

Bhopal, the 31<sup>st</sup> March 2023

No. MPERC / 2023/693. In exercise of powers conferred by Section 61(h) , 86(1)(e) , read with Section 181(1) and Section 181(2)(zp) of the Electricity Act 2003, (36 of 2003) and all other powers enabling it in that behalf, the Madhya Pradesh Electricity Regulatory Commission hereby makes the following Regulations to amend the Madhya Pradesh Electricity Regulatory Commission (Co-Generation and Generation of Electricity from Renewable Sources of Energy) (Revision-II) Regulations 2021 [RG-33(II) of 2021] herein after referred to as “the Principal Regulations” namely: -

**SECOND AMENDMENT TO MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION (CO-GENERATION AND GENERATION OF ELECTRICITY FROM RENEWABLE SOURCES OF ENERGY) (REVISION-II) REGULATIONS 2021 {ARG-33(II) (ii) of 2023}**

**1. Short Title and Commencement-**

- 1.1. These Regulations shall be called “Madhya Pradesh Electricity Regulatory Commission (Co-Generation and Generation of Electricity from Renewable Sources of Energy) (Revision-II) Regulations 2021 (Second Amendment) [ARG-33 (II) (ii) of 2023]”.
- 1.2. These Regulations shall come into force from the date of their publication in the Madhya Pradesh Gazette.
- 1.3. These Regulations shall extend to the whole of the Madhya Pradesh.

**2. Amendment to Regulation 2 of the Principal Regulations:**

**(ii) The following new Sub-clause namely (ii) (a) shall be inserted, after Sub-clause of clause 2 of the Principal Regulations: -**

“(ii)(a)- “Banking Cycle” shall have the same meaning as defined in Madhya Pradesh Electricity Regulatory Commission (Methodology for determination of Open Access charges and Banking charges for Green Energy Open Access consumers) Regulations 2023 (G-46 of 2023) as amended from time to time;”

**3. Amendment to Regulation 3 of the Principal Regulations:**

**Sub-clause (i) of Clause (c) of the Regulation 3.8 (A) of the Principal Regulations shall be substituted by the following: -**

“(i) Any consumer may elect to purchase green energy either up to a certain percentage of the consumption or its entire consumption and he may place a requisition for this with their Distribution Licensee, which shall procure such quantity of green energy and supply it and the consumer shall have the flexibility to give separate requisition for Wind, Hydro and Other Categories;”

**4. Amendment to Regulation 10 of the Principal Regulations: -**

**4.1 The proviso to Sub-clause (ii) of the Regulation 10.1 of the Principal Regulations shall be substituted by the following as first proviso:**

“Provided that the credit for banked energy shall not be permitted to be carried forward to subsequent banking cycles and shall be adjusted during the same banking cycle as per the energy injected in the off-peak period and peak period. The off-peak period and peak period shall be determined by the Commission in its Retail Supply Tariff order from time to time:”

**4.2 After the first proviso to Sub-clause (ii) of Regulation 10.1 of the Principal Regulations, the following provisos shall be added:**

“Provided further that, the energy banked during peak period shall be permitted to be drawn during peak as well as off-peak period in 15 minutes time block and the energy banked during off-peak period shall be permitted to be drawn only during off-peak period in 15 minutes time block by paying the banking charges determined as per the provisions of Madhya Pradesh Electricity Regulatory Commission (Methodology for determination of Open Access charges and Banking charges for Green Energy Open Access consumers) Regulations 2023 (G-46 of 2023):

Provided also that the Licensee shall reconcile the banking charges recovered as mentioned in above proviso at the end of each financial year on the basis of actual cost of power purchase arranged by the Licensee to return banked energy and claim additional expenses, if any, through a separate petition alongwith truing up petition of Retail Supply Tariff of subsequent financial year:

Provided also that the un-utilised surplus banked energy shall be considered as lapsed at the end of each banking cycle and the Renewable Energy generating station shall be entitled to get Renewable Energy Certificates to the extent of the lapsed banked energy.”

By order of the Commission,  
UMAKANTA PANDA, Secy.