Delhi Electricity Regulatory Commission

Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 110017.

F.11(2437)/DERC/2025-26/8722

Petition No. 10/2026

In the matter of: **Petition on behalf of the Petitioner under Section 86(1)(b) and 86(1)(e) of the Electricity Act, 2003 seeking approval of amendments to the Bidding Documents of 200MW firm and dispatchable renewable energy with energy storage system, with greenshoe option of contracting additional 200MW under Guidelines for Tariff Based Competitive Bidding Process for procurement of Firm and Dispatchable Power from Grid Connected Renewable Energy Power Projects with Energy Storage Systems published on 14.11.2025, pursuant to receipt of queries from the bidders.**

Tata Power Delhi Distribution Ltd. **… Petitioner**

Coram:

Sh. S.C.L. Das, Chairperson
Sh. Ajay Kumar Jain, Member (Legal)
Sh. Praveen Gupta, Member (Technical)

Appearance:
1. Mr. Anand Kumar Srivastava, Ld. Counsel for the Petitioner
2. Mr. Ankit Bhandari, Ld. Counsel for the Petitioner
3. Mr. Mudassir, Ld. Counsel for the Petitioner

Order

(Date of Hearing: 26.11.2026)
(Date of Order: 26.11.2026)

1. Ld. Counsel appearing on behalf of the Petitioner mentioned the above matter and submits that the Commission, vide Order dated 13.11.2026 in the instant Petition ("the Order"), approved the amendments to the Bidding Documents published by the Petitioner on 14.11.2025 for procurement of 200 MW FDRE with Energy Storage System, to the extent of the deviations set out in Para 9 of the Order.

2. The Petitioner while mentioning sought correction in the above Order with respect to (a) Clause 6.7.4 of the RfS, at Para 9, Sr. No. 6 of the Order; and (b) Clause 2.10 of the RfS and Article 1.1 of the PPA, at Para 9, Sr. Nos. 1 and 12 of the Order.

A. Clause 6.7.4 of RtS: date of connectivity

3. Ld. Counsel for the Petitioner submitted that during the hearing held on 29.09.2026, this Commission had observed that completion of the Project by June 2028 is not feasible and that the date of connectivity be linked only to the Project timelines, and directed accordingly. The amended Clause 6.7.4, as

approved in the Order, however, inadvertently retains the fixed date of 30.06.2028.

4. Ld. Counsel submitted that during the hearing 29.09.2026, the Commission had observed that the date of connectivity be linked to the Project completion timelines. The retention of the date 30.06.2028 in the amended Clause 6.7.4 is, therefore, an inadvertent error. The correction sought be allowed.

B. Clause 2.10 of RfS and Article 1.1 of PPA: hours in a leap year for CUF

5. Ld. Counsel for the Petitioner submitted that both provisions, as approved, adopt 8766 hours in a year for calculating CUF but retain the words in parenthesis providing that 8784 hours shall be considered for a leap year. Regulation 18 of the CERC (Terms and Conditions for Tariff determination from Renewable Energy Sources) Regulations, 2024 prescribes 8766 hours in a year for calculating CUF, without any separate figure for a leap year, since 8766 hours (365.25 days × 24 hours already accounts for the leap year.

6. Ld. Counsel submitted that the Commission has considered this submission. The modification to Clause 2.10 of the RfS and Article 1.1 of the PPA was approved specifically to align the definition of CUF with the CERC (Terms and Conditions for Tariff determination from Renewable Energy Sources) Regulations, 2024. A figure of 8766 hours, being 365.25 days x 24 hours, already accounts for the additional day in a leap year. A separate figure of 8784 hours for a leap year is inconsistent with the opening words of both provisions and with the very alignment the Commission approved. The correction sought be allowed.

Directions

7. In view of the above submissions, the Order dated 13.11.2026 is modified to the extent as under:

   a. In Para 9, Sr. No. 6 (Clause 6.7.4 of RfS), in the column "Amended Clause/ Article Approved by the Commission", the words "being on or before 30.06.2028" shall stand substituted with the words "being in line with the Project completion timelines". The amended Clause 6.7.4 shall read as under:

   "Bidders shall be eligible to participate in this RfS only if they have been granted In-Principle Connectivity at any of ISTS sub-station, with the date of connectivity being in line with the Project completion timelines. All eligible Bidders must submit proof of grant of In-Principle Connectivity along with the Covering Letter in Format-7.1."

(b) In Para 9, Sr. No. 1 (Clause 2.10 of RfS), the words "(for leap year number of hours for the purpose of calculating CUF shall be considered as 8784)" shall stand deleted. The relevant portion of the amended Clause 2.10 shall read as under:

"... *In any Contract Year, if 'X' MWh of energy has been metered out at the Delivery Point for 'Y' MW Project Capacity, CUF= (X MWh/ (Y MW*8766)) X100. It maybe noted that in the above illustration, the capacity 'Y' MW shall refer to the Contracted Capacity in terms of the PPA.* "

(c) In Para 9, Sr. No. 12 (Article 1.1 of PPA), the words", (for leap year, number of hours for the purpose of calculating CUF shall be considered as 8784)" shall stand deleted. The relevant portion of the amended Article 1.1 shall read as under:

"... *In any Contract Year, if 'X' MWhof energy has been metered out at the Delivery Point for 'Y' MW Project Capacity, CUF= (X MWh (Y MW*8766)) X100.*"

8. The Petitioner shall issue a corresponding amendment to the Bidding Documents and notify the same to all prospective bidders.

9. Accordingly, the Order dated 13.11.2026 stands modified to the extent as above. The approval to the other amendments shall remain unchanged.

10. Ordered accordingly.

Sd/-	**Sd/-**	**Sd/-**
(Praveen Gupta)	**(Ajay Kumar Jain)**	**(S.C.L. Das)**
Member	**Member**	**Chairperson**