

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

Quorum *

Shri S.K.Chaturvedi, Chairperson

Suo-Moto Petition No. 61/2012

Date of Order 12.11.2014

In the matter of

Compliance of Joint Electricity Regulatory Commission (JERC) for the State of Goa and UTs (Procurement of Renewable Energy) Regulations, 2010 regarding Renewable Purchase Obligation (RPO).

And in the matter of:

1. Secretary (Power), State of Goa
2. Secretary (Power), UT of Andaman & Nicobar
3. Secretary (Power), UT of Chandigarh
4. Secretary (Power), UT of Dadra and Nagar Haveli
5. Secretary (Power), UT of Daman & Diu
6. Secretary (Power), UT of Lakshadweep
7. Secretary (Power), UT of Puducherry

..... Respondents

Present:

1. Sh. Ramdas N. Bhat, Executive Engineer, ED- Goa, R-1
2. Ms. Sushma Mishra, Junior Engineer, ED- Andaman & Nicobar, R-2
4. Shri M.P. Singh, Superintending Engineer, ED- Chandigarh, R-3
5. Shri Pawan Kr. Sharma, AEE, ED- Chandigarh, R-4
6. Sh. R.B. Chaubal, AE, ED- Dadra and Nagar Haveli, R-5
7. Sh. Chandresh V. Dobariya, Consultant, ED-DNHPDCL & ED- Daman & Diu, R-5 & 6
8. Sh. K. Mathivanan, SE-I, ED- Puducherry, R-7
9. Sh. T. Prasanna Kumar, Executive Engineer, ED- Puducherry, R-7

ORDER

The Commission in exercise of the powers under Sections 61, 66, 86(1)(e) and 181 of the Electricity Act 2003 (EA 2003) notified Joint Electricity Regulatory Commission for State of Goa and UTs (Procurement of Renewable Energy) Regulations, 2010 and Joint Electricity Regulatory Commission for State of Goa and UTs (Procurement of Renewable Energy) First Amendment Regulations, 2014 herein after referred to as JERC (Procurement of Renewable Energy) Regulations. The Commission under Regulation 1 of JERC (Procurement of Renewable Energy) Regulations specified Renewable Purchase Obligation (RPOs) targets for all Distribution Licensees/ obligated entities for FY 2010-11 to FY 2021-22 as shown in table below:-

FY	<i>Minimum Quantum of purchase (in %) from renewable energy sources (in kWh)</i>		
	Total	Solar	Non- Solar
2010-11	1%	0.25%	0.75%
2011-12	2%	0.30%	1.70%
2012-13	3%	0.40%	2.60%
2013-14	3.00	0.40	2.60
2014-15	3.30	0.60	2.70
2015-16	3.55	0.85	2.70
2016-17	3.95	1.15	2.80
2017-18	4.30	1.50	2.80
2018-19	4.65	1.85	2.80
2019-20	5.10	2.20	2.90
2020-21	5.50	2.60	2.90
2021-22	6.00	3.00	3.00

Most of the licensees/ obligated entities were not fully complying their RPOs as required under Regulation 1.1 of JERC (Procurement of Renewable Energy) Regulations. Therefore, the Commission initiated Suo- Moto proceedings/ hearings for compliance of JERC (Procurement of Renewable Energy) Regulations regarding Renewable Purchase Obligations in the present petition no. 61/2012.

Regulation 2.1 of JERC (Procurement of Renewable Energy) Regulations provides that subject to the terms and conditions specified in JERC (Procurement of Renewable Energy) Regulations, the Certificates issued under the Central Electricity Regulatory Commission (Terms and Conditions for recognition and issuance of Renewable Energy Certificate for Renewable Energy Generation) Regulations, 2010 shall be valid instruments for discharge of mandatory obligations set out in JERC (Procurement of Renewable Energy) Regulations on the subject.

