

Delhi Electricity Regulatory Commission
Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 17.

In the matter of:

Determination of Transmission and Wheeling Charges, Cross Subsidy Surcharge under Short Term Open Access.

ORDER

(Date of Order: 18.05.2015)

1. The Delhi Electricity Regulatory Commission (hereinafter referred to as Commission) vide its order dated 24.12.2013 had determined Transmission and Wheeling Charges, Cross Subsidy Surcharge, Additional Surcharge and other applicable charges under Short Term Open Access. The Commission hereby issues amendment order to the order dated 24.12.2013.
2. The Cross Subsidy Surcharge as per National Tariff Policy is defined as " $T - [C(1+L/100)+D]$ ". These parameters (T, C, L, & D) are updated and made available in Tariff Orders of the relevant years. The nodal agency shall compute Cross Subsidy Surcharge accordingly and shall also display it on its website within one month of issue of the Tariff orders. Wherever cross subsidy surcharge worked out is negative, no cross subsidy surcharge shall be payable by the OA consumer.
3. The additional surcharge has been stipulated in the Commission's order dated 24.12.2013. The Commission has now further decided that additional surcharge taken from open access customers shall be adjusted at the end of each financial year as per actual by the nodal agency, on 15 minutes time block basis, based on the approved quantum of the Open Access of the consumer, Fixed & variable charge liabilities of the DISCOMs for contracted Long Term arrangements, and corresponding UI/Deviation Settlement Mechanism rates.
4. In Commission's order dated 24.12.2013, it was mentioned that, to ensure smooth implementation of Open Access within Delhi, the Commission may over-see all Open Access transactions in consultation with SLDC, in the initial phase until the system of Open Access gets stabilized. During the course of implementation of Open Access, SLDC Delhi has observed some difficulties and accordingly raised certain issues. The Commission has considered these issues and made following modifications in the order dated 24.12.2013 for proper implementation of open access in Delhi :
 - (i) The clause 13.1 of guidelines on short term open access issued by Commission on dated 24.12.2013 shall be read as under :

In case of Collective Transactions through power exchange, the customer shall pay applicable charges towards open access transaction to the concerned power exchange & all the distribution charges to the concerned Distribution Licensee directly. The Concerned Power Exchange shall remit the STU charges & SLDC Operation charges to SLDC.

In case of Bilateral Interstate Transactions, the customer shall pay applicable charges towards open access transaction to the concerned RLDC & all the distribution charges to the concerned Distribution Licensee directly. The

concerned RLDC shall remit the STU charges and SLDC Operation charges to SLDC.

In case of Intra State Transactions, the customer shall pay applicable charges toward open access transaction to SLDC & all the distribution charges to the concerned Distribution Licensees directly.

- (ii) The clause 13 v. of order and clause 13.6 of guidelines dated 24.12.2013 on short term open access issued by Commission shall be read as under :

All the charges except distribution charges (DISCOM wheeling, cross subsidy surcharge, additional surcharge, reactive energy and Deviation Settlement Mechanism charges etc.) in first instance will be collected by SLDC directly or through RLDC/Exchange. The Transmission Charges as received by SLDC shall be remitted to STU within 15 days of its receipt by SLDC.

- (iii) Clause 8.0, of Annexure A, "Transaction of Power due to failure of Transmission / Distribution System", reads as under:

8.1 If an Open Access Consumer is unable to draw the scheduled energy due to unscheduled cut or failure of transmission / distribution system of the licensee, the power injected will be treated as Unscheduled Interchange Energy and shall be adjusted at UI capped rate i.e. Rs. 4.03 Ps/Unit or at UI rate prevailing at the time of cut or failure or contracted rate whichever is lower. The capped rate shall be as per rate amended time to time by the appropriate Commission as per the UI Regulations.

- (iv) The clause 12(4) of order, 11.0 (G) of Annexure A and 5.4(viii) of Annexure B of Commission Order dated 24.12.2013, shall be read as under:

In cases of outages of generator supplying to open access consumer, standby arrangements will be provided by the distribution licensee for a maximum period of 42 days in a year, subject to the load shedding as is applicable to embedded consumers of the licensee and the licensee shall be entitled to collect tariff under Temporary rate for that category of consumers in the prevailing tariff schedule or as decided by the Commission from time to time.

