

**JOINT ELECTRICITY REGULATORY COMMISSION FOR
THE STATE OF GOA AND UNION TERRITORIES
GURGAON**

Coram*
Shri S.K.Chaturvedi, Member
Petition No. 61/2012
Suo-moto
Date of Order 27.12.2013

In the matter of

Compliance of Joint Electricity Regulatory Commission for the State of Goa and UTs (Procurement of Renewable Energy) Regulations, 2010 regarding Renewable Purchase Obligation (RPO).

And in the matter of:

Secretary (Power), Govt. of Goa
Secretary (Power), UT of Andaman & Nicobar
Secretary (Power), UT of Chandigarh
Secretary (Power), UT of Dadra and Nagar Haveli
Secretary (Power), UT of Daman & Diu
Secretary (Power), UT of Lakshadweep
Secretary (Power), UT of Puducherry

..... Respondents

Present:

1. Ms. Sushma Mishra, Junior Engineer, ED- Andaman & Nicobar.
2. Shri M.P. Singh, Superintending Engineer, ED- Chandigarh.
3. Shri Pawan Kr. Sharma, AEE, ED- Chandigarh.
4. Sh. R.B. Chaubal, AE, ED- Dadra and Nagar Haveli.
5. Shri R. Murali, Executive Engineer, ED- Puducherry.
6. Shri T. Gopalakrishnan, Executive Engineer, ED, Puducherry.

ORDER

The Commission in exercise of the powers under Sections 61, 66, 86(1)(e) and 181 of the Electricity Act 2003 ("EA 2003"), notified Joint Electricity Regulatory Commission for State of Goa and UTs (Procurement of Renewable Energy) Regulations, 2010 herein after referred as JERC (Procurement of Renewable Energy) Regulations, 2010. The Commission under Regulation 1 of JERC (Procurement of Renewable Energy) Regulations, 2010 specified Renewable Purchase Obligation (RPO) targets for all Distribution Licensees/ obligated entities for FY 2010-11 to FY 2012-13 as shown in table below:-

RPO targets specified under Regulations 1.1 of JERC (Procurement of Renewable Energy) Regulations, 2010

FY	<i>Minimum Quantum of purchase (in %) from renewable energy sources (in kWh)</i>		
	Total	Solar	Non- Solar
2010-11	1%	0.25%	0.75%
2011-12	2%	0.30%	1.70%
2012-13	3%	0.40%	2.60%

As per Regulation 1.2 of JERC (Procurement of Renewable Energy) Regulations, 2010 the RPO specified in the financial year 2012-13 shall be continued beyond 2012-13 till any revision is effected by the Commission in this regard.

The licensees/ obligated entities were not complying with RPOs as required under JERC

(Procurement of Renewable Energy) Regulations, 2010. Therefore, the Commission initiated Suo-Moto proceedings/ hearings for compliance of JERC (Procurement of Renewable Energy) Regulations, 2010 regarding Renewable Purchase Obligation.

Regulation 2.1 of JERC (Procurement of Renewable Energy) Regulations, 2010 provides that subject to the terms and conditions specified in JERC (Procurement of Renewable Energy) Regulations, 2010 the Certificates issued under the Central Electricity Regulatory Commission (Terms and Conditions for recognition and issuance of Renewable Energy Certificate for Renewable Energy Generation) Regulations, 2010 shall be valid instruments for discharge of mandatory obligations set out in JERC (Procurement of Renewable Energy) Regulations, 2010.

The Commission held hearings in the petition several times and directed the licensees/ obligated entities to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010. The Commission also directed the licensees/ obligated entities to submit a detailed report to meet RPO upto 31.03.2013 for FY 2010-11, 2011-12 and 2012-13 and current financial year 2013-14. But the licensees/ obligated entities have failed to meet and submit detailed regular report on RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14.

1. Secretary (Power) Goa respondent no. 1

The respondent submitted a certificate from GEDA about suitability of co-generation power towards meeting non- solar RPO as directed by the Commission in the order dated 25.10.2013. The suitability certificate states that the three plants in Goa are also running their power plants fully or partially on the bye products formed during the processing of the main products. Thus the power produced from these plants can be treated as co-generation power and should be able to meet the criteria for co-generation power and also meet JERC requirement of Non- Solar RPOs. The Commission examined the report and observed that the power produced from these plants can be treated as co-generation power and is able to meet the criteria for co-generation power and also meet JERC requirement of Non- Solar RPOs.

