

**HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA  
NOTIFICATION**

Shimla, the 5<sup>th</sup> February, 2020

No. HPERC/438.- The Himachal Pradesh Regulatory Commission, in exercise of the powers conferred by sub-section (1) of section 62, section 66, clauses (a),(b) and (e) of section 86 and clause (zi) of sub-section (2) of section 181 of the Electricity Act, 2003 (36 of 2003), and all other powers enabling it in this behalf, after previous publication, hereby makes the following amendment regulations, namely:-

**REGULATIONS**

**1. Short title and commencement.** - (1) These regulations may be called the Himachal Pradesh Electricity Regulatory Commission (Renewable Power Purchase Obligation and its Compliance) (Sixth Amendment) Regulations, 2020.

(2) These regulations shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.

**2. Amendment of Regulation 4.-** (I) In sub-regulation (1) of regulation 4 of the Himachal Pradesh Electricity Regulatory Commission (Renewable Power Purchase Obligation and its Compliance) Regulations, 2010 (hereinafter referred as “the RPO Compliance Regulations,2010”)-

(a) the following note shall be inserted below the table of sub-regulation(1):-

“Note: The RPO trajectory as specified by the Commission in these regulations or any other omitted/revised provisions, from time to time, for the respective years shall remain applicable and provisions to that extent shall be considered to have been saved in these regulations.”

(b) the words “distribution licensee” appearing above the table in sub-regulation(1) shall be substituted with the words and sign “distribution licensee/obligated entity”.

(II) The sub-regulation (2) of regulation 4 of the RPO Compliance Regulations, 2010, shall be substituted with the following, namely:-

“Any person/consumer, who consumes power from any source (generation/ purchase) interalia including purchase through Open Access, but other than in his capacity as a consumer of distribution licensee or by drawl from a captive generating plant, the RPPOs at the rate(s) mentioned in table in the sub-regulation (1) of this regulation shall be applicable in respect of his consumption from such sources:

Provided that for computing the Renewable Power Purchase Obligation (RPPO) of such obligated entities for a year under this sub-regulation, the following conditions shall also apply, namely:—

(i) the total consumption of any such obligated entity shall include the quantum of electricity purchased, including electricity generated, by it from various sources, including the power purchased under REC mechanism for meeting its requirement for consumption of electricity, and shall also include the transmission and distribution losses incurred within the State for meeting such consumption in the following manner, namely:-

(a) in case the electricity is purchased by such obligated entity from sources outside the State, the electricity purchased at the State periphery shall be considered as the consumption of the obligated entity from such sources;

(b) in case the electricity is purchased, or generated, from generating sources located within the State, the electricity (in kWh) injected for such obligated entity at the generating bus bar shall be considered as its consumption;

(ii) the energy consumed by obligated entity, other than the distribution licensee, shall be considered to have been consumed from the sources other than the hydro-electric sources, unless such obligated entity establishes to the satisfaction of the State Agency that such consumption was made from hydro-electric sources.”

(II) After the sub-regulation (2) of regulation 4 of the RPO Compliance Regulations, 2010, the following sub-regulation (2A) shall be added, namely:-

“2A: For any person consuming power by drawl from a captive generating plant, the RPPOs shall be applicable at the rate(s) specified in the **Schedule** to these Regulations in relation to his consumption from such captive generating plant:

Provided that the provisions of this sub-regulations (2A) shall be applicable only in relation to the consumption from captive generating plants to which these Regulations apply in terms of clause (c) and clause (d) of regulation 3 of these Regulations.”

**By order of the Commission**

Sd/-

**Secretary**

**Schedule**

(see sub-regulation (2A) of regulation 4)

**Minimum Percentage for Renewable Power Purchase obligation**

Year in which the original capacity of the captive generating plant is commissioned or augmented	Minimum Quantum of Purchase of percentage (%) from renewable sources (in terms of energy in kWh) of total consumption.		
	Non-Solar	Solar	Total
2015-16 or before	11.00%	0.25%	11.25%
2016-17	9.50%	2.50%	12.00%
2017-18	9.50%	4.75%	14.25%
2018-19	10.25%	6.75%	17.00%
2019-20	10.25%	7.25%	17.50%
2020-21	10.25%	8.75%	19.00%
2021-22	10.50%	10.50%	21.00%

- (a) The RPPO will be on total consumption of electricity by an obligated entity, excluding consumption met from hydro-electric sources of power.
- (b) In case the achievement of Solar RPPO compliance to the extent of 85% and above, the remaining shortfall if any, can be met by excess Non-Solar energy purchased beyond specified Non-Solar RPPO for that particular year.
- (c) Further, in case on achievement of Non-Solar RPPO compliance to the extent of 85% and above, the remaining shortfall if any, can be met by excess solar energy purchased beyond specified Solar RPPO for that particular year.
- (d) In case where the capacity of CPP is augmented after 31.03.2016, the year in which the capacity augmentation takes place shall be considered for applicability of RPPO rates for the entire augmented capacity. Similarly, if the capacity is further augmented, the year in which the latest augmentation takes place, shall be considered for RPPO.