Provided also that the Open Access customers shall have the option to arrange standby power from any other source. The Standby charges shall be applicable from 00.00 hrs after 24 hrs of outage of generator supplying to Open Access customer, till that time customer shall have to pay the charges as per Deviation Settlement Mechanism rate for drawal of that energy to Distribution licensee. The Standby charges for the power availed by the Open Access customer on outage of generator supplying to open access customer shall be paid to Distribution company as in the case of similarly placed customer of DISCOMs availing temporary connection from them.

- (v) The transmission charges, wheeling charges, additional surcharge and cross subsidy surcharge shall be levied on Open Access quantum cleared by the Nodal Agency.
- (vi) Validity of Bank Guarantee (BG)/Letter of Credit (LC) shall be till open access transaction allowed by SLDC with an additional claim period of sixty (60) days thereafter.

(vii) Clause 14.2(iii) of Annexure A shall be read as:

"The LC/BG shall be opened by the customer before issuance of the compliance report for completion of metering formalities".

(viii) Partial drawl can be allowed only if Open Access quantum is fixed for a whole day. The consumer shall pay the Open Access charges as per the Regulations. The DISCOMs shall recover Fixed charges, Energy charges & Deviation Settlement Mechanism charges from the consumer opting for Partial Open Access, as under:

- a) **Fixed Charges** on Sanctioned Contract Demand minus Open Access Quantum
- b) **Energy Charges** corresponding to actual drawl (upto Sanctioned Contract Demand) minus Open Access Quantum, at applicable DISCOM's rates.
- c) **Deviation Settlement Mechanism Charges** on the actual drawl above Sanctioned Contract Demand.

Illustration

Sanctioned Contract Demand = 10 MW

Open Access Quantum = 6 MW

Slot-wise calculation for DISCOM billing shall be done as under :

- **Fixed Charges** will be recovered by DISCOMs on Sanctioned Contract Demand minus Open Access Quantum. i.e $10-6=4$ MW in this case.
- **Energy charges** shall be recovered by DISCOMs as under:

Case-1

Actual drawl less than 6 MW

DISCOM will charge only fixed charges. Deviation Settlement Mechanism charges shall not be applicable in this case.

Case-2

Actual drawl between 6-10 MW

Energy more than 6 MW and upto 10 MW will be charged at applicable DISCOM's rates.

Case-3

Actual drawl more than 10 MW

Energy more than 6 MW and upto 10 MW will be charged at applicable DISCOM's rates. Drawl above 10 MW will be charged as per applicable Deviation Settlement Mechanism Regulations.

All other Open Access charges as per the Regulation shall be applicable.

- (ix) The email ID for open access transactions given in Clause 3.3 of Annexure A, shall be replaced with "oasldcdelhi@gmail.com".
- (x) The account details given in Clause 2.1 A(v) of the Annexure A, shall be replaced with "Delhi Transco Ltd., SLDC R&E".
- (xi) In the clause 10.3, 10.4, 12.2 & Activity Chart point (D), of Annexure A, the word 'weekly' in case of generators/sellers shall be replaced with 'monthly'.
- (xii) The word consumer shall be replaced with Customer (buyers & sellers) in the clause. 12 (2) viii. of the order.
- (xiii) The customers (buyers & sellers) for open access will be required to give an undertaking to open an irrevocable Bank Guarantee as per Format ST-8 in favour of the agency responsible for collection of various charges, for the estimated amount of various charges, as given here under in line with payment security mechanism guidelines as per Principal Regulations, as amended from time to time.

Submitted By	Applicable Charges	Submitted to
Consumer	2 Months wheeling charges, cross subsidy surcharge, & additional surcharge (@ average of additional surcharge for the approved period)	Concerned Discom
	2 Months STU charges and SLDC Operation Charges as applicable (if the payment is not submitted in advance)	SLDC
Seller/ Generator	2 Months wheeling charges and seven days Deviation Settlement Mechanism charges @ of 105% of maximum Deviation Settlement Mechanism rate on OA Quantum.	Concerned Discom
	2 Months STU charges and SLDC Operation Charges as applicable (if the payment is not submitted in advance)	SLDC

Sd/-
(B.P.Singh)
Member

Sd/-
(J.P.Singh)
Member

Sd/-
(P.D.Sudhakar)
Chairman