

**JOINT ELECTRICITY REGULATORY COMMISSION FOR
THE STATE OF GOA AND UNION TERRITORIES
GURGAON**

Coram*

Sh. S.K.Chaturvedi, Member

Petition No. 105/2013

In the matter of

Petition for approval of Power Purchase Agreement between Electricity Department, Govt. of Goa and Sesa Goa Ltd. under section 86 (1) of the Electricity Act, 2003 read with Regulation 60 (c) of JERC (Conduct of Business) Regulations, 2009.

And in the matter of

Electricity Department, Govt. of Goa.

Order

25.09.2013

In exercise of the powers conferred by Section 83 of the Electricity Act, 2003 the Central Government constituted a two member (including Chairperson) Joint Electricity Regulatory Commission for all Union Territories except Delhi to be known as "Joint Electricity Regulatory Commission for Union Territories" with Headquarters at Delhi as notified vide notification no. 23/52/2003- R&R dated 2nd May, 2005. Later with the joining of the state of Goa, the Commission came to be known as "Joint Electricity Regulatory Commission for the State of Goa and Union Territories" as notified on 30th May, 2008. The Joint Electricity Regulatory Commission (for the State of Goa and Union Territories) started functioning with effect from August 2008 in the district town of Gurgaon, Haryana.

The present petition is filed by ED- Govt. of Goa for approval of Power Purchase Agreement between Electricity Department, Govt. of Goa and Sesa Goa Ltd. under section 86 (1) of the Electricity Act, 2003 read with Regulation 60 (c) of JERC (Conduct of Business) Regulations, 2009.

The petition was received in the Commission on 6.05.2013. The petition was found as per JERC (Conduct of Business) Regulations, 2009. The Commission after going through the petition and accompanied documents admitted the petition for hearing on 8.07.2013.

The Commission heard the representatives of the parties on 29.07.2013 at length and perused the petition, additional information and accompanying documents carefully and thoroughly. The Commission did not receive any objection from any stakeholder.

The Commission held public hearing on 19.08.2013 at Nalanda Hall, 5th Floor, EDC House Atmaram Bonkar Road, Panaji- Goa.

The Commission in the order dated 29.07.2013 observed that the PPA to be signed between the parties is in line with the provisions of section 86 (1) (b) of the Electricity Act, 2003 and Regulations framed by the Commission under the Electricity Act, 2003 and asked the petitioner to submit following information:-

- i. Electrical network scheme for SGL Plant, CPP and SGL units.
- ii. Metering scheme for above network clearly indicating injection and drawl points.
- iii. Commercial arrangements entered by SGL units among each other for injection and Drawl of power (letters/ agreements/ MOM etc.)
- iv. Commercial settlement mechanism for above injection and drawl points with ED- Goa.
- v. Whether injection and drawl points specified above will be part of UT mechanism?
- vi. Treatment of losses and OA charges GED T&D network.
- vii. Sample transaction considering above scheme/ agreements.

The petitioner in the affidavit dated 11.09.2013 submitted additional information asked by the Commission in the order dated 29.07.2013.

The Commission heard representatives of the parties at length and has gone through the petition, additional information and accompanying documents carefully and thoroughly. The Commission found the PPA to be executed between Electricity Department, Govt. of Goa and Sesa Goa Ltd. in line with the Electricity Act, 2003 and Regulations framed thereunder. Therefore, the Commission approves the PPA to be executed between Electricity Department, Govt. of Goa and Sesa Goa Ltd. on long term basis (10 years) at flat tariff of Rs. 2.40/kWh without any escalation.

Sd/-

(S.K.Chaturvedi)

Member

Chairperson (Vacant)

- * Post of the Chairperson is vacant. As per proviso of Regulation 9 (II) of JERC (Conduct of Business) Regulations, 2009 for review of its own orders "Coram is all Members". Whereas according to provisions of Section 93 of the Electricity Act, 2003 no act or proceedings of the appropriate Commission shall be questioned or invalidated merely on the ground of existence of any vacancy or defect in the Constitution of the appropriate Commission. So the Member only constitute a valid quorum.

Certified Copy

(R.K. Malik)

Secretary

26/9/13