

SR. NO. 56/2009

BEFORE THE HON'BLE A.P. ELECTRICITY REGULATORY COMMISSION
AT ITS OFFICE AT V FLOOR, SINGARENI BHAVAN, RED HILLS, HYDERABAD

File No. of 2009
Case No. of 2009



DD (law)

In the matter of:

Petition under Section 86(1)(e) of Electricity Act, 2003 and Section 86(1)(b) of Electricity Act 2003, Section 21(4) of AP Electricity Reform Act 1998 read with Regulation 8 of APERC (Conduct of Business) Regulations, 1999 seeking approval to the guidelines on Power Evacuation from prospective Wind Power Projects in Andhra Pradesh and Power Purchase Agreement (PPA) format for purchase and procurement of electricity by AP Distribution Companies from Wind power project generators.

In the matter of:

1. Central Power Distribution Company of Andhra Pradesh Limited,
Rep. by its Chairman & Managing Director,
Corporate Office, Mint Compound, Hyderabad.
2. Southern Power Distribution Company of Andhra Pradesh Limited,
Rep. by its Chairman & Managing Director,
Beside Srinivasa Kalyana Mandapam, Tiruchanoor Road,
Tirupathi - 517501.
3. Northern Power Distribution Company of Andhra Pradesh Limited,
Rep. by its Chairman & Managing Director,
H.No. 1-1-503 & 504 Opp. "NIT" Petrol Pump,
Chaitanyapuri, Hanamkonda, Warangal - 506004.
4. Eastern Power Distribution Company of Andhra Pradesh Limited,
Rep. by its Chairman & Managing Director,
P&T Colony, Seetammadhara, Vishakhapatnam - 530 020.
5. Transmission Corporation of Andhra Pradesh Limited,
Rep. by its Chairman & Managing Director,
6th Floor, Vidyut Soudha, Hyderabad - 500 082.

.... Petitioners

PETITION

The Hon'ble Andhra Pradesh Electricity Regulatory Commission (Hon'ble Commission) in exercise of the powers conferred under Section 62, 86(1)(a) and 86(1)(b) of the Electricity Act 2003 passed orders dated 01.05.2009 in O.P. Nos. 6 & 7 of 2009 determining tariff for Wind power

projects. As per the said Orders, the tariff for the Wind power projects, which have entered into PPAs between 01.05.2009 and 31.03.2014 shall be firm at Rs. 3.50/unit for the first ten (10) years from the Commercial Operation Date (COD) and the tariff for the next 10 years will be determined thereafter. Also, the Orders stipulated that the eligible developer shall bear the entire cost of power evacuation facilities for interconnecting the Wind farms with the Grid and delivery of power.

The prospective Wind power project developers approached Transmission Corporation of AP Limited (APTRANSCO) & AP Distribution Companies (DISCOMs), Petitioners herein, with a proposal to establish Wind power projects in Andhra Pradesh and sale of electricity to AP DISCOMs as per the orders of the Hon'ble Commission. The prospective Wind power project developers sought for issuance of guidelines on Power Evacuation facilities from Wind power projects. Also, the Wind power project developers sought for certain amendments to existing standard Power Purchase Agreement (PPA) format. The Petitioners had discussions with prospective Wind power project developers and Non-conventional Energy Development Corporation of AP (NEDCAP) with regard to Power Evacuation facilities and PPA amendments.

It is to submit that uniform and regulatory approved guidelines for power evacuation facilities and Power Purchase Agreement (PPA) format will provide clarity and help in sustainable promotion of Wind power projects. The Hon'ble Commission is empowered under Section 86(1)(e) of the Electricity Act 2003 to provide suitable measures for connectivity of renewable sources of energy with the grid. Further, the Hon'ble Commission is empowered under Section 86(1)(b) to regulate electricity purchase and procurement process of distribution licensees including the price at which electricity shall be procured from the generating companies through agreements for purchase of power for distribution and supply within the State. Section 21 (4) of the AP Electricity Reform Act 1998, which is saved under the Electricity Act 2003, stipulates that Licensee can enter into

arrangements for the purchase of electricity from Generating Company only with the consent of the Hon'ble Commission.

In view of the above provisions, the Petitioners are herewith submitting the guidelines on Power Evacuation from prospective Wind Power Projects in Andhra Pradesh as attached herewith as Annexure-1 for approval of the Hon'ble Commission.

The Hon'ble Commission earlier approved Power Purchase Agreement (PPA) format for purchase and procurement of electricity by Petitioners from Wind power project developers. In the light of the proposed guidelines on Power Evacuation from Wind Power Projects, certain modifications are required to the existing PPA format. As such, the Petitioners are herewith submitting the Power Purchase Agreement (PPA) format with proposed amendments as attached herewith as Annexure-2 for approval of the Hon'ble Commission.


