

**HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION  
SHIMLA**

**NOTIFICATION**

Shimla, the                      12<sup>th</sup> November                      2007

**No.HPERC/428.-** In exercise of the powers conferred by sub-sections (1) of section 62 clauses (a), (b) and (e) of section 86 and sub-section (1) 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, and after previous publication, the Himachal Pradesh Electricity Regulatory Commission makes the following regulations further to amend the Himachal Pradesh Electricity Regulatory Commission (Power Procurement from Renewal and Co-generation by Distribution Licensee) Regulations, 2007, published in the Rajpatra, Himachal Pradesh (Extraordinary), dated 21<sup>st</sup> June, 2007, namely:-

**REGULATIONS**

1.     **Short title and commencement.-** (1) These regulations may be called the Himachal Pradesh Electricity Regulatory Commission (Power Procurement from Renewal and Co-generation by Distribution Licensee) (First Amendment) Regulations, 2007.  
  
      (2) These regulations shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.
2.     **Amendment of regulation 3.-** In sub-regulation (1) of regulation 3 of the Himachal Pradesh Electricity Regulatory Commission (Power Procurement from Renewal and Co-generation by Distribution Licensee) Regulations, 2007 (hereinafter referred as “the said regulations”), the words “may be” occurring before the words “specified by the Authority” shall be omitted;
3.     **Amendment of regulation 6.-**In sub-regulation (1) of regulation 6 of the said regulations,-
  - (a)    the words “or the State Transmission Utility or the transmission licensee, engaged in the activity of bulk purchase and sale of electricity to the distribution licensee” shall be omitted;
  - (b)    in the first proviso the words “including augmentation costs of the grid beyond interconnection point” shall be omitted; and
  - (c)    for the second proviso, the following proviso shall be substituted, namely:-

“Provided further that,-

- (i) where the power purchase agreement, approved prior to the commencement of these regulations, is not subject to the provisions of the Commission’s regulations on power procurement from renewable sources; or
- (ii) where, after the approval of the power purchase agreements, there is change in the statutory laws, or rules, or the State Govt. Policy;

the Commission, in order to promote co-generation or generation of electricity from renewable sources of energy, may, after recording reasons, by an order, review or modify such a power purchase agreement or a class of such power purchase agreements.”

By Order of the Commission,

Sd/-  
Secretary