

HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA

Notification

Shimla, the 29th March, 2018

No. HPERC/428.- WHEREAS the Himachal Pradesh Electricity Regulatory Commission (hereinafter referred as “the Commission”) formulated the Himachal Pradesh Electricity Regulatory Commission (Promotion of Generation from the Renewable Energy Sources and Terms and Conditions for Tariff Determination) Regulations, 2017 (hereinafter referred as “RE Tariff Regulations, 2017”), published in the Rajpatra, Himachal Pradesh, dated 23rd November, 2017;

AND WHEREAS the RE Tariff Regulations, 2017, specify that the said regulations shall remain in-force upto 31st March, 2020 and control period thereunder for SHPs shall end on 31st March, 2020;

AND WHEREAS the Commission observes that the stakeholders including SHP developers, State Government are in favour of reviewing the Hydro Policy of the State Government and the Commission is also not averse to such review by the State Government;

AND WHEREAS the State Government i.e. Department of MPP & Power vide letter No. MPP-F(1)-1/2005-IV dated 12.02.2018 had conveyed that as per the deliberation in the meeting with Bonafide Himachali Power Producers Association on 09.02.2018, many issues and grievances have been raised by the Power Producers on which State Government intends to take holistic view by way of re-examining the State Power Policy, 2006 and has further requested to pend the tariff determination process or start the process de-novo in due course of time;

AND WHEREAS the Commission, after having understood that the State Government intends to re-examine the State Hydro Policy on priority, finds it appropriate to restrict the period of applicability as well as control period under the RE Tariff Regulations, 2017 suitably so as to provide indication to all the stakeholders from which the Commission intends to put in place the new regulations to be formulated after duly taking into the account the provision of the amended/new hydro policy of the State;

NOW, THEREFORE, in exercise of the powers conferred under sub-section (1) of section 61, sub-section(1) of section 62, clauses (a), (b) and (e) of sub-section (1) of section 86 and clause (zd) of sub-section (2) of section 181, of the Electricity Act, 2003 (36 of 2003), read with section 21 of the General Clauses Act,1897 (10 of 1897), and all other powers enabling it in this behalf, the Commission proposes to amend the Himachal Pradesh Electricity Regulatory Commission (Promotion of Generation from the Renewable Energy Sources and Terms and Conditions for Tariff Determination)

Regulations, 2017 and as required by sub-section (3) of section 181 of the said Act and rule 3 of the Electricity (Procedure for Previous Publication) Rules, 2005, the draft amendment regulations are hereby published for the information of all the persons likely to be affected thereby; and notice is hereby given that the said draft amendment regulations will be taken into consideration after the expiry of thirty (30) days from the date of publication of this notification in the Rajpatra, Himachal Pradesh, together with any objections or suggestions which may within the aforesaid period be received in respect thereto.

The text of the aforesaid draft regulations is also available on the website of the Commission i.e. <http://www.hperc.org>.

The objections or suggestions in this behalf should be addressed to the Secretary, Himachal Pradesh Electricity Regulatory Commission, Vidyut Aayog Bhawan, Block-37, SDA Complex, Kasumpti-171009(HP).

DRAFT REGULATIONS

- 1. Short title and commencement.** - (1) These regulations may be called the Himachal Pradesh Electricity Regulatory Commission (Promotion of Generation from the Renewable Energy Sources and Terms and Conditions for Tariff Determination) (First Amendment) Regulations, 2018.
(2) These regulations shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.
- 2. Amendment of Regulation 1.-** In sub-regulation (2) of Regulation 1 of the Himachal Pradesh Electricity Regulatory Commission (Promotion of Generation from the Renewable Energy Sources and Terms and Conditions for Tariff Determination) Regulations, 2017 (hereinafter referred as “the said Regulations”) for the words and figures “31st March, 2020”, the words and the figures “31st March, 2019 or the date of commencement of the new Renewable Energy Regulations framed by the Commission, whichever is earlier” shall be substituted.
- 3. Amendment of Regulation 9.** - In sub-regulation (1) of Regulation 9 of the RE Tariff Regulations, 2017 for the words and figures “31st day of March, 2020”, the words and figures “31st March, 2019 or the date of commencement of the new Renewable Energy Regulations framed by the Commission, whichever is earlier” shall be substituted.

By order of the Commission

Sd/-
Secretary
HPERC