The Petitioners are paying Rs.500/- (Rupees Five Hundred only) in the form of Demand Draft drawn in favour of the Secretary, APERC, payable at Hyderabad towards fee as required under Andhra Pradesh Electricity Regulatory Commission (Fees) Regulation, 2005 (Regulation 1 of 2005).


The Petitioners humbly pray the Hon'ble Commission:


- (i) To take the Petition on record.
- (ii) To approve the guidelines on Power Evacuation from Wind Power Projects in Andhra Pradesh under Section 86(1)(e) of Electricity Act, 2003 and all other provisions of the Electricity Act 2003 enabling the Hon'ble Commission to approve the same.
- (iii) To approve the Power Purchase Agreement (PPA) format for purchase and procurement of electricity by AP Distribution Companies from Wind power project generators under Section 86(1)(b) of Electricity Act 2003, Section 21(4) of AP Electricity


Reform Act 1998 and all other provisions of the Electricity Act 2003 enabling the Hon'ble Commission to approve the same.

- (iv) To pass such and any other orders as may deem fit.


CHIEF GENERAL MANAGER
(Commercial & RAC)
APCPDCL, Corporate Office,
Mint Compound, Hyderabad-63.


Petitioner-2
CHIEF GENERAL MANAGER
(Commercial & RAC)
APCPDCL, Corporate Office,
Mint Compound, Hyderabad-63.


Petitioner-3
CHIEF GENERAL MANAGER
(Commercial & RAC)
APCPDCL, Corporate Office,
Mint Compound, Hyderabad-63.


Petitioner-4
CHIEF GENERAL MANAGER
(Commercial & RAC)
APCPDCL, Corporate Office,
Mint Compound, Hyderabad-63.


Petitioner-5
CHIEF GENERAL MANAGER
(Commercial & RAC)
APCPDCL, Corporate Office,
Mint Compound, Hyderabad-63.

BEFORE THE HON'BLE A.P. ELECTRICITY REGULATORY COMMISSION
AT ITS OFFICE AT V FLOOR, SINGARENI BHAVAN, RED HILLS, HYDERABAD

File No. of 2009
Case No. of 2009

In the matter of:

Petition under Section 86(1)(e) of Electricity Act, 2003 and Section 86(1)(b) of Electricity Act 2003, Section 21(4) of AP Electricity Reform Act 1998 read with Regulation 8 of APERC (Conduct of Business) Regulations, 1999 seeking approval to the guidelines on Power Evacuation from prospective Wind Power Projects in Andhra Pradesh and Power Purchase Agreement (PPA) format for purchase and procurement of electricity by AP Distribution Companies from Wind power project generators.

In the matter of:

1. *Central Power Distribution Company of Andhra Pradesh Limited,
Rep. by its Chairman & Managing Director,
Corporate Office, Mint Compound, Hyderabad.*
2. *Southern Power Distribution Company of Andhra Pradesh Limited,
Rep. by its Chairman & Managing Director,
Beside Srinivasa Kalyana Mandapam, Tiruchanoor Road,
Tirupathi - 517501.*
3. *Northern Power Distribution Company of Andhra Pradesh Limited,
Rep. by its Chairman & Managing Director,
H.No. 1-1-503 & 504 Opp. "NIT" Petrol Pump,
Chaitanyapuri, Hanamkonda, Warangal - 506004.*
4. *Eastern Power Distribution Company of Andhra Pradesh Limited,
Rep. by its Chairman & Managing Director,
P&T Colony, Seetammadhara, Vishakhapatnam - 530 020.*
5. *Transmission Corporation of Andhra Pradesh Limited,
Rep. by its Chairman & Managing Director,
6th Floor, Vidyut Soudha, Hyderabad.*

.... *Petitioners*

VERIFICATION AFFIDAVIT

I, L. Manohar Reddy, S/o Narsa Reddy, age: 57 years working at Central Power Distribution Company of AP Limited (APCPDCL) do solemnly affirm and say as follows:

1. I am the Chief General Manager (Comml. & RAC) of Central Power Distribution Company of Andhra Pradesh Limited (APCPDCL) having its office at Corporate Office, Mint Compound, Hyderabad and am

competent and duly authorized by the Petitioners to affirm swear, execute and file this Petition.

2. I have read and understood the contents of the Petition. The contents of the Petition now shown to me are true to my knowledge derived from the official records made available to me and are based on information and advice received which I believe to be true and correct.


DEPONENT
CHIEF GENERAL MANAGER
(Commercial & RAC)
APCPDCL, Corporate Office,
Mint Compound, Hyderabad-63.

VERIFICATION:

I, solemnly affirm at Hyderabad on this 20th day of August, 2009 that the affidavit has been signed in my presence.


ATTESTED:
CHIEF ENGINEER/PC
APCPDCL, Corporate Office,
Mint Compound,
Hyderabad-500 063.