The Commission started Suo- Moto hearings in January 2012 for compliance of JERC (Procurement of Renewable Energy) Regulations regarding Renewable Purchase Obligations. The Commission has held periodical hearings in the petition and time and again directed the licensees/ obligated entities to meet their respective RPOs as per JERC (Procurement of Renewable Energy) Regulations. The Commission vide order dated 30.07.2014 directed the licensees/ obligated entities to meet their RPOs as per JERC (Procurement of Renewable Energy) Regulations in respect of back log for FY 2010-11, 2011-12, 2012-13, 2013-14 and the current financial year 2014-15. The Commission further directed the respondents to submit detailed action plan to meet RPOs for back log for FYs 2010-11 to 2013-14 and RPOs of current financial year 2014-15. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations against the licensee/ obligated entities, which reads as under:-

Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010

"If the obligated entity does not fulfill the renewable purchase obligation as provided in these regulations during any year and also does not purchase the certificates, the Commission may direct the obligated entity to deposit into a separate fund, to be created and maintained by State Agency, such amount as the Commission may determine on the basis of the shortfall in units of RPO and the forbearance price. It shall also be liable for penalty as may be provided by the Commission under Section 142 of Electricity Act, 2003".

The Commission further directed the licensee/ obligated entities to submit quarterly Compliance report of RPOs as provided under Regulation 3.3 of JER (Procurement of Renewable Energy) Regulations to the State Agency for their verification and certification and to the Commission without fail.

1. Secretary (Power) Goa respondent no. 1

The respondent no. 1 in compliance of the order dated 30.07.2014, in the affidavit dated 08.11.2014 submitted that as regards fulfillment of Solar RPOs one PPA has been executed by the Government with M/s NVVNL, New Delhi on 22.08.2014 for supply of 6 MW i.e. approximately 10 MUs of solar power for a period of 5 years @ Rs. 7.99 per unit. The supply has started w.e.f. 28.08.2014. The details of month wise purchase of Solar Power from NVVNL are as under:-

Month	Solar Power Purchase in MUs
28.08.2014 to 31.08.2014	0.05
01.09.2014 to 30.09.2014	0.75
01.10.2014 to 31.10.2014	0.89

The respondent further submitted that by way of purchase of this above power the respondent will be able to meet backlog for fulfillment of solar RPO from FY 2010-11 to 2014-15 by FY 2019-20.

The respondent further submitted that M/s Solar Energy Corporation of India, New Delhi vide letter no. SECI/JNNSM/P-2/B-1/Power Sale/851 dated 11.07.2014 has allocated 10 MW of Solar power to the respondent and Power Sale Agreement (PSA). The PSA to be executed with SECI has been submitted to the Government for approval for execution. The SECI will be supplying solar power of 10 MW @ Rs. 5.50 per unit for a period of 25 years. The respondent further submitted that it is anticipated that PSA will be executed shortly and shall fulfill the solar RPO from FY 2015-16 till next 25 years.

The respondent no. 1 further submitted that tender was invited by the ED-Goa for fulfillment of non-solar RPO for FY 2014-15 and further 4 years. There were three offers against the tender. The lowest offer is @ Rs. 6.10 per unit at Goa Periphery but the commencement of supply was from 01.04.2015 and another offer was @ Rs. 7.25 at Goa periphery from current year itself. The rates offered are on higher side, therefore, the respondent has put up a proposal to the Government for purchase of RECs to meet its RPO (Non-Solar) for FY 2014-15 and the RECs will be bought on receipt of Government's approval.

The Commission examined the report and observed that the respondent has failed to submit facts and figures to meet Solar and Non-Solar RPOs as per JERC (Procurement of Renewable Energy) Regulations of back log and current FY 2014-15. The Commission has taken a serious view for non-compliance of its orders and JERC (Procurement of Renewable Energy) Regulations by the respondent.

The representative appearing for the respondent submitted that he is not conversant with the facts of the present petition and the aforementioned report. Therefore, the Commission directs the respondent to send a senior officer for hearing in the Commission in future, who may be able to answer queries of the Commission. The Commission further directs that a letter be sent to the Secretary (Power), State of Goa with copy to the Chief Secretary, State of Goa apprising them about the working of the functionaries of the licensee and non-compliance of JERC (Procurement of Renewable Energy) Regulations and orders of the Commission.

The Commission further directs the respondent to meet solar and Non-Solar RPOs as per JERC (Procurement of Renewable Energy) Regulations of back log and current financial year 2014-15. The Commission also directs the respondent to submit a detailed action plan to meet RPOs for back log and current financial year 2014-15 as per tariff order for FY 2014-15 and JERC (Procurement of Renewable Energy) Regulations by 09.02.2015. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations against the licensee/ obligated entities.

