



**BEFORE
THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION
LUCKNOW**

**Petition No.1276/2018
(Date of Order: 13.06.2018)**

PRESENT:

1. Hon'ble Sri Suresh Kumar Agarwal, Chairman
2. Hon'ble Sri Kaushal Kishor Sharma, Member

IN THE MATTER OF : Seeking review of the norms of Bagasse Based Power generation in terms of the UPERC (Captive and Renewable Energy Generating Plants) Regulations, 2014

Petitioners :

The Chief Engineer (PPA),
UP Power Corporation Ltd.,
14th Floor, Shakti Bhawan Ext.
14 Ashok Marg,
Lucknow

In the Presence of

1. Sri D.D. Chopra, Advocate for U.P. Co-gen Association
2. Sri Sandeep Agarwal, Sr. G.M., Balrampur Chini Mills
3. Sri Saurabh Mishra, Executive, UP Sugar Mills Cogen Association
4. Sri Anand Tripathi, UP Sugar Mills Cogen Association
5. Sri Ajay Vikram Singh, Advocate for Cogen Association
6. Sri Rajiv Srivastava, Advocate, UPPCL
7. Sri Pankaj Chatuvedi, Liaison officer, Balrampur Chini Mills

**ORDER
(Date of hearing: 25.04.2018)**

UPPCL had filed petition no.1276 of 2018 for revision of operating norms for bagasse based Co-generation. The case was heard earlier and the U.P. Sugar Mills Co-gen Association had filed for impleadment application in the case. They have also submitted their written objections on the review petition.



2. In the last hearing held on 20.3.2018 UP Sugar Mills Co-gen Association pleaded that the review is barred by limitation and the petitioner has not sought condonation of delay. UPPCL sought one month time for filing their submissions.

3. UPPCL vide its submission dated 24.04.2018 made following arguments:

a. As they are seeking review on prospective basis so there is as no need to seek time delay condonation. The issues raised in the petition have come to its knowledge recently, thus the matter is placed before the Commission for consideration.

b. The petition is filed to seek revision in the approach considered for determining the price of bagasse and the prevailing interest rates. The cost of coal considered has many components e.g. transportation cost, taxes and duties, clean energy cess etc. which are not applicable in case of bagasse.

4. The Commission opines that the Regulatory frame work provides for the generic tariff based on the then prevailing circumstances with well-defined approach and every five year the same is reviewed to take into account the developments/trends in preceding years. The time period of current prevailing Regulations is about to lapse , thus the Commission shall soon initiate review of its CRE Regulations, 2014.The petitioner can put forth the arguments taken in the review petition at that time. The Commission would examine these issues in consultation with various stake holders and issue the new Regulations. The Commission does not find it appropriate to review the said Regulations at this time.

5. The petition is disposed of accordingly.

(Kaushal Kishor Sharma)
Member

(Suresh Kumar Agarwal)
Chairman

Place: Lucknow
Dated: 13.06.2018

