

MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION

BHOPAL

Sub: Extension of time to file petitions for determination of Multi-year Tariff by Generating Companies in the State and M.P. Power Transmission Company Ltd Jabalpur.

ORDER

(Date of Order: 06th May' 2020)

The Commission has issued and notified Madhya Pradesh Electricity Regulatory Commission (Terms and Conditions for determination of Generation Tariff) Regulations, 2020 {RG-26(IV) of 2020} on 28th February' 2020 and Madhya Pradesh Electricity Regulatory Commission (Terms and Conditions for determination of Transmission Tariff) Regulations, 2020 {RG-28(IV) of 2020} on 14th February' 2020.

2. With regard to timelines for filing of MYT petitions by the generating companies, Regulation 6.2 of the MPERC Generation Tariff Regulations provides as under: -

“In case of an existing generating station or unit thereof, the application for determination of Multi-year Tariff shall be made by the generating company within a period of 60 days from the date of notification of these Regulations or as directed by the Commission whichever is earlier, based on admitted capital cost including additional capital expenditure already admitted in last true-up order of the Commission and estimated additional capital expenditure for the respective years of the tariff period 2019-24 in accordance with the MPERC (Terms and Conditions for determination of Generation Tariff) Regulations, 2020:

3. With regard to timelines for filing of MYT petition by the transmission licensee, Regulation 10.10 of MPERC Transmission Tariff Regulations provides as under:

“The Multi Year Tariff filing in hard and soft copy shall be filed in accordance with and in the formats prescribed in MPERC (Details to be furnished and fees payable by licensee or generating company for determination of Tariff and manner of making an application) Regulations, 2004 (as amended from time to time) within 60 days of notification of these Regulations.”

4. As per the above provisions, the petitions by the Transmission Licensee and Generating Companies for determination of Multi-year tariff for new control period of FY 2019-20 to FY 2023-24 were required to be filed by 14th April' 2020 and 28th April' 2020, respectively.

5. M.P. Power Transmission Company Ltd., Jabalpur vide its letter No. 04-01/CRA Cell/F-124/113 dated 4th May' 2020 has sought time extension up to 30.06.2020 for filing MYT petition for FY 2019-20 to FY 2023-24 with the following submission:

“This is to submit that due to unprecedented situation arising out of COVID-19 Pandemic, the Govt. and other offices at Jabalpur were closed w.e.f. 21.03.2020 which subsequently continued up to 29.04.2020 due

Sub: Extension of time to file petitions for determination of Multi-year Tariff by Generating Companies in the State and M P Power Transmission Company Ltd Jabalpur.

to declaration of National Lock Down by the Govt. of India. As per directives issued by the Govt. of MP on 29.04.2020, the offices were directed to be re-opened w.e.f. 30.04.2020 and allowed functioning of the offices with 30% staff only. This is further submitted that District Jabalpur has been kept under Red Zone, which have constrained in functioning of the office because of Non-attendance of staff residing in Containment Zones of the City. The information for framing the MYT Petition is voluminous which is to be obtained from different offices of MPPTCL and MPPMCL which are also not functioning properly to their full capacity. It is further submitted that process of the voluminous information in the formats prescribed for Multi Year Tariff filing requires sufficient time. As such, at least Two-months time is required for framing the MYT Petition subject to resumption of normal functioning of all concerned offices.

In view of the above, it is prayed that Hon'ble Commission may kindly be pleased to allow filing of MYT Petition for Transmission Tariff control period FY 2019-20 to FY 2023-24 by the MPPTCL up to 30.06.2020."

6. The Commission has observed that on account of outbreak of COVID-19 and as a measure to contain the spread of this pandemic, the Government of India has taken measures to lockdown the country with effect from 25.3.2020. Due to aforesaid reasons, the generating companies in the state and M.P. Power Transmission Company are unable to file their MYT petitions till date.

7. With the above background and keeping in view the difficulties being faced by the Generating Companies and Transmission Licensee in filing tariff petitions during this period, the Commission is of the view that the Generating Companies and Transmission Licensee in the State may be allowed additional time to file the Multi-year tariff petitions for new control period of FY 2019-20 to FY 2023-24. Accordingly, in exercise of the provisions under aforesaid Regulations, the provisions under Regulation 6.2 of MPERC (Terms and Conditions for determination of Generation Tariff) Regulations, 2020 and Regulation 10.10 of the MPERC (Terms and Conditions for determination of Transmission Tariff) Regulations, 2020 are hereby relaxed by this order and the Generating Companies which are covered under the scope of Madhya Pradesh Electricity Regulatory Commission (Terms and Conditions for determination of Generation Tariff) Regulations, 2020 {RG-26(IV) of 2020} and M.P Power Transmission Company Ltd, Jabalpur are permitted to file the Multi-year tariff petitions for the control period FY 2019-20 to FY 2023-24 by **30th June' 2020**.

Ordered accordingly.

Sd/-

(Shashi Bhushan Pathak)
Member

Sd/-

(Mukul Dhariwal)
Member