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPOs as provided under Regulation 3.3 of JERC (Procurement of Renewable Energy) Regulations to the State Agency for verification and certification and to the Commission without fail.

2. Secretary (Power) UT Andaman & Nicobar respondent no. 2

The Commission in the order dated 30.07.2014 has observed that the respondent no. 2 has met its RPOs (Solar & Non- Solar) for FY 2010-11 to 2013-14 as per JERC (Procurement of Renewable Energy) Regulations. The Commission directed the respondent to continue submitting quarterly Compliance report of RPOs as provided under Regulation 3.3 of (Procurement of Renewable Energy) Regulations to the State Agency and the Commission regularly. The respondent no. 2 – ED A&N in affidavit dated 07.11.2014 submitted quarterly report to meet RPOs of current FY 2014-15 as directed in the order dated 30.07.2014 as under:-

Table -A

Year	RPO to be met (MU)	RPO actually met (MU)	RPO met (%)	Thru REC	Thru Renewable Power Purchase
I. Non- Solar				Nil	Nil
2010-11	1.81	9.88	545.86		
2011-12	4.26	11.33	265.96		
2012-13	6.85	12.02	175.47		
2013-14	5.63	12.43	220.78		
2014-15 (01/4 to 30/9/14)	7.83	5.78			
Total (NS)	26.38	51.44	194.99		
II. Solar					
2010-11	0.60				
2011-12	0.75	-	-		
2012-13	1.05	0.015	1.43		
2013-14	0.87	6.478	744.59		
2014-15 (1/4 to 30/9)	1.74	3.254			
Total (Solar)	5.01	9.747	194.55		

Table -B

S.N.	Description	Quantum (MU)	Renewable Energy Generation		Remarks
1.	Gross Consumption	146.52	Solar (MU)	Non Solar (MU)	
A	Own Generation	52.65	-	5.78	
B	Purchase from other generating company / intermediaries				
i	IPP	48.55	-	-	
ii	Hiring Power Plants	36.29	-	-	
iii	NTPC (5MWp Solar Power plant)	-	3.25	-	
C	Sale to other licensee/ intermediaries	-	-	-	
D	Grand Total (A+B+C)	137.49	3.25	5.78	
E	Renewable Purchase Obligation (RPO)				
i	Solar RPOs	-	0.6%	-	
ii	Non Solar RPOs	-	-	2.7%	
F	How much RPOs met so far till the date of filing of this report in the current year				
i	Solar RPOs	-	3.25 MU		
ii	Non Solar RPOs	-	-	5.78 MU	
G	Names of Open Access consumers with 1 MW+ Open Access Electrical Power Load				
Nil.....				
H	Captive power Generators				
Nil.....				

The Commission noticed that the respondent no. 2 has complied with the RPOs (both Solar & Non-Solar). The Commission further observed that the RPOs are self certified by the respondent. The respondent had not suggested any Nodal Agency to certify RPOs. The Commission in the orders dated 05.05.2014 and 30.07.2014 directed the respondent to suggest the name of a Nodal Agency to be appointed by the Commission at the earliest.

The respondent in the affidavit dated 07.11.2014 suggested names of (i) NRSE Division of ED-A&N Islands (ii) Department of Science & Technology, Dolly Gunj, Port Blair, A&N Islands and (iii) Dr. B.R. Ambedkar Institution of Technology, Dolly Gunj, Port Blair, A&N Islands to be designated as State Agency for accreditation and recommending the renewable energy projects for registration and to undertake all functions under Regulation 3.3 of JERC (Procurement of Renewable Energy) Regulations.

The Commission carefully examined and considered the report as well as submissions of the respondent and designated Dr. B.R. Ambedkar Institution of Technology, Dolly Gunj, Port Blair, A&N Islands as State Agency under Regulation 3.3 of JERC (Procurement of Renewable Energy) Regulations for accreditation and recommending the renewable energy projects for registration and to undertake all functions under Regulation 3.3 of JERC (Procurement of Renewable Energy) Regulations. The licensee is also directed to obtain acceptance of the above agency to act as State Agency for ED- A&N Islands and send to the Commission at the earliest.

