

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

PRESENT:

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|----------------------|---------------------|
| Thiru M.Chandrasekar | Chairman |
| Dr.T.Prabhakara Rao | Member |
| Thiru K.Venkatasamy | Member (Legal) |

M.P.No.19 of 2019

Tamil Nadu Generation and
Distribution Corporation Limited
Represented by Chief Engineer / Private Power Projects
144, Anna Salai
Chennai – 600 002.

... Petitioner
(Thiru M.Gopinathan
Standing Counsel for the Petitioner)

**Dates of hearing : 10-01-2020; 28-01-2020; 11-02-2020
and 10-03-2020**

Date of Order : 16-03-2020

The above M.P. No.19 of 2019 has been filed with a prayer to approve and ratify the dispatch of power made from BBGTPS, NLC TS-I and M/s.TAQA during the financial year 2018-19 (3,713.0132 MU), 1st quarter of 2019-20 (353.90 MU) and 2nd quarter of 2019-20 (256.57 MU) as mentioned in Para 9 (Table 1 & 2) of the petition. During the hearing on 10-03-2020, the petitioner has filed a Memo with a prayer to withdraw the said Miscellaneous Petition. In the said Memo, the petitioner has submitted the following:-

“M.P. No.19 of 2019 is filed by the petitioner before this Commission relying on the following directives of this Commission:-

Para 7.1.1. (g) of the Tariff Order dated 11-08-2017 reads as follows:

“To take prior approval from the Commission for purchasing from unapproved sources.”

Further, vide Table 4-52, this Commission approved the Power Purchase Expenses for the FY 2018-19. In the said table, this Commission approved only fixed charges to M/s. NLC-TS-I, M/s.TAQA and BBGTPS and not variable charges. Since the variable charges are not approved to M/s. NLC-TS-I, M/s. TAQA and BBGTPS, this petitioner construed that these plants are unapproved sources and filed this M.P. No.19 of 2019.

It is stated that in the order dated 11-08-2017 in T.P. No.1 of 2017, this Hon’ble Commission has approved the Merit Order Ranking for the available sources of power for the FY 2018-19 vide Table 4-49. In the said MOD Ranking for FY 2018-19, this Hon’ble TNERC included NLC-TS-I (Central Government owned power plant), STCMS– Neyveli (now M/s. TAQA, IPP). TANGEDCO owned BBGTPS power plant is not included in the Merit Order Ranking for FY 2018-19.

Further, in para 4.15.5 of the Tariff Order, this Hon’ble TNERC clarified that in cases where the sources have been considered as partial / zero despatch in the Merit Order Dispatch, the fixed costs have been considered fully, assuming that they will meet the availability norms as per the PPA / Regulations. The Commission further ordered that the actuals to be trued-up. Hence, the dispatches made from M/s.TAQA

and M/s. NLC-TS-I are approved sources and to be trued-up in the subsequent ARR to be filed by the petitioner. Hence, no separate petition needs to be filed by the petitioner for dispatching NLC-TS-I and M/s. TAQA for the FY 2018-19 and 2019-20.

Further, the quantity dispatched from TANGEDCO owned BBGTPS for the period from 01-04-2018 to 30-09-2019 is 0.9 MU only. This Commission in its earlier orders has allowed the cost of power generated from BBGTPS only upto the Average Rate of Realization of the Petitioner for the purpose of Annual Revenue Requirement (ARR).

Considering the above submissions, permission may be granted by the Commission to withdraw M.P. No.19 of 2019 as unnecessary in the light of the facts set out above.”

The Commission upon perusing the records and after hearing the submission of the petitioner passes the following

ORDER

The Petitioner is permitted to withdraw the petition. Accordingly, the petition is dismissed as withdrawn.

(Sd.....)
(K.Venkatasamy)
Member (Legal)

(Sd.....)
(Dr.T.Prabhakara Rao)
Member

(Sd.....)
(M.Chandrasekar)
Chairman

/True Copy /

Secretary
Tamil Nadu Electricity
Regulatory Commission