



**Delhi Electricity Regulatory Commission**  
**Viniyamak Bhavan, C-Block, Shivalik, Malviya Nagar, New Delhi-110017**

F.17(174)/DERC/Engg./17-18/5842

**Order**  
**(Date of Order: 01.10.2021)**

Whereas the Delhi Electricity Regulatory Commission (Renewable Purchase Obligations and Renewable Energy Certificate Framework Implementation) Regulations, 2021 (hereinafter referred to as 'Regulations 2021') provide inter alia the framework for levy of Wheeling, Transmission, Cross Subsidy Surcharge and Additional Surcharge from Renewable Energy Sources and whereas the Commission had issued an Order dated 03.09.2021 in the matter of Determination of Open Access Charges and related matters.

And whereas Regulation 7(1) of the 'Regulations 2021' provides that all Open Access Consumers receiving electricity from Renewable Energy Sources shall be exempted from the Wheeling, Transmission, Cross Subsidy Surcharge and Additional Surcharge to the extent of quantum of RPO compliance.

And whereas the DERC Order dated 03.09.2021 in the matter of determination of open access charges and related matters provides that Open Access Consumers receiving electricity from renewable energy sources within or outside Delhi shall be exempted from Wheeling Charges, Transmission Charges, Cross Subsidy Surcharge and Additional Surcharge, to the extent of quantum of RPO compliance, as specified in the 'Regulations, 2021', as amended from time to time.

And whereas DERC Order dated 03.09.2021 is made applicable from the date of applicability of 'Regulations, 2021'.

And whereas the 'Regulations, 2021' were published in the Government of The National Capital Territory of Delhi Gazette on 13.04.2021 and were uploaded on the website of DERC on 15.08.2021.

And whereas the Commission received the representations from stakeholders that difficulty has arisen in implementation retrospectively of (i) Regulation 7(1) of 'Regulations 2021' from the date of notification of the said 'Regulations 2021'; and (ii) the Order dated 03.09.2021 amending Clause 6 of the Order dated 01.06.2017 (Principal Order) from the date of notification of 'Regulations 2021'.

Now, therefore, Delhi Electricity Regulatory Commission in exercise of its powers conferred under Regulation 15 - 'Power to remove difficulties' of the 'Regulations, 2021' hereby makes the applicability of Regulation 7(1) of the 'Regulations 2021' w.e.f. 03.09.2021, being the date of issuance of the Order amending clause 6 of the Order dated 01.06.2017 (Principal Order) on the subject of 'Determination of Open Access Charges and related matters.

Accordingly, Sr. No. 1(2) in the Order dated 03.09.2021 is modified and be read as under:

"2. This Order shall be applicable from the date of issuance of the Order i.e. 03.09.2021."

**Sd/-**  
**(Dr. A.K. Ambasht)**  
**Member**

**Sd/-**  
**(Justice Shabihul Hasnain 'Shastri')**  
**Chairperson**