

Delhi Electricity Regulatory Commission

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

No. F.11 (672)/DERC/2010-11/

Petition No. 17/2011

In Re: Approval of Terms and Conditions entered between NDPL- G and NDPL – D for procurement of entire Solar Energy generated from 45 KW Solar Project at Clear Water Grid, Bawana, Delhi.

Tata Power Distribution Company Ltd.
Formerly known as NDPL
Through its: Sr. General Manager
33kV Sub Station Building
Hudson lane
Delhi 110 009

Coram:

**Sh. P.D. Sudhakar, Chairman, &
Sh. J.P. Singh, Member**

ORDER

(Date of Order: 27.11.2014)

1. The Petitioner, M/s Tata Power Delhi Distribution Ltd. (TPDDL) has filed a petition before the Commission for approval of arrangement and associated terms and conditions as agreed between NDPL- G and NDPL – D for procurement of entire solar energy generated from 45 KW solar project at Clear Water Grid, Bawana, Delhi.
2. The arrangement and associated **terms and conditions** agreed between NDPL- G and NDPL – D for sale/Purchase of entire Solar Energy generated from this project, as submitted by the Petitioner and the arguments preferred by the counsel of the Petitioner have been considered by the Commission. The Commission observed that certain clauses of the agreed terms and conditions, as referred to in para 3 of this order, may require amendments as they are not in consonance with the corresponding provisions of other similar commercial arrangements and more clarity is required.
3. The Commission hereby directs the Petitioner to amend the existing provisions of the following Clauses of the arrangement and associated Terms and Conditions by substitution of text of the clauses so as the amended clauses shall be read as under:

i. **4.1 Operation**

The Solar plant has been commissioned as per guidelines prevailing at the date of Commercial Operation. It is agreed between the parties that TPDDL-G shall operate the station and comply with the procedures of Interconnectivity with the grid, as per Delhi Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff for Grid-connected Solar Photo Voltaic Project) Regulations, 2013 and Central Electricity Authority (Technical Standards for Connectivity of the Distributed Generation Resources) Regulations, 2013 as amended from time to time. TPDDL –G shall operate the station as per manufacturer's guidelines and as per relevant statutory provisions/grid code applicable for Solar Photo Voltaic Project.

ii. **4.3 Metering**

The Solar plant has been commissioned as per guidelines prevailing at the date of Commercial Operation. For installation of Meters, meter testing, Meter calibration and Meter reading and all matters incidental thereto, NDPL-G and NDPL-D shall comply with the Delhi Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff for Grid-connected Solar Photo Voltaic Project) Regulations, 2013, Central Electricity Authority (Technical Standards for Connectivity of the Distributed Generation Resources) Regulations, 2013, as amended from time to time and orders from other competent authorities.

iii. **4.4 Energy Accounting**

Energy Accounting and billing shall be carried out in accordance with the Delhi Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff for Grid-connected Solar Photo Voltaic Project) Regulations, 2013 as amended from time to time.

iv. **5.1 Terms and Conditions**

The Tariff for the electricity supplied from the Project to NDPL-D shall be as determined by the Delhi Electricity Regulatory Commission from time to time and would have application from the date of commissioning of plant i.e. 11th January 2011.

v. **5.2 Taxes, Levies, Duties, Royalty, Cess etc.**

All applicable Taxes and Duties shall be dealt as per Delhi Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff for Grid-connected Solar Photo Voltaic Project) Regulations, 2013.

vi. **6.0 Renewable Energy Certificate**

NDPL-D shall be entitled for the benefit of environmental component for fulfillment of Renewable Purchase Obligation (RPO) in terms of Delhi Electricity Regulatory Commission (Renewable Purchase Obligation and Renewable Energy Certificate Framework Implementation) Regulations, 2012 for a maximum period of 25 years from the date of the Commissioning of the plant.

vii. **7.0 Transfer Pricing**

Transfer pricing of electricity supplied by NDPL-G to NDPL-D shall be done as per Delhi Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff for Grid-connected Solar Photo Voltaic Project) Regulations, 2013.

4. The Commission directs the Petitioner to incorporate all the aforesaid amendments as per the directions contained in para 3 of this Order and submit a duly signed copy of the amended arrangement and associated Terms and Conditions for procurement of power by NDPL-D from NDPL- G to the Commission within one month from the date of this Order.
5. Subject to the condition of compliance of aforesaid directions by the petitioner, the Commission, in exercise of the powers conferred under Section 86(1) (b) of the Electricity Act, 2003, hereby grants approval to the Terms and Conditions agreed between NDPL-G and NDPL- D for procurement of entire solar power from the project set up at Clear Water Grid, Bawana, Delhi.
6. Ordered accordingly and the petition stands disposed of.

Sd/-
(J. P. Singh)
MEMBER

Sd/-
(P. D. Sudhakar)
CHAIRPERSON