

subsidiary companies namely “Tamil Nadu Transmission Corporation Ltd” “(TANTRANSCO)” and “Tamil Nadu Generation and Distribution Corporation Ltd”. “(TANGEDCO)” as per the mandatory requirements of the Electricity Act, 2003.

2.2. Accordingly, the Tamil Nadu Transmission Corporation Ltd. (TANTRANSCO), was registered as approved by the Government vide G.O.No.38 dated 21-05-2009 under the Companies Act, 1956 and was incorporated on 15-06-2009.

2.3. TANTRANSCO became a company wholly owned by the Government of Tamil Nadu and started functioning from 14-12-2009. By the transfer scheme vide G.O.(Ms.) No.100 dated 19-10-2010, all related assets and liabilities are transferred to and re-vested by the State Government in the “TANTRANSCO” on and from 01-11-2010. The State Transmission Utility (STU) have vested the State Load Despatch functions with TANTRANSCO till further orders of the State Government from the date of transfer.

2.4. As per section 32 of the Act, SLDC shall be the apex body to ensure integrated operation of the power system in a State and shall discharge functions as mentioned under section 32 (2) (a) (b) (c) (d) & (e).

2.5. Section 32 (3) of the Act provides for levy and collection of such fees and charges from the generating companies and other licensees engaged in the intra-state transmission of electricity as may be specified by the State Commission.

2.6. The Government of India, Ministry of Power (MoP) vide order dated 04-02-2008 constituted a Committee under the Chairmanship of Sri Gireesh B

Pradhan, Additional Secretary to MoP to examine the issues for ring fencing of State Load Despatch Centre to ensure their functional autonomy and give recommendation.

2.7. One such recommendation is that the financial accounts should be separated for all LDCs by 31st March 2009 with the appropriate State Electricity Regulatory Commissions (SERC) specifying the fees and charges payable.

2.8. Tamil Nadu Electricity Regulatory Commission (TNERC) vide letters dated 21-09-2012 and 14-11-2012 issued a road map for implementation of levy of annual fee and operating charges for SLDC functions in Tamil Nadu in order to separate SLDC charges from the existing transmission charges of TANTRANSCO with effect from 01-04-2013 to make SLDC self-reliant. As per direction of the Commission, approval of annual fees and operating charges for SLDC function has been filed by TANTRANSCO since the financial year 2009-10.

2.9. Hence, the present petition has been filed seeking approval of Annual Revenue Requirement and fees and charges for SLDC for FY 2013-14.

3. Finding of the Commission:-

3.1. We heard the Superintending Engineer (Load Despatch and Grid Operation), SLDC. There is no quarrel on the point that the SLDC should be ring fenced and it should be made financially autonomous. However, the present petition was filed by the Superintending Engineer, SLDC for determination of ARR and fees and charges of SLDC, Tamil Nadu for the financial year 2013-14 only on 23rd April 2013.

The Transmission Tariff Petition (inclusive of expenses of SLDC) was filed by TANTRANSCO on 19th February 2013 and admitted on 21st February 2013 much before the filing of the present petition and the same amount has been claimed as ARR in this petition. Since the petition filed by SLDC was received as late as 23rd April 2013 and the Commission had proceeded with the processing of Transmission Tariff Petition for comments / public hearing, the Commission is unable to entertain the SLDC charges petition at this late stage. The Commission while appreciating Superintending Engineer, SLDC for preparing a detailed petition, also advises him to file the details indicating various charges and the recovery methodology along with the Transmission Tariff Petition itself so that wide consultation could be made with the stakeholders and reasoned orders may be passed in future.

3.2. In view of the above, the Commission is not inclined to admit this petition. However, the petitioner is at liberty to file a petition for the next financial year in line with the direction of the Commission within the prescribed time.

4. Appeal:-

An appeal against this order lies before the Appellate Tribunal for Electricity under section 111 of the Electricity Act 2003, within a period of 45 days from the date of receipt of the copy of this order by the aggrieved person.

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

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

/ True Copy /

Secretary
Tamil Nadu Electricity
Regulatory Commission