The respondent as per the order dated 25.10.2013 submitted report to meet RPO of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 as under:-

Financial Year	Minimum Quantum of power Purchase (%) from renewable Energy (KWh).			RPO (Non-Solar)
	Total RPO (%)	Solar RPO (%)	Non-Solar RPO (%)	
2010-11	1	0.25	0.75	19.07
2011-12	2	0.30	1.70	46.69
2012-13	3	0.40	2.60	75.03
2013-14	3	0.40	2.60	78.88
				219.67

The detailed of energy supply by co-generating units to Electricity Department- Goa are as below:-

Sr. No.	Name Company	2010-11	2011-12	2012-13	2013-14 (anticipated)	Total (MUs)	Remarks
1.	GEPL	108.8	105.99	61.40	23.56	299.75	PPA with SGL is being executed
2.	GSPL	23.65	13.13	10.16	5.62	52.56	
3.	SGL				27.00	27.00	
						379.31	

The Commission examined the report and observed that the respondent has submitted the report to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back

log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in format Annexure "A" as per the order dated 25.10.2013. The Commission found that the respondent has failed to meet solar RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14. The Commission has taken a serious note for non-compliance of its orders/ directions and JERC Regulations by the respondent.

Therefore, the Commission directs the respondent to meet solar RPO also as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in time positively. The Commission further directs the respondent to submit a detailed report to meet solar RPO also of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 positively by 17.04.2014. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010 against the licensee/ obligated entities. Which reads as under:-

Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010

"If the obligated entity does not fulfill the renewable purchase obligation as provided in these regulations during any year and also does not purchase the certificates, the Commission may direct the obligated entity to deposit into a separate fund, to be created and maintained by State Agency, such amount as the Commission may determine on the basis of the shortfall in units of RPO and the forbearance price. It shall also be liable for penalty as may be provided by the Commission under Section 142 of Electricity Act, 2003".

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPO as provided under Regulation 3.3 of (Procurement of Renewable Energy) Regulations, 2010 to the State Agency regularly in Annexures "A & B" of order dated 25.10.2013 without fail.

2. Secretary (Power) UT Andaman & Nicobar respondent no. 2

The respondent no. 2 – ED A&N in affidavit dated 19.12.2013 submitted the report to meet RPO of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 as directed in the order dated 25.10.2013 as under:-

Year	RPO to be met	RPO actually met	RPO met	Thru REC	Thru Renewable Power Purchase
	(MU)	(MU)	(%)		
I. Non- Solar					
2010-11	1.81	9.88	545.86		
2011-12	4.26	11.33	265.96		
2012-13	6.85	12.02	175.47		
2013-14					
Till 9/2013		5.72			
10-12/2013	5.63	3.88	213.14		
1-3/2014		2.40			
Total (NS)	18.55	45.23	243.83		
II. Solar					
2010-11	0.60	-	-	Nil	Nil
2011-12	0.75	-	-		
2012-13	1.05	0.015	1.43*		
2013-14					
Till 9/2013		2.52			
10-12/2013	0.87	1.21	212.82		
1-3/2014		1.25			
Total (NS)	3.27	4.995	152.75		

Detailed in respect of ED- A&N Administration to future RPOs from 2014 onwards is submitted as below:-

S.N.	Description	Quantum (MU)	Renewable Energy Generation		Remarks
			Solar (MU)	Non Solar (MU)	
1.	Gross Consumption	290.00			
A	Own Generation	117.00	-	12.00	
B	Purchase from other generating company / intermediaries				
i	IPP	100.00	-	-	
ii	Hiring Power Plants	56.00	-	-	
iii	NTPC	-	5.00	-	
C	Sale to other licensee/ intermediaries	-	-	-	
D	Grand Total (A+B+C)	273.00	5.00	12.00	
E	Renewable Purchase Obligation (RPO)				
i	Solar RPOs	-	1.72%	-	
ii	Non Solar RPOs	-	-	4.14%	
F	How much RPOs met so far till the date of filing of this report in the current year				
i	Solar RPOs	-	3.33	MU	
ii	Non Solar RPOs	-	-	8.31 MU	
G	Names of Open Access consumers with 1 MW+ Open Access Electrical Power Load				
Nil.....				
H	Captive power Generators				
Nil.....				