The Commission directs the licensee/ obligated entity to submit quarterly Compliance report of RPOs as provided under Regulation 3.3 of JERC (Procurement of Renewable Energy) Regulations to the State Agency and to the Commission regularly as per tariff order for FY 2014-15. Next report on RPOs compliance to be submitted by 09.02.2015.

3. Secretary (Power) UT Chandigarh respondent no. 3

The respondent no. 3 – ED Chandigarh in affidavit dated 03.11.2014 submitted the report to meet RPOs of current FY 2014-15 as per the order dated 30.07.2014 as under:-

Detail of RECs for quarter ending 30.09.2014 of FY 2014-15

Sl. No.	Description	RPO to be met (MUs)	RECs to be met (Nos.)	Actual Procured upto 1 st Qtr.	Actual Procured upto 2 nd Qtr.	Percentage of Annual RPO met
1.	Non- Solar	38.43	38430	9600	9500	49.7%%
2.	Solar	8.54	8540	2150	2000	48.6%%
Total		46.97	46970	11750	11500	49.5%

The Commission in the order dated 30.07.2014 has observed that the respondent no. 3 has met RPO obligations for FY 2010-11 to 2013-14 and of 1st quarter of current FY 2014-15.

The Commission examined the report submitted by the respondent no. 3 and observed that the respondent has also met RPOs of 2nd quarter of current FY 2014-15 as per JERC (Procurement of Renewable Energy) Regulations. The Commission has also received the report from "CERST" the State Agency of ED-Chandigarh.

The Commission directs the licensee/ obligated entity to submit quarterly Compliance report of RPOs as provided under Regulation 3.3 of JERC (Procurement of Renewable Energy) Regulations to the State Agency for verification and certification and to the Commission regularly as per the JERC (Procurement of Renewable Energy) Regulations and tariff order for FY 2014-15. Next report on RPOs compliance to be submitted by 09.02.2015.

4. Secretary (Power) UT Dadra & Nagar Haveli respondent no. 4

The respondent no. 4 – ED Dadra & Nagar Haveli in affidavit dated 07.11.2014 submitted report to fulfill RPOs of back log and current FY 2014-15 as per the order dated 30.07.2014 as under:-

Year	RPO to be met (MU)	RPO actually met (MU)	RPO met (%)	Thru REC	Thru Renewable Power Purchase
I. Non- Solar					
2010-11	29.23	0.00	0.00%		
2011-12	71.94	58.00	80.62%	58.00	
2012-13	119.37	90.00	75.40%	90.00	
2013-14	128.97	40.00	31.01%	40.00	
2014-15	139.88	50.00	35.74%	50.00	
Total (NS)	489.40	238.00	48.63%		
II. Solar					
2010-11	9.74	0.00	0.00%		
2011-12	12.70	0.00	0.00%		
2012-13	18.36	0.00	0.00%		
2013-14	19.84	0.00	0.00%		
2014-15	31.09	0.04	0.14%		0.04
Total (Solar)	91.73	0.04	0.05%		

The Commission examined the report and observed that the respondent has submitted incomplete report to meet RPOs as per JERC (Procurement of Renewable Energy) Regulations in respect of back log and current FY 2014-15 and did not comply with the orders dated 05.05.2014 and 30.07.2014 in totality. The Commission also found that the respondent has failed to meet RPOs as per JERC (Procurement of Renewable Energy) Regulations in respect of back log and current FY 2014-15. The Commission has taken a serious view of non-compliance of its orders/ directions and JERC (Procurement of Renewable Energy) Regulations by the respondent.

Therefore, the Commission directs the respondent to submit action plan by 09.02.2015 and to meet RPOs as per tariff order for FY 2014-15 and JERC (Procurement of Renewable Energy) Regulations in respect of back log and current financial year 2014-15. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations against the licensee/ obligated entities.

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPOs as provided under Regulation 3.3 of JERC (Procurement of Renewable Energy) Regulations to the State Agency and to the Commission without fail. The Commission further directs that a letter be sent to the Secretary (Power), UT- Dadra and Nagar Haveli with copy to the Chief Secretary, UT- Dadra and Nagar Haveli apprising them about the working of the functionaries of the licensee and non-compliance of JERC (Procurement of Renewable Energy) Regulations and orders of the Commission.

