

TAMIL NADU ELECTRICITY REGULATORY COMMISSION
(Constituted under Section 82 (1) of the Electricity Act 2003
Central Act 36 of 2003)

PRESENT:-

Thiru.K.Venugopal Member

and

Thiru.S.Nagalsamy Member

I.A.No.1 of 2012

in

P.P.A.P.No.5 of 2012

M/s.SPIC Electric Power Corporation
(Private) Limited
TPL House 3rd Floor, No.3, Cenotaph Road
Teynampet
Chennai – 600 018.

.... Petitioner
(Thiru Rahul Balaji,
Advocate for Petitioner)

Vs

Tamil Nadu Generation and Distribution
Corporation Limited
Represented by its Chairman
No.144, Anna Salai
Chennai – 600 002.

.... Respondent
(Thiru P.H. Vinod Pandian
Advocate for Respondent)

**Dates of hearing : 16-04-2012, 02-05-2012, 31-07-2012,
18-10-2012, 27-11-2012 and 13-12-2012**

Date of Interim Order : 13-12-2012

1. The prayer of the Petitioner in P.P.A.P.No.5 of 2012 is to approve the Addendum No. 2 to the PPA incorporating the amendments as directed by the Commission in its order dated 09-05-2011 in M.P.No.18 of 2010.

2. The Commission in the said order dated 09-05-2011 passed in M.P.No.18 of 2010 has directed for the amendment of the PPA entered into by the Petitioner company M/s.SPIC Electric Power Corporation (Private) Limited, with the Respondent so as to fall in line with the Tamil Nadu Electricity Regulatory Commission (Terms and Conditions for the Determination of Tariff), Regulations, 2005 and to submit the amended PPA to the Commission for approval in terms of section 86 of the Electricity Act, 2003. The aforesaid M/s.SPIC Electric Power Corporation Private Limited finalized the amendment to the PPA as ordered by the Commission in the form of Addendum No.2 to the PPA and submitted to the Respondent on 02-08-2011 for its approval and then thereafter for forwarding the same to this Commission. The said company namely, M/s. SPIC Electric Power Corporation (Private) Limited filed I.A. No.1 of 2012 in M.P.No.26 of 2011 and the Commission in its hearing held on 02-05-2012 has held that it shall be one of the functions of the Commission to regulate electricity purchase and procurement process of distribution licensee including the price at which electricity shall be procured from its generating companies and ordered to pay the fees applicable to the agreement for a period of one year and above which relates to conventional fuel. Upon payment of necessary court fees, the said M.P.No.26 of 2011 has been renumbered as P.P.A.P.No.5 of 2012. The P.P.A.P.No.5 of 2012 was admitted by the Commission on 31-07-2012.

3. The said Petitioner namely, M/s. SPIC Electric Power Corporation (Private) Limited has filed I.A.No.1 of 2012 in the said P.P.A.P.No.5 of 2012 praying for permitting the Petitioner to amend the cause title of the petition in the said P.P.A.P.No.5 of 2012 as-

M/s. SEPC Power Private Limited
3B, "NAWAZISH"
No.30, Khader Nawaz Khan Road
Nungambakkam
Chennai – 600 006.

The Commission in its hearing held on 18-10-2012 ordered the Respondent, TANGEDCO to file objections if any in four weeks time.

4. In the hearing held on 13-12-2012, with regard to the said I.A.No.1 of 2012 and P.P.A.P.No.5 of 2012, the Standing Counsel for TANGEDCO has submitted that the Respondent has no objection in the name change, as prayed for by the Petitioner. The Commission upon perusing the records and after hearing both the parties passed the following interim order namely,

"The Counsel for both side were present. I.A.No.1 of 2012 in P.P.A.P.No.5 of 2012 was argued by the both parties. The learned Counsel for the Petitioner confirmed that the details as called for by TANGEDCO have already been furnished. TANGEDCO confirmed that they have received the details from the Petitioner and they have no objection in change of name as prayed for by the Petitioner. Name change as prayed for is allowed and I.A.No.1 of 2012 is disposed of accordingly. The main petition shall be listed for approval of the PPA".

5. The above interim order passed on 13-12-2012 is hosted in the website of the Tamil Nadu Electricity Regulatory Commission for information of both the parties to the said P.P.A.No.5 of 2012.

(Sd.....)
(S.Nagalsamy)
Member

(Sd.....)
(K.Venugopal)
Member

/ True Copy /

Secretary
Tamil Nadu Electricity
Regulatory Commission