The Commission examined the report and observed that the respondent has submitted the report to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in format Annexure "A" as per the order dated 25.10.2013. The Commission found that the respondent has met RPO.

The Commission directs the licensee/ obligated entity to submit quarterly Compliance report of RPO as provided under Regulation 3.3 of (Procurement of Renewable Energy) Regulations, 2010 to the State Agency and the Commission regularly in Annexures "A & B" of order dated 25.10.2013 without fail in future.

3. Secretary (Power) UT Chandigarh respondent no. 3

The respondent no. 3 – ED Chandigarh in affidavit dated 17.12.2013 submitted the report to meet RPO of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 as per the order dated 25.10.2013 as under:-

Detail of RECs for the year 2010-11 to 2012-13

S. N.	Description	REC to be procured as per the obligation FY 2010-11	Actual procured	REC to be procured as per the obligation FY 2011-12	Actual procured	REC to be procured as per the obligation FY 2012-13	Actual procured	Total target for 2010-11 to 2012-13	Actual procure d from 2010-11 to 2012-13	Spillover to 2013-14
1.	Total Sale in MU	1285	-	1301	-	1375	-	-	-	-
2.	Non Solar	9640	Nil	22117	10752	35750	52732	67507	63484	4023
3.	Solar	3210	Nil	3903	Nil	5500	2355	12613	2355	10258
4.	Total	12850	Nil	26020	10752	41250	55087	80120	65839	14281

Details of RECs for the year 2013-14

S. N.	Description	Spillover Liability for the year 2010-11 to 2012-13	Target for 2013-14	Total REC to be procured 2013-14 including spillover	REC Procured				Target of RECs to be procured		
					4/13 to 9/13	10/13	11/13	4/13 to 11/13	12/13	1/14 to 3/14	Total
1.	Total Sale in MU	-	1538	-	-	-	-	-	-	-	-
2.	Non Solar	4023	39990	44013	19666	10000	7818	37484	6529	-	44013
3.	Solar	10258	6150	16408	4174	5000	3234	12408	4000	-	16408
4.	Total	14281	46140	60421	23840	15000	11052	49892	10529	-	60421

The Commission examined the report and observed that the respondent has submitted the report to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in the format Annexure "A" of the order dated 25.10.2013. The respondent in the report assured the Commission to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in time.

Therefore, the Commission directs the respondent to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in time. The Commission further directs the respondent to submit a detailed compliance report to meet RPO of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 positively by 17.04.2014. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010 against the licensee/ obligated entities. Which reads as under:-

Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010

"If the obligated entity does not fulfill the renewable purchase obligation as provided in these regulations during any year and also does not purchase the certificates, the Commission may direct the obligated entity to deposit into a separate fund, to be created and maintained by State Agency, such amount as the Commission may determine on the basis of the shortfall in units of RPO and the forbearance price. It shall also be liable for penalty as may be provided by the Commission under Section 142 of Electricity Act, 2003".

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPO as provided under Regulation 3.3 of (Procurement of Renewable Energy) Regulations, 2010 to the State Agency regularly in Annexures "A & B" of order dated 25.10.2013 without fail.

4. Secretary (Power) UT Dadra & Nagar Haveli respondent no. 4

The respondent no. 4 – ED DNH failed to submit report on RPOs of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 as required under JERC (Procurement of Renewable Energy) Regulations, 2010. The Commission has taken a serious note for non-compliance of its orders/ directions and JERC Regulations.

The representative of the respondent no. 4 gave an oral undertaking that they shall meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in time positively.

Therefore, the Commission directs the respondent to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 positively in time. The Commission further directs the respondent to submit a detailed compliance report to meet RPO of back log for FY 2010-11, 2011-12, 2012-13 and current financial year

2013-14 positively by 17.04.2014. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010 against the licensee/ obligated entities. Which reads as under:-

Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010

"If the obligated entity does not fulfill the renewable purchase obligation as provided in these regulations during any year and also does not purchase the certificates, the Commission may direct the obligated entity to deposit into a separate fund, to be created and maintained by State Agency, such amount as the Commission may determine on the basis of the shortfall in units of RPO and the forbearance price. It shall also be liable for penalty as may be provided by the Commission under Section 142 of Electricity Act, 2003".

