

## TAMIL NADU ELECTRICITY REGULATORY COMMISSION

### Draft Amendment to the Tamil Nadu Electricity Regulatory Commission (Renewable Energy Purchase Obligation) Regulations, 2010 (Comments invited by 24-02-2014)

Notification No.TNERC / RPO /19/ ...../ dated.... 2014

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1. The following draft of amendment to the Tamil Nadu Electricity Regulatory Commission (Renewable Energy Purchase Obligation) Regulations 2010, is proposed to be made in exercise of the powers conferred by sub-section (1) of section 181 read with sections 61,66 and clause (e) of sub-section (1) of section 86 of the Electricity Act, 2003 (Central Act 36 of 2003) and all other powers enabling it in this behalf, is hereby published for information of all persons likely to be affected thereby, as required by sub-section (3) of section 181 of the said Act.

2. Notice is hereby given that the draft amendment will be taken into consideration on or after the expiry of fifteen days from the date of publication of this Notification in the TNERC website and that any objection or suggestion, which may be received from any person with respect thereto before the expiry of the aforesaid period will be considered by the Commission.

3. Objection or suggestion, if any, should be addressed in duplicate to the Secretary, Tamil Nadu Electricity Regulatory Commission, 19-A, Rukmini Lakshmi pathy Salai, Egmore , Chennai-600 008

#### **DRAFT AMENDMENT**

In the said Regulations, in regulation 3, after sub-regulation (1), the following sub-regulations (1A) and (1B) shall be inserted, namely:-

*“(1A)The following percentage of Renewable Purchase Obligations are fixed for the year mentioned against each for the Distribution Licensee:*

<i>Sl.No.</i>	<i>Year</i>	<i>Minimum Quantum of total renewable purchase obligation in percentage.  (in terms of energy in kWh)</i>	<i>Minimum quantum of solar renewable purchase obligation in percentage out of the total renewable purchase obligation mentioned in column (3).  (in terms of energy in kWh)</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
<i>1</i>	<i>2014-15</i>	<i>11.00%</i>	<i>2.00%</i>
<i>2</i>	<i>2015-16</i>	<i>11.00%</i>	<i>2.00%</i>

***Explanation: The Renewable Purchase Obligations specified for the year 2011-12 in sub-regulation (1) should be applicable for the year 2012-13 and 2013-14 for the Distribution Licensee.***

***(1B) Enforcement of Renewable Purchase Obligations on captive and open access consumers is subject to outcome of the cases filed in the relevant judicial forums”***

(By the order of the Tamil Nadu Electricity Regulatory Commission)

(S.GUNASEKARAN)  
Secretary

## **EXPLANATORY STATEMENT**

The Commission has been mandated to fix Renewable Energy Purchase Obligation (RPO) under section 86(1)(e) of the Electricity Act,2003. Accordingly the Commission notified the RPO for FY 2011-12 in its RPO Regulations. Distribution Licensee, Open Access Consumers and Captive Consumers are the obligated entities under the above Regulation. A stay was granted by the Hon'ble Madras High Court on a batch of writ petitions filed by the open access and captive consumers, restraining the operation of the Regulation in so far it seeks to include the open access and captive consumers. Hence, the Commission has not notified the RPO for further period. The writ petitions pending before the Madras High Court are filed by the open access & captive consumers and hence now the Distribution Licensee alone has to fulfil the RPO as specified in the Regulations. Since the RPO fixed by the Commission for FY 2011-12 continues to be applicable to FY 2012-13 & 2013-14 as per the RPO Regulations, the Commission fixes the RPO for the Distribution Licensee alone for FY 2014-15 & 2015-16. The enforcement of Renewable Purchase Obligations on captive and open access consumers is subject to outcome of the cases filed in the relevant judicial forums.

The proposed amendment seeks to give effect to the above proposal.

(By order of the Tamil Nadu Electricity Regulatory Commission)

(S.GUNASEKARAN)  
Secretary