



Madhya Pradesh Electricity Regulatory Commission

5th Floor, Metro Plaza, Arera Colony, Bittan Market, Bhopal 462 016

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Petition No. 126/2006 & 118/2006

Sub: In the matter of Extension of the Control Period of the order passed on 11th June 2004 by the Hon'ble MPERC in the matter of Procurement of Wind Energy and clarification of some of the provisions of this order.

ORDER

Petition No. 126/2006 & 118/2006 Date: 17.04.2007

M/s. Consolidated Energy Consultants Ltd., Bhopal	-	Petitioner - 1
M/s. Enercon (India) Limited, Bhopal	-	Petitioner - 2
V/s		
M.P. Paschim KVVCL, Indore	-	Respondent - 1
M.P. Madhya KVVCL, Bhopal	-	Respondent - 2
M.P. Poorva KVVCL, Jabalpur	-	Respondent - 3
M.P. Urja Vikas Nigam Ltd., Bhopal	-	Respondent - 4

Shri M.K. Deb, Managing Director appears on behalf of the petitioner No. 1.
Shri D.D. Sharma and Shri Ashish Shukla appear on behalf of the petitioner No.2
Shri D.K. Ojha, S.E. (Comm.) O/o. CMD (WZ) appears for respondent No. 1.
Shri R.C. Yadav, S.E. (Comm.) O/o. CMD (CZ) appears for respondent No. 2
Shri R.D. Koshta, Addl.E.E. O/o. CMD (EZ) appears for respondent No. 3
Shri B.K. Patel, S.E. MPUVN appears for respondent No. 4

2. This petition has been filed for extension of the Control Period of the order passed on 11th June 2004 by the MPERC in the matter of procurement of wind energy and clarification of some of the provisions of this order.

3. During the last hearing on 03-04-2007, the Commission observed that issues raised by the petitioner M/s. Consolidated Energy Consultants Ltd, Bhopal (Petition No. 126/2006) and M/s. Enercon (India) Limited, Bhopal (Petition No. 118/2006) are more or less the same and hence decided that both petitions may be heard simultaneously on the next date. The Commission further directed the Director (Tariff), MPERC to examine the case and apprise the Commission. The Commission also directed the respondent, West Discom, to maintain the status-quo for installation of billing meter at the project site till next hearing.

4. During the course of hearing today i.e. on 17-04-2007 the petitioner M/s Consolidated Energy Consultants Ltd., submitted a rejoinder to the replies of the Respondent No. I & III. The petitioner's in its submission prayed the Commission for

- i) Extension of control period of the order dated 11.06.04 for a further period as may be considered appropriate.
- (ii) Energy purchased from WPP by West Discom may be treated as made on behalf of all the three Discoms and minimum purchase requirement specified as 0.5% of the total energy consumption may be suitably increased.
- (iii) WPP set up for self-use/sale to third party may be exempted from payment of charges except for 2% wheeling charges as required by the incentive policy dated 17.10.2006.
- (iv) ABT compatible billing meter may not be insisted for WPPs.
- (v) WPP may be exempted from CI. No. 18 of the MEERC (INT.ST.OP) Regulation 2005.
- (vi) Model Agreement may be reviewed.

5. The Respondent No. II, Central Discom, in its submission stated that the request for extending the control period upto 31.03.2010 may not be acceptable because the petitioner have not submitted the tariff proposal before the Commission as per MPERC Regulations. With regard to the increase in limit from 0.5% to 1% per year effective from 01.04.2007 the respondent submits that it may not be accepted because no supporting documents/calculation has been submitted by the petitioner.

6. The Commission heard both the petitioners and respondents. Having heard the submissions made by both the parties and considering the facts and circumstances of the case, the Commission observes that the issues raised by the petitioner need a detailed scrutiny and comments/objections from the stakeholders require further study. Therefore, the Commission decides that an Interim Order may be passed for the grant of extension of the control period of the order dated 11.06.2004 on the same terms and conditions for a further period till a fresh order is passed by the Commission in the subject matter. The Commission also directs that a notice incorporating points to be considered may be published in News Papers for inviting comments/suggestions from the stakeholders. Status quo regarding installation of billing meters at the projects site is also extended till further orders.

7. With the above directions, the Commission decides to close the petitions Nos. 126/2006 and 118/2006.

Ordered accordingly.

Sd/-
(R.Natarajan)
Member (Econ.)

Sd/-
(D.Roybardhan)
Mehrotra)
Member (Engg.)
Chairman

Sd/-
(P.K.