. Sri Ravi Verma V.P. (Corp) Welspun Energy.
5. Sri Avinash Kumar, Sr. Executive,Welspun Energy
6. Sri Avadhesh Kumar Verma, Chairman, UP Rajya Vidyut Upbhokta Parishad (UPRVUP)
7. Sri Lalit Kumar , CEO, Trishakti Power Pvt. Ltd.
8. Sri S.N.M. Tripathi, Director, Lalitpur Power Generation Co. Ltd., BEPL
9. Sri Amrendra, Manager (Corp. Affaire) BEPL
- 10.Sri. G. P. Mishra, Asst. Manager (Adm. & Liason), Lanco / Himavat Power Ltd.
- 11.Sri Rajiv Srivastava, Advocate, UPPCL



12. Sri Bhushan Rastogi
13. Sri. B.L. Jangir, W.T.D., Himavat and Lanco Anpara

Order

(Date of Public Hearing 9.9.2015)

1. UPPCL requested for approval of second extension approved by GoUP.
2. Sri A.K.Verma, Chairman, UPRVUP made written submission and stated that the extension may not be allowed in consumer interest as cost of electricity from these projects are not known yet. He further stated that GoUP representative should be present during hearings and only benchmark capital cost may be allowed for the projects.
3. Sri R. S. Awasthi submitted that since these projects are cost plus, with such extensions the costs would go upto what extent is not known and so the timelines may be frozen. He further stated that as these projects still do not have coal linkage, the viability is in question.
4. Sri S.N.M.Tripathi, LAPL submitted that first unit has been synchronized on 9.6.15 and requested that in view of scheduled CoD in December, 2015, the second extension may be allowed.
5. Representatives of the developers requested for early approval of extension.
6. The Commission directed parties to submit agreed capital cost as per the regulations within one month. The developers were further directed to submit copies of investment approvals and UPPCL was directed to submit suggestions for capping of fixed and variable charges including the capping on cost of coal if purchased in addition to FSA. Furthermore, UPPCL was also directed to put forward views on making them party in contracts for procurement and execution of these projects.
7. Detailed order shall follow subsequent to submissions.

(Indu Bhushan Pandey)
Member

(Desh Deepak Verma)
Chairman

Place : Lucknow
Dated: 29.09.2015