

BACKGROUND PAPER
APPOINTMENT OF TRANSACTION ADVISOR TO ASSIST THE COMMISSION IN THE PROCESS OF
GRANT OF DISTRIBUTION LICENSE FOR THE AREA PRESENTLY SERVED BY NOIDA POWER
COMPANY LIMITED (NPCL) IN ACCORDANCE WITH PROVISIONS OF ELECTRICITY ACT 2003

Invitation for Expression of Interest

A. BACKGROUND

1. M/s Noida Power Company Limited (NPCL) was granted a 30-year electricity license vide notification no. 5480-P-3/XCIII-23-86P-92 dated August 31, 1993 by the State Government under Section 3(1) of the Indian Electricity Act, 1910, under which it was authorized to supply electricity in the licensed area (amended vide notification no. 1679P-1/XCVI-24-86P-92 dated July 18, 1996). It is noted that the NPCL License is up to August 30, 2023.
2. The area within which the supply of energy is authorized by licence (the area of supply) under the Act is the whole of the area bounded as follows:
 - a) North: Chipiana Khurd, Dundahera, Mawal Akbarpur, Behrampur and Chipiana Buzurg
 - b) East: Chapraula, Achheja, sadopur, Dhoom Manikpur, Amka Roopwas, Tilapta Karanwas, Pali, Palla, Boraki Chamrawali, Hazratpur, Ghori Bachhera, Ajayabpur, Rithodi, Mycha, Chirsi, Raghunathpur, Pachayatan, Inayatpur, Girdharpur, Kherli Hafizpur and Devla
 - c) South: Astauli, Azampur, Gahi, Bilaspur, Talda, Roshnpur and Chachula
 - d) West: Yusufpur, Haibatpur, Bisrakh, Jalalpur, Jalpura, Haldauni, Kulesra, Suthiana, Shahdara, Chaprauli, Banger, Nalgada, Muhaiyapur, Mubarakpur, Gujarpur, Rohillapur, Tugalpur, Haldauna, Chuaharpur Khadar, Murshadpur, Atta Muradpur, Amarpur, Nanwara, Rajpur and Kanarsi.
3. After the expiry of the license period, the Commission needs to initiate the process of grant of distribution license as provided in in the relevant provisions of the Electricity Act 2003 read with UPERC (General Conditions of Distribution License) Regulations 2004 as amended from time to time and other applicable laws/ rules etc. including the License Conditions.
4. As the license period of 30 years is coming to end, and there is no provision of renewal of distribution license under Electricity Act 2003, this invitation is issued by UPERC soliciting Expression of Interest to act as advisor for the transaction.
5. Reputed Consulting firms/institutions with experience in strategic sale/ license application may submit their Expression of Interest.

B. THE CURRENT APPROACH

6. Prospective TAs would devise methodologies and structure of the Transaction, which could include any or a combination of the features available as per relevant provisions of the EA 2003, applicable Electricity Rules and applicable UPERC Regulations as amended from time to time.
7. The responsibilities of the TA Advisor would include, inter alia, rendering of advice, preparing a Regulatory note on overall licensing process as per Electricity Act 2003, detailed Information Memorandum, floating of RFQ and RFP, assistance during the negotiation with prospective bidders, evaluating the bids, asset evaluation of existing licensee, if required, assisting UPERC in overall license application process envisaged in Electricity Act 2003 along with UPERC (General Conditions of Distribution License) Regulations 2004 as amended from time to time and other applicable laws/ rules etc., preparation of draft license, drawing up the agreements and the documents for the transaction and assisting UPERC/ the successful bidder in post transaction activities.

C. PROCEDURE TO BE FOLLOWED

8. Prospective TAs should furnish details in the Expression of Interest to demonstrate their credentials.
9. UPERC will thereafter issue a QCBS (Quality Cost Based System) based 'Request for Qualification' and 'Request for Proposal' (to the intending TAs whose EOIs are received in UPERC) which should inter alia specify the methodology, time frame, process of evaluation, Fee Structure, etc.

D. LAST DATE OF SUBMISSION:

10. The Expression of Interest should reach Secretary, UPERC in the following address by 15 July 2022.

U.P. Electricity Regulatory Commission
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Secretary