



## ASSAM ELECTRICITY REGULATORY COMMISSION

FILE NO. AERC. 560/2016

Petition No.:13/2016

### ORDER SHEET

29.08.2016

Before the Assam Electricity Regulatory Commission  
ASEB Campus, Dwarandhar,  
G. S. Road, Sixth Mile, Guwahati – 781 022

KCS Solar Pvt. Ltd.

Assam Power Distribution Company limited (APDCL)

Assam Electricity Grid Corporation Limited (AEGCL)

---- Petitioner

---- Respondent-1

---- Respondent-2

Representative for Petitioner:

Mr. Ankit Sharma  
Mr. Umesh Pandey  
Ms. Chandramauli  
Mr. Saurabh Maroa

Representative for Respondent1:

Mr. M.K Adhikary, CGM (Commercial)  
Mr. K. Goswami, DGM (Com)  
Mr. A.K Goswami DGM NRE  
Mr. Pradip Goswami, AGM NRE  
Mr. A.N Dev Choudhury AGM (TRC)  
Mr. Indrajit Tahbildar DM, Com (Tariff)

Representative for Respondent 2:

Mr. Karuna Sarma, DGM

#### **In the matter of**

Hearing dated 29.08.2016 on the Petition No. 13 of 2016 filed by KCS Solar Pvt. Limited requesting for determination of Tariff for their 30 MW Solar PV plant proposed to be set up at Udharbond, District Cachar, Assam.

#### **CORAM**

Shri Naba Kr. Das Chairperson  
Shri Dipak Chakravarty, Member  
Shri Subhash Ch. Das, Member

#### **ORDER**

1. A Hearing was held on 29<sup>th</sup> August, 2016, on the Petition No. 13 of 2016 filed by KCS Solar Pvt. Limited requesting for determination of Tariff for their 30 MW Solar PV plant proposed to be set up at Udharbond, District Cachar, Assam.
2. The MOU with APDCL was signed on 11/02/2016 and valid till 10/02/2017.
3. On a query raised by the Commission regarding the Tea garden land status of the project, the Petitioner mentioned that a letter to Deputy Commissioner is already written requesting for Issuance of a clearance certificate and will submit the same as soon as the letter is received from DC, Cachar.
4. The petitioner will provide in details the total cost breakup with proper justification and any deviation from CERC norms to the commission within 10 days.
5. The petitioner in their submission mentioned the total construction period for the project to be 6 months and one year from the financial closure.

6. APDCL mentioned that, fulfillment of RPO obligation on solar power is already completed for the FY 2015-16. The representative of the Respondent 1 prayed to the Commission that there should not be any obligation towards them for purchase of excess energy generation from solar after their fulfillment of RPO obligation on solar power.
  7. During the Hearing APDCL prayed to the Commission that future requirement of Renewable Purchase Obligation should be met through competitive bidding only or at a rate lower than or equal to the CERC generic Tariff as approved by the Commission.
8. The Commission heard both the Petitioner & Respondent and ordered the following:
- 8.1 The Commission directed the Respondent 1 to clarify the PPA/MOU with the petitioner which is expired and submit the clarification on the execution of the PPA/MOU to the Commission within next 30 days.
  - 8.2 The Commission reiterated that the present RPO trajectory will not be same over the years and it will keep on increasing as per the notification by the Ministry of Power (MOP) in the National Tariff Policy. However, the Commission emphasized on the point that APDCL should endeavor to procure power from renewable energy sources as the local generation is not sufficient to meet the present energy demand of the state and also to encourage generation from RE sources.
  - 8.3 The Commission vide letter No AERC/94/2004/13 Dated 30<sup>th</sup> May 2016 mentioned that, the solar projects which have signed MoU/PPA with APDCL till the date of issue of this letter may sell power to APDCL at the rates determined by the Commission. However, the commission also directed APDCL not to consider any new MOU/PPA with the solar developers after the date of issuance of this letter.
  - 8.4 The Commission also directed both the Petitioner and the Respondent to have a joint meeting at the Bijulee Bhavan and to arrive at a mutual decision on the power evacuation plan. The Commission also asked both the parties to figure out all the technical matters.
  - 8.5 Commission directed the Petitioner to submit the detail cost breakup with proper justification indicating deviation from CERC norms any with justification, Power evacuation plan and a report on status of the Land on or before 10<sup>th</sup> September 2016.

The next date of Hearing is schedule on 15<sup>th</sup> September 2016.

Sd/-  
(Subhash Ch. Das)  
Member  
AERC

Sd/-  
(Dipak Chakravarty)  
Member  
AERC

Sd/-  
(Naba Kumar Das)  
Chairperson  
AERC