

BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION
GANDHINAGAR

Petition No. 1992/2021.

In the Matter of:

Petition under GERC (Procurement of Energy from Renewable Sources) Regulations, 2010 and its subsequent amendments thereto for revision of Renewable Power Purchase Obligation (RPO) for FY 2019 - 20.

Petitioner : Deendayal Port Trust (DPT),
P & C Buildings, Ground Floor,
Kandla, Gujarat – 370210.

Represented By : Nobody was present.

CORAM:

Mehul M. Gandhi, Member

S. R. Pandey, Member

Date: 16/11/2021.

DAILY ORDER

1. The present matter was listed for hearing on 11.11.2021.
2. When the matter was called out, nobody was present on behalf of the Petitioner.
3. We note that the Petitioner DPT neither remained present during today's proceedings nor made any written communication about their inability to remain present, despite being served the hearing notice to them in advance.
- 3.1. We also note that the present Petition has been filed by the Petitioner for revision in RPO against the RPO specified by the Commission in the GERC

(Procurement of Energy from Renewable Sources) Regulations, 2010 read with its amended Regulations for FY 2019-20. The aforesaid issue is associated with the GERC (Procurement of Energy from Renewable Sources) Regulations, 2010 alongwith subsequent amendments thereto notified by the Commission. Accordingly, the Commission has jurisdiction to decide the issues arise in the present Petition. We, therefore, decide to admit the Petition.

3.2. We note that the Hon'ble APTEL in its judgement dated 25.04.2014 in Appeal No. 24 of 2013 and IA No. 39 of 2013 directed the State Commission that after completion of the financial year, the State Commission has to review the actual performance in respect of RPO and pass necessary directions as per the Regulations either Suo-motu or on a petition filed by an obligated entity. Such review should be subject to public notice to invite suggestions and objections from all the stakeholders. Thus, for annual review of RPO or otherwise by the State Commission either Suo-motu or on application from an obligated entity, the suggestions and objections of the public are required to be invited.

3.3. According to the Hon'ble APTEL's directions, it is necessary to issue a public notice and invite suggestions/objections from all the stakeholders in the matter pertaining to compliance of RPO by the obligated entities. We note that the present Petition is filed for revision in RPO target percentage from Renewable Energy Sources for FY 2019-20. Therefore, it deem necessary to conduct a public hearing to take into consideration the stakeholders' views before deciding the matter. The Petitioner is, therefore, directed to issue a public notice in two daily Gujarati Newspapers and one English Newspaper having wide circulation in the State/National level stating that they have filed Petition No. 1992 of 2021 before the Commission for revision in RPO target for FY 2019-20 under the provisions of the GERC (Procurement of Energy from Renewable Sources) Regulations, 2010 and its subsequent amendments thereto. The Petitioner is also directed to upload the present petition with all the documents on its website and invite comments and suggestions from the

stakeholders on the petition on affidavit within 21 days from the date of issuance of public notice. The Petitioner shall also state in the public notice that the stakeholders/objectors shall file their objections/suggestions in the petition to the Secretary, Gujarat Electricity Regulatory Commission, 6th Floor, GIFT ONE, Road 5C, 3 Zone 5, GIFT City, Gandhinagar - 382355 in five copies along with affidavit in support of their submissions with a copy to the Petitioner. The staff of the Commission is also directed to upload the petition along with all relevant documents on the website of the Commission after compliance affidavit of issuing public notice and uploading of petition is filed by the Petitioner along with copy of public notices issued by the Petitioner is provided to the Commission and invite comments/suggestions from the stakeholders.

- 3.4. We further direct the Petitioner to provide the details regarding renewable power already tied up their status, within 10 days, from the receipt of this Order.
4. The next date of hearing will be intimated separately.
5. We order accordingly.

Sd/-
[S. R. Pandey]
Member

Sd/-
[Mehul M. Gandhi]
Member

Place: Gandhinagar.

Date: 16/11/2021.