

**HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA**

**NOTIFICATION**

Shimla, the 20<sup>th</sup> November, 2020

**No. HPERC/428.**- In exercise of the powers conferred under 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 Himachal Pradesh Electricity Regulatory Commission, hereby after previous publication, makes the following amendments in the Himachal Pradesh Electricity Regulatory Commission (Promotion of Generation from the Renewable Energy Sources and Terms and Conditions for Tariff Determination) Regulations, 2017, namely:-

**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) (Fifth 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 3.**- In item (ii) of sub-regulation (2) of Regulation 3 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”), the words, signs & figures, namely “Small Hydro Projects upto 100 kW, for which the Commission may determine tariff through a separate order;” shall be omitted.
3. **Amendment of Regulation 14.**- In Regulation 14 of the said Regulations-
  - (i) in sub-regulation (2), the following first proviso shall be added, namely.-

“Provided that for Small Hydro Projects up to and including 100kW, the Commission may determine the Generic Levellised Tariff for the balance period of the 3rd Control period ending on 30.09.2023 by taking into account the financial parameters specified for the RE technologies as per Chapter-IV and the technology specific parameters as may be fixed by it in the tariff determination Order in a manner as it may find appropriate:” and

(ii) in the existing first proviso, after the word “provided”, the word “further” shall be added.

4. **Amendment of Regulation 15** - In Regulation 15 of the said Regulations-

(i) in clause (ii) of sub-regulation (1) of Regulation 15, after the word, sign and figure “Chapter-V”, the following words, signs and figures shall be added, namely.-

“, or in case of small hydro projects upto 100 kW capacity fixed in the orders issued under Regulation 14,”; and

(ii) in clause (iii) of sub-regulation (1) of Regulation 15, after the word, sign and figure “Chapter-V”, the following words, signs and figures shall be added, namely.-

“, or in case of small hydro projects upto 100 kW capacity fixed in the orders issued under Regulation 14,”.

5. **Amendment of Regulation 21-B** - In sub-regulation (1) of Regulation 21-B, the following proviso, to this sub-regulation, shall be added, namely.-

“Provided that in case of small hydro projects upto 100 kW capacity, such norms shall be as fixed in the relevant orders of the Commission under Regulation 14.”

6. **Amendment of Regulation 28-B** - In sub-regulation (2) of Regulation 28-B, for the words “small hydro projects” the words and figures “small hydro projects exceeding 100 kW capacity” shall be substituted and for the word “technologies”, the words “ energy projects” shall be substituted.

7. **Amendment of Part-III of Chapter-V.**- In Part-III of Chapter-V of the said Regulations-

(i) for the words “TECHNOLOGY SPECIFIC PARAMETERS FOR SMALL HYDRO PROJECTS” the words and figure “TECHNOLOGY SPECIFIC PARAMETERS FOR SMALL HYDRO PROJECTS HAVING INSTALLED CAPACITY OF MORE THAN 100 kW” shall be substituted; and

(ii) in regulation 33-B, for the words “the small hydro projects”, the words and figure “the small hydro projects having installed capacity of more than 100 kW” shall be substituted; and

(iii) after regulation 39-BB, a new regulation 39-BBB, shall be added, namely.-

“39-BBB. The norms specified under this chapter shall be applicable only

for small hydro projects having installed capacity of more than 100 kW and the same for the small hydro projects with installed capacity upto 100 kW shall be fixed in the relevant orders issued under Regulations 14 of these Regulations.”

**By order of the Commission**

**Sd/-**  
(Neelam Dulta, HPAS)  
**Secretary**