5. Secretary (Power) UT Daman & Diu respondent no. 5

The respondent no. 5 – ED Daman & Diu in letter dated 20.10.2014 submitted the report to meet RPOs of 2nd quarter of current FY 2014-15 only in compliance of the order dated 30.07.2014 as under:-

Gross Energy Consumption for 2nd Qtr. of FY 2014-15

Sl.No.	Description	Quantum (MU)	Solar (MU) @ 0.60 % of Sale	Non- Solar (MU) @ 2.70 % of Sale
1.	Gross sale for the 2 nd Qtr. by licensee	408.24	2.45	11.02
	RPO Complied		1.06	9.9
2.	Open Access consumers (Consumption for the Qtr.			
(i)	M/s Wellknown Polyester Ltd. (HTC-364)	44.23	0.27	1.19
	RPO complied		0	1.08
(ii)	M/s Wellknown Polyester Ltd. (HTC-1148)	23.79	0.14	0.64
	RPO complied		0	0.76
(iii)	M/s Prefect Filaments (HTC- 1059)	6.54	0.039	0.177
	RPO complied		0	0

The Commission examined the report and observed that the respondent has failed to submit complete report to meet RPOs of back log and current FY 2014-15 as per JERC (Procurement of Renewable Energy) Regulations and did not comply with the orders dated 05.05.2014 and 30.07.2014 in totality. The Commission found that there is huge back log of Solar and Non- Solar RPOs of the respondent for FY 2010-11 to 2013-14 and current FY 2014-15.

The licensee has not furnished the status of back log which as per the records of the Commission is as under:-

Year	RPO to be met (MU)	RPO actually met (MU)	RPO met (%)	Thru REC	Thru Renewable Power Purchase
I. Non- Solar					
2010-11	12.41	0	0	0	0
2011-12	30.11	0.75	2.5	2.5	0
2012-13	48.44	4.7	9.7	9.7	0
2013-14	45.61	13.2	28.9	28.9	-
Total (NS)	136.57	18.65	13.71	41.1	0
II. Solar					
2010-11	6.36	0	0	0	0
2011-12	8.24	0	0	0	0
2012-13	11.66	0	0	0	0
2013-14	12.13	0	0	-	0
Total (Solar)	38.39	0	0	0	0

The representative appearing for the respondent submitted that he is not conversant with the facts of the present petition and the aforementioned report. Therefore, the Commission directs the respondent to send a senior officer for hearing in the Commission in future, who may be able to answer queries of the Commission. The Commission further directs that a letter be sent to the Secretary (Power), UT –Daman & Diu with copy to the Chief Secretary, UT –Daman & Diu apprising them about the working of the functionaries of the licensee and non-compliance of JERC (Procurement of Renewable Energy) Regulations and orders of the Commission.

The Commission also directs the respondent to meet RPOs of back log and current financial year 2014-15 as per JERC (Procurement of Renewable Energy) Regulations.

The Commission further directs the respondent to submit a detailed action plan to meet RPOs for back log and for the current financial year 2014-15 as per tariff order for FY 2014-15 by 09.02.2015. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations against the licensee/ obligated entities.

The licensee is to ensure the compliance at their end and at the end of open access consumers. It is made clear that if the open access consumers do not fulfill their RPOs, the licensee may fulfill the RPOs on behalf of open access consumers and debit the expenditure to the respective open access consumer.

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPOs as provided under Regulation 3.3 of JERC (Procurement of Renewable Energy) Regulations to the State Agency for verification and certification and to the Commission without fail. Next update on RPOs to be submitted by 09.02.2015.

6. Secretary (Power) UT Lakshadweep respondent no. 6

The respondent no. 6 – ED Lakshadweep did not submit report of RPOs for back log and current FY 2014-15 as per tariff order for FY 2014-15 and JERC (Procurement of Renewable Energy) Regulations. The representative of the respondent no. 6 also did not appear in hearing of the present petition.

The Commission has taken serious note on the non- appearance of the respondent no. 6 and non-compliance of its orders, directions and JERC (Procurement of Renewable Energy) Regulations.

The Commission again directs the respondent to meet RPOs of back log and current financial year 2014-15 as per JERC (Procurement of Renewable Energy) Regulations. The Commission further directs the respondent to submit detailed action plan to meet RPOs for back log and current financial year 2014-15 as per tariff order for FY 2014-15 and JERC (Procurement of Renewable Energy) Regulations. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations against the licensee/ obligated entities.

