



TAMIL NADU ELECTRICITY REGULATORY COMMISSION

Final Notification No. TNERC / NCES Regn. / 16 / 4 dated 27.04.2009

WHEREAS the Tamil Nadu Electricity Regulatory Commission under section 61(h) read with section 86(1)(e) and section 181 of the Electricity Act, 2003, specified and notified in the ***Tamil Nadu Government Gazette*** dated the **27th February 2008**, the **Power Procurement from New and Renewable Sources of Energy Regulations, 2008**

AND WHEREAS it is considered necessary to issue certain amendments to the above Regulations and such amendments shall be subject to the condition of the previous publication and accordingly undergone such previous publication.

NOW, THEREFORE, in exercise of the powers conferred under section 61(h) read with section 86(1) (e) and section 181 of the said Electricity Act, 2003, and all other powers enabling it in that behalf, the Tamil Nadu Electricity Regulatory Commission hereby makes the following Amending Regulations to the Power Procurement from New and Renewable Sources of Energy Regulations, 2008 (herein referred to as the principal regulations) issued under Notification No. TNERC/NCES Regn./16/1 Dated 8th February, 2008 and published in Part VI – Section 2 of the Tamil Nadu Government Gazette dated the 27th February 2008.

Amending Regulations

1. Short title and commencement

(a) These Regulations may be called the Power Procurement from New and Renewable Sources of Energy (Amendment) Regulations, 2009.

(b) They shall come into force on the date of approval of the final notification of this amendments by the Commission.

2. Amendment of regulation 2 of the Principal Regulations

In clause (g) of sub-regulation (1) of regulation 2 of the Principal Regulations, after the expression, “Government of Tamil Nadu”, the expression “**or Commission**” shall be inserted.

3. Amendment of regulation 3 of the Principal Regulations

For sub-regulation (5) of regulation 3 of the Principal Regulations, the following sub-regulation shall be substituted:

“(5) The Commission may specify appropriate procedure for payment to the generators by the distribution licensee and payment to the distribution licensee by the captive / third party user”

4. Amendment of regulation 4 of the Principal Regulations

In regulation 4 of the principal regulations, -

(i) in sub-regulation (1), clause (c) shall be omitted.

(ii) in sub-regulation (6), for the expression “cost plus single part average tariff which can be reviewed later”, the expression “**appropriate tariff methodology**” shall be substituted.

5. Amendment of regulation 7 of the Principal Regulations

In regulation 7 of the Principal Regulations, -

(a) for the first sentence, the following sentence shall be substituted, namely:

“The format of the Energy Purchase Agreement (EPA) and Energy Wheeling Agreement (EWA) shall be evolved by the Commission after discussion with the generators and the distribution licensee”

(b) in the second sentence, for the expression “PPAs”, the expression “Energy Purchase Agreements” shall be substituted.

6. Amendment of regulation 8 of the Principal Regulations

In regulation 8 of the Principal Regulations, after item No. 5 and the entries relating thereto, the following new item and the entries shall be inserted, namely:-

“5 A Banking charges”

(By order of the Commission)

(R.Balasubramanian)
Secretary,
Tamil Nadu Electricity Regulatory Commission