

**BEFORE THE HARYANA ELECTRICITY REGULATORY COMMISSION
AT PANCHKULA**

Case No. HERC/PRO-44 of 2018

Date of Hearing : 01.04.2019

Date of Order : 03.04.2019

In the Matter of

Approval of draft PPA to be signed with M/s RSL Distilleries Pvt Ltd. for purchase of 3.0 MW power from 5.55 MW biomass (Non-bagasse) co-generation power at village Chandrao, Tehsil Indri, District Karnal, Haryana..

Petitioner

Haryana Power Purchase Centre, Panchkula

Present On behalf of the Petitioner

1. Shri Vikas Kadian, Xen, HPPC.
2. Shri Randhir Singh, AEE, HPPC.

Present on behalf of the Generator

1. Shri Gaurav Garg, Manager

Quorum

**Shri Jagjeet Singh,
Shri Pravindra Singh Chauhan,**

**Chairman
Member**

ORDER

1. **Brief Background:** The Haryana Power Purchase Centre (HPPC) vide memo no. Ch-45/CE/HPPC/SE/C&R-I/Loose dated 06.02.2019 had submitted the draft PPA along with the consent of M/s. RSL Distilleries Pvt Ltd. in compliance to the Commission's order dated 18.12.2018 in case no HERC/PRO-44 of 2018, whereby the Commission had directed HPPC to submit the draft PPA complete in all respect including consent of the other party for approval of the Commission.

2. The case was heard by the Commission on 01.04.2019 as scheduled. HPPC submitted that the PPA has been drafted on the basis of other PPAs available on record.
3. The Commission has perused the draft PPA filed in the matter and observes that the PPAs referred by the Petitioner were approved prior to notification of Haryana Electricity Regulatory Commission (Terms and Conditions for determination of Tariff from Renewable Energy Sources, Renewable Purchase Obligation and Renewable Energy Certificate) Regulations, 2017 (hereinafter referred to as HERC RE Regulations). After the notification of the ibid Regulations, no term of the draft PPA should be in contradiction of the same. Accordingly, the following terms of the signed PPA needs to be amended, suitably in the approved PPA, in Order to ensure compliance of HERC RE Regulations:-
 - a) **Clause 1.3: Auxiliary consumption:-**

It has been mentioned in the draft PPA that “in case, auxiliary consumption is not fixed by the HERC then the normative auxiliary consumption shall be taken as 10%”

In this regard, it is observed that Regulation Clause 42 of HERC RE Regulations, 2017 has provided for the same at 8.5%. Accordingly, the Commission directs that the normative Auxiliary Consumption should be mentioned as 8.5% in the signed PPA.
 - b) **Clause 1.43: Co-generation Biomass based power project:**

It has been mentioned in the draft PPA that Co-generation Biomass based power project shall mean power generated from such plants as per definition of HERC/CERC.

In this regard, the Commission directs that “CERC” may be deleted from the clause, as HERC RE Regulations, have sufficiently defined the same.
4. In view of the above discussions, Commission approves the PPA subject to the amendment approved in the present Order. HPPC is further directed to ensure that the terms of the PPA are strictly as per the provisions contained in the Haryana Electricity Regulatory Commission (Terms and Conditions for determination of Tariff from Renewable Energy Sources, Renewable Purchase Obligation and Renewable Energy Certificate) Regulations, 2017

5. The petition is accordingly disposed of. HPPC / Discoms shall submit a signed copy of the PPA for the record of the Commission within two weeks from the date of this Order.

This Order is signed, dated and issued by the Haryana Electricity Regulatory Commission on 03rd April, 2019.

Date: 03.04.2019
Place: Panchkula

(Pravindra Singh Chauhan)
Member

(Jagjeet Singh)
Chairman

HERC