The Commission further directs the respondent to send a senior officer for hearing in the Commission in future, who may be able to answer queries of the Commission. The Commission further directs that a letter be sent to the Secretary (Power), UT-Lakshadweep with copy to the Chief Secretary, UT-Lakshadweep apprising them about the working of the functionaries of the licensee and non-compliance of JERC (Procurement of Renewable Energy) Regulations and orders of the Commission.

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPOs as provided under Regulation 3.3 of JERC (Procurement of Renewable Energy) Regulations to the State Agency for verification and certification and to the Commission without fail. RPOs compliance report to be sent immediately not later than 10.12.2014 & next update on RPOs by 09.02.2015.

7. Secretary (Power) UT Puducherry respondent no. 7

The respondent no. 7 – ED Puducherry in affidavit dated 03.11.2014 submitted that for compliance of the Renewable Purchase Obligation (RPOs), the EDP has planned to purchase RECs from the power exchange especially for non-solar category. The EDP, being a Government Department, approval of the Hon'ble Lt. Governor of UT of Puducherry needs to be obtained for entering into agreement with the exchange. The respondent has sent proposal to the Government for purchase of RECs. It is in the final stage and the EDP would proceed with plan of purchase of REC (non-solar) towards fulfillment of RPOs for the current year and for the backlog from the month of November, 2014.

The respondent to fulfill RPOs (non-solar) has planned to purchase 90,870 RECs (non-solar) units for the estimated cost of Rs. 13,83,47,031/- from the power exchange as per the schedule tabulated below:-

S. N.	Period/month	REC Units (NS)	Estimated cost		
			Units cost @ Rs. 1500 per REC	Transaction charges plus service tax @ 12.36 %	Total (Rs.)
1.	November' 2014	40000	6,00,00,000	8,98,880	6,08,98,880
2.	December' 2014	40000	6,00,00,000	8,98,880	6,08,98,880
3.	January' 2015	10870	1,63,05,000	2,44,271	1,65,49,271
Total		90870	13,63,05,000	20,42,031	13,83,47,031

The respondent to fulfill Solar RPOs has planned to purchase actual energy from the solar power projects likely to be setup in UT of Puducherry.

EDP further submitted that Ministry of New and Renewable Energy (MNRE) has confirmed allocation of 10 MW of solar power under batch 1 phase 2 of JNNISM Scheme at the levelised tariff of Rs. 5.50 per unit for twenty five years. The respondent has sent necessary communication for availing 10 MW solar power to Solar Energy Corporation of India.

The Commission observed that the respondent no. 7 has failed to fulfill the RPOs obligations of back log and current financial year 2014-15.

The Commission has taken serious note for non-compliance of its orders, directions and JERC (Procurement of Renewable Energy) Regulations.

The Commission again directs the respondent to meet RPOs as per JERC (Procurement of Renewable Energy) Regulations of back log and current financial year 2014-15. The Commission further directs the respondent to submit detailed action plan to meet RPOs for back log and current financial year 2014-15 as per tariff order for FY 2014-15 and JERC (Procurement of Renewable Energy) Regulations by 09.02.2015. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations against the licensee/ obligated entities.

The Commission further directs that a letter be sent to the Secretary (Power), UT-Puducherry with copy to the Chief Secretary, UT-Puducherry apprising them about the working of the functionaries of the licensee and non-compliance of JERC (Procurement of Renewable Energy) Regulations and orders of the Commission.

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPOs as provided under Regulation 3.3 of JERC (Procurement of Renewable Energy) Regulations to the State Agency "REAP" for verification and certification and to the Commission without fail.

Sd/-

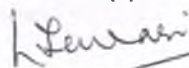
(S.K.Chaturvedi)

Chairman

Member (Vacant)

- * As per Regulation 9 (II) of JERC (Conduct of Business) Regulations, 2009 "Quorum is two". Whereas as per proviso of Regulation 9 (II) of JERC (Conduct of Business) Regulations, 2009 if Chairperson or the Member is prevented from attending hearing of which he has been given notice the Member or the Chairman as the case may be attending the meeting shall validly constitute the Quorum. Post of the Member is vacant. 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 Chairperson only constitute a valid Quorum.

Certified Copy



(Keerti Tewari)

Secretary