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPO as provided under Regulation 3.3 of (Procurement of Renewable Energy) Regulations, 2010 to the State Agency regularly in Annexures "A & B" of order dated 25.10.2013 without fail.

5. Secretary (Power) UT Daman & Diu respondent no. 5

The respondent no. 5 – ED Daman & Diu in letter dated 10.12.2013 submitted the report to meet RPO of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 as per the order dated 25.10.2013 as under:-

Year	RPO to be met	RPO actually met	RPO met	Thru REC	Thru Renewable Power Purchase
	(MU)	(MU)	(%)		
I. Non- Solar					
2010-11	11.9	0	0	0	0
2011-12	30.1	0.75	2.5	2.5	0
2012-13	48.4	4.7	9.7	9.7	0
2013-14					
Till 9/2013	24.7	6.6	26.7	26.7	0
9-12/2013	-	-	-	-	-
1-3/2014	-	-	-	-	-
Total (NS)	115.1	12.05	10.05	10.05	0
II. Solar					
2010-11	4.0	0	0	0	0
2011-12	5.3	0	0	0	0
2012-13	7.5	0	0	0	0
2013-14					
Till 9/2013	3.8	0.1	2.6	0	2.6
9-12/2013	-	-	-	-	-
1-3/2014	-	-	-	-	-
Total (NS)	20.05	0.1	0.5	0	0.5

The Commission examined the report and observed that the respondent has submitted the report to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in format Annexure "A" as per the order dated 25.10.2013. The Commission found that the respondent has failed to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14. The Commission has taken a serious note for non-compliance of its orders/ directions and JERC Regulations by the respondent.

Therefore, the Commission directs the respondent to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14. The Commission further directs the respondent to submit a detailed and complete report to meet RPO of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 positively by 17.04.2014. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010 against the licensee/ obligated entities. Which reads as under:-

Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010

"If the obligated entity does not fulfill the renewable purchase obligation as provided in these regulations during any year and also does not purchase the certificates, the Commission may direct the obligated entity to deposit into a separate fund, to be created and maintained by State Agency, such amount as the Commission may determine on the basis of the shortfall in units of RPO and the forbearance price. It shall also be liable for penalty as may be provided by the Commission under Section 142 of Electricity Act, 2003".

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPO as provided under Regulation 3.3 of (Procurement of Renewable Energy) Regulations, 2010 to the State Agency regularly in Annexures "A & B" of order dated 25.10.2013 without fail.

6. Secretary (Power) UT Lakshadweep respondent no. 6

The respondent no. 6 – ED Lakshadweep failed to submit detailed report on status of RPOs to be met by the licensee/ obligated entity of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 as required under JERC (Procurement of Renewable Energy) Regulations, 2010. Representative of the respondent no. 6 is also not present. The Commission has taken a serious note for non-compliance of its orders/ directions and JERC Regulations.

Therefore, the Commission directs the respondent to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in time. The Commission further directs the respondent to submit a detailed and complete report to meet RPO of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 positively by 17.04.2014. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010 against the licensee/ obligated entities. Which reads as under:-

Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010

"If the obligated entity does not fulfill the renewable purchase obligation as provided in these regulations during any year and also does not purchase the certificates, the Commission may direct the obligated entity to deposit into a separate fund, to be created and maintained by State Agency, such amount as the Commission may determine on the basis of the shortfall in units of RPO and the forbearance price. It shall also be liable for penalty as may be provided by the Commission under Section 142 of Electricity Act, 2003".

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPO as provided under Regulation 3.3 of (Procurement of Renewable Energy) Regulations, 2010 to the State Agency regularly in Annexures "A & B" of order dated 25.10.2013 without fail.

