

**(TO BE PUBLISHED IN DELHI GAZETTE EXTRAORDINARY PART)**  
**GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI**

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

**NOTIFICATION**  
**Delhi**

**F.3(679)/Tariff/DERC/2022-23/7460:** In exercise of powers conferred under Section 181 read with Section 61 and Section 86(1)(b) of the Electricity Act, 2003 (Act 36 of 2003) and all other powers enabling it in this behalf, the Delhi Electricity Regulatory Commission hereby makes the following Regulations to amend the *Delhi Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff) Regulations, 2017* (hereinafter referred to as “the Principal Regulations”):

**1.0 Short Title and Commencement:**

- (1) These Regulations may be called the *Delhi Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff) (First Amendment) Regulations, 2023* and shall be applicable from 1/04/2023 onwards.

**2.0 New Proviso in Regulation 72 of Principal Regulations:**

“Provided that Effective Tax Rate of the respective Financial Year shall be derived from the Income Tax returns.”

**3.0 New Proviso added in Regulation 77 of Principal Regulations:**

“Provided that Weighted Average Rate of Interest for any Financial Year shall be arrived by including the Interest Paid, all Bank Charges, Syndication Fee and other Charges paid during that year for Raising and Maintaining of the respective loans.”

**4.0 Amendment in Regulation 124 of Principal Regulations:**

“(124) The cost of Renewable Purchase Obligation (RPO) of the Distribution Licensee shall be computed on the basis of approved cost of power procurement from Renewable Energy Sources as specified in the *Delhi Electricity Regulatory Commission (Renewable Purchase Obligation and Renewable Energy Certificate Framework Implementation) Regulations, 2021* and subsequent amendments thereof:

Provided that penalty for quantum of shortfall in RPO shall be 10% of weighted average REC price discovered at Power Exchange (IEX) for the Trued-up Year.

Provided further that the actual expenses for procurement of power from Renewable Energy Sources and purchase of Renewable Energy Certificates shall be trued up by the Commission:

Provided also that the Commission will specify the targets for Wind RPO, Other RPO and HPO in the Business Plan Regulations for a specific Control Period:

Provided also that the penalty for non fulfilment of RPO targets, as specified by the Commission in its Tariff Order, shall be adjusted in the ARR during True up of the relevant Financial Year.”

**Date: 29/03/2023**

**Sd/-  
Rajesh Dangi  
Secretary, DERC**