



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

No. F.11(512)DERC/2009-10/

Petition No.11/2009

In the matter of : **Petition for approval of Terms & Conditions entered between NDPL-G & NDPL-D for purchase of entire capacity of Rithala Combined Cycle Power Plant being put by NDPL Generation.**

Petition No. 07/2009

In the matter of : **Petition for approval for usage of 6 acres of land located in the licensed area of the Petitioner to set up 108 MW Power Generation Plant at Rithala Delhi.**

Petition No.06/2013

In the matter of : **Petition seeking approval of Final Generation for 94.8MW Rithala Combined Cycle Power Plant u/S 62 read with Part VII of E.A. 2003 and the Delhi Electricity Regulatory Commission (Terms and Conditions for Determination of Generation Tariff) Regulations 2007 & 2011 for 2010-11, FY 2011-12 and FY 2012-13 to 2014-15.**

Tata Power Delhi Distribution Ltd.
(erstwhile North Delhi Power Limited)
Through its : Managing Director
Sub-Station Building,
Hudson Lane, Kingsway Camp
Delhi 110 009

....Petitioner

Coram: Sh. Krishna Saini, Chairperson
Sh. B.P. Singh, Member

Appearance:

1. Mr. Vishal Anand, Advocate, TPDDL
2. Mr. Rahul Kinra, Advocate, TPDDL
3. Mr. Anurag Bansal, TPDDL
4. Mr. Divyanshu Bhatt, TPDDL
5. Mr. Mithun Chakraborty, TPDDL
6. Mr. J.K. Sinha, TPDDL
7. Mr. R.K. Rastogi, TPDDL
8. Mr. Varun Sharma, TPDDL
9. Mr. Yuganshu Pathak, TPDDL
10. Mr. P. Chandra, TPDDL

INTERIM ORDER

(Date of Hearing 26.07.2016)
(Date of Order: 05.08.2016)

1. The counsel for the petitioner submitted that the aforesaid petitions have been pending before the Commission since 2012 for determination of tariff including

approval of change in land use and PPA. In a recent judgment dated 20.07.2016 in Appeal No. 271 of 2013, the Hon'ble Appellate Tribunal for Electricity has given the following directions to the Commission :

"We direct the Delhi Commission to expedite the process of determination of tariff for Rithala plant and determine the tariff within four months from today and till then allow actual cost of generation incurred by the appellant towards procurement of power from Rithala station."

2. The Counsel of the Petitioner further submitted that it has responded to all the queries raised by the Commission and to expedite the process of tariff determination it is also willing to sit with the officers of the Commission to solve any issues relating to tariff determination.
3. On a query of the Commission regarding the break up of the assets along with capital costs which can be further utilized in the distribution network of the Petitioner even after the decommissioning of the project, the Petitioner submitted that the only asset which can be used as part of the distribution network is the mains switchyard costing approximately 5 Crore and rest all assets are part of the generating system and cannot be utilized for distribution network.
4. On the submission of the Petitioner the Commission directed the Engineering Division of the Commission to visit the plant jointly with the Petitioner and submit a report to the Commission on or before 15.08.2016 regarding the part of the plant which can be utilized for distribution business of the petitioner, along with cost bifurcation.
5. The decision on tariff determination will be taken on receipt of the report from the Engineering Division. The order is reserved.
6. Ordered accordingly.

Sd/-
(B.P. Singh)
Member

Sd/-
(Krishna Saini)
Chairperson