7. Secretary (Power) UT Puducherry respondent no. 7

The respondent no. 7 – ED Puducherry in affidavit dated 23.12.2013 submitted the report to meet RPO of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 as per the order dated 25.10.2013 as under:-

RPO status in III- Quarter of 2013-14

Year	RPO to be met	RPO actually met	RPO met	Thru REC	Thru Renewable Power Purchase
	(MU)	(MU)	(%)		
I. Non- Solar					
2010-11	16.37	16.37	100	16.37	0
2011-12	39	31.63	81.10	31.63	0
2012-13	61.99	0	0	0	0
2013-14					
Till 9/2013	63.31	0	0	0	0
9-12/2013	-	-	-	-	-
1-3/2014	-	-	-	-	-
Total (NS)	180.67	48	26.57	48	0
II. Solar					
2010-11	5.45	0	0	0	0
2011-12	6.88	0	0	0	0
2012-13	9.53	0	0	0	0
2013-14					
Till 9/2013	9.74	0	0	0	0
9-12/2013	-	-	-	-	-
1-3/2014	-	-	-	-	-
Total (NS)	31.6	0	0	0	0

The Commission examined the report and observed that the respondent has submitted the report to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in format Annexure "A" as per the order dated 25.10.2013. The Commission found that the respondent has failed to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14. The Commission has taken a serious note for non-compliance of its orders/ directions and JERC Regulations by the respondent.

Therefore, the Commission directs the respondent to meet RPO as per JERC (Procurement of Renewable Energy) Regulations, 2010 of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14. The Commission further directs the respondent to submit a detailed and complete report to meet RPO of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 positively by 17.04.2014. In default the Commission shall be constrained to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010 against the licensee/ obligated entities. Which reads as under:-

Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010

"If the obligated entity does not fulfill the renewable purchase obligation as provided in these regulations during any year and also does not purchase the certificates, the Commission may direct the obligated entity to deposit into a separate fund, to be created and maintained by State Agency, such amount as the Commission may determine on the basis of the shortfall in units of RPO and the forbearance price. It shall also be liable for penalty as may be provided by the Commission under Section 142 of Electricity Act, 2003".

The Commission further directs the licensee/ obligated entity to submit quarterly Compliance report of RPO as provided under Regulation 3.3 of (Procurement of Renewable Energy) Regulations, 2010 to the State Agency regularly in Annexures "A & B" of order dated 25.10.2013 without fail.

The State agencies have failed to submit status report in respect of RPOs of their obligated agencies of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in Annexures "A&B" as per the order dated 25.10.2013.

The EDs- Andaman & Nicobar Island and Lakshadweep- licensees/ obligated entities also failed to suggest/ furnish names of Agencies/ entities to be designated as State agencies of their respective territories for accreditation and recommending Renewable Energy projects for registration and to undertake action as per JERC (Procurement of Renewable Energy) Regulations, 2010. The Commission has taken a serious note for non- compliance of its orders/ directions and JERC Regulations by the State agencies and obligated entities.

Therefore, the Commission directs Goa Energy Development Agency/ State agency for ED- Goa, Department of Science & Technology/ State agency for ED- Chandigarh, Development & Planning office/ State agency for ED- DNH, Department of Science & Technology/ State agency for ED- Daman & Diu and Renewable Energy Agency Puducherry/ State agency for ED- Puducherry to submit status report in respect of RPOs of their obligated agencies of back log for FY 2010-11, 2011-12, 2012-13 and current financial year 2013-14 in Annexures "A&B" as per the order dated 25.10.2013 by 17.04.2014 positively.

The Commission keeping in view the above facts and circumstances detailed in preceding paragraphs emphasized upon all the licensees/ obligated entities and States agencies for compliance of RPOs for FY 2010- 2011 to 2013-14 latest by 31.03.2014 positively failing which the Commission shall be constraint to proceed under Regulation 4 of JERC (Procurement of Renewable Energy) Regulations, 2010 against the licensees/ obligated entities.

Scheduled for hearing 22.04.2014 at 11:00 AM.

Sd/-
(S.K.Chaturvedi)
Member

- * As per Regulation 9 (II) of JERC (Conduct of Business) Regulations, 2009 "Coram is two". Whereas as per proviso of Regulation 9 (II) of JERC (Conduct of Business) Regulations, 2009 if Chairperson or the Member is prevented from attending hearing of which he has been given notice the Member or the Chairman as the case may be attending the meeting shall validly constitute the Coram. Post of the Chairperson is vacant. According to provisions of Section 93 of the Electricity Act, 2003 no act or proceedings of the appropriate Commission shall be questioned or invalidated merely on the ground of existence of any vacancy or defect in the Constitution of the appropriate Commission. So the Member only constitute a valid Coram.

Certified copy


(Rajeev Amit)
Secretary