



Uttar Pradesh Electricity Regulatory Commission

Vidyut Niyamak Bhawan, Vibhuti Khand, Gomti Nagar, Lucknow-226010 Phone 2720426 Fax 2720423 E-mail secretary@uperc.org

Dr. Sanjay K. Singh
Secretary

Ref: UPERC/Secy/D(T)/2022-743
Dated: 28 February, 2023

To,

1. Chairman, U. P. Power Corporation Ltd., 7th Floor, Shakti Bhawan, 14, Ashok Marg, Lucknow – 226001.
2. Managing Director, U. P. Power Corporation Ltd., 7th Floor, Shakti Bhawan, 14, Ashok Marg, Lucknow – 226001.
3. Managing Director, Dakshinanchal Vidyut Vitran Nigam Ltd., Urja Bhawan Agra – Delhi – Bypass, Sikandra, Agra – 282007
4. Managing Director, Madhyanchal Vidyut Vitran Nigam Ltd., 4- A, Gokhale Marg, Lucknow – 226021.
5. Managing Director, Paschimanchal Vidyut Vitran Nigam Ltd., Victoria Park, Meerut - 250001.
6. Managing Director, Poorvanchal Vidyut Vitran Nigam Ltd., DLW Bhikharipur, Varanasi - 221004.
7. Managing Director, Kanpur Electricity Supply Co. Ltd., 14/71, Civil Lines, KESA House, Kanpur-208001.
8. Director, (Commercial), U. P. Power Corporation Ltd, 7th Floor, Shakti Bhawan, 14 Ashok Marg, Lucknow-226001.
9. Chief Engineer (RAU), Regulatory Affairs Unit, UPPCL 15th Floor, Shakti Bhawan Extension, 14- Ashok Marg, Lucknow-226001.

Sub: Admittance Order in the matter of Petitions on True-Up (FY 2021-22), Annual Performance Review (FY 2022-23) & Aggregate Revenue Requirement / Tariff (FY 2023-24) of DVVNL (1948 of 2023), MVVNL (1945 of 2023), PVVNL (1947 of 2023), PuVVNL (1949 of 2023) & KESCO (1946 of 2023).

Sir,

Kindly find enclosed herewith a copy of the Commission's Order dated 28th February 2023, regarding above cited matter.

Encl: As above.

Yours sincerely


(Sanjay K. Singh)

Secretary

3 OK



BEFORE

THE UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION, LUCKNOW

Petition No. 1948 / 2023, 1945 / 2023, 1947 / 2023, 1949 / 2023 & 1946 / 2023

(Date of Order: 28-02-2023)

IN THE MATTER OF:

1. Truing-Up for FY 2021-22, Annual Performance Review (APR) for FY 2022-23 and Approval of Aggregate Revenue Requirement (ARR) for the FY 2023-24– (Petition No. - 1948 of 2023) of Dakshinanchal Vidyut Vitran Nigam Ltd. (DVVNL)
2. Truing-Up for FY 2021-22, Annual Performance Review (APR) for FY 2022-23 and Approval of Aggregate Revenue Requirement (ARR) for the FY 2023-24– (Petition No. - 1945 of 2023) of Madhyanchal Vidyut Vitran Nigam Ltd. (MVVNL).
3. Truing-Up for FY 2021-22, Annual Performance Review (APR) for FY 2022-23 and Approval of Aggregate Revenue Requirement (ARR) for the FY 2023-24– (Petition No. - 1947 of 2023) of Paschimanchal Vidyut Vitran Nigam Ltd. (PVVNL).
4. Truing-Up for FY 2021-22, Annual Performance Review (APR) for FY 2022-23 and Approval of Aggregate Revenue Requirement (ARR) for the FY 2023-24– (Petition No. - 1949 of 2023) of Purvanchal Vidyut Vitran Nigam Ltd. (PuVVNL).
5. Truing-Up for FY 2021-22, Annual Performance Review (APR) for FY 2022-23 and Approval of Aggregate Revenue Requirement (ARR) for the FY 2023-24– (Petition No. - 1946 of 2023) of Kanpur Electricity Supply Company Ltd. (KESCO).

ORDER

BACKGROUND:

The Electricity Act, 2003 under Section 64 stipulates the Licensee to file an application before the State Electricity Regulatory Commission for determination of tariff in such manner as may be specified by the Commission as per the applicable Regulations.

The Commission has notified the Uttar Pradesh Electricity Regulatory Commission (Multi Year Tariff for Distribution and Transmission) Regulations, 2019 (hereinafter referred as 'MYT Regulations, 2019') on September 23, 2019. The MYT Formats for the same has been uploaded on the website of the Commission. Further, the additional formats have



been provided to the Petitioners vide Letters dated October 06, 2021, November 02, 2021 & December, 26, 2022 and Email dated September 19, 2022.

The MYT Regulations, 2019 shall be applicable for determination of tariff in all cases covered under these Regulations from April 01, 2020, to March 31, 2025, unless extended by the Commission.

The Distribution Licensee as per the Regulation 4 of MYT Regulations, 2019, have to file the Petition for determination of True-Up, Annual Performance Review (APR) and Aggregate Revenue Requirement (ARR) / Tariff for each year of the Control Period (FY 2020-21 to FY 2020-25), complete in all respect, before the Commission on or before November 30 of each year.

LICENSEES SUBMISSION AND COMMISSION'S DIRECTIONS:

The Licensees vide Letter No. 608/RAU/ARR/ FY 2023-24 dated November 29, 2022, has requested from the Commission for the additional time (approx. 2 months) to file the Petition of True-Up/APR/ARR on the following grounds:

- i. Requirement of time to comply the directives of the Commission given vide Tariff Order for FY 2022-23 dated July 20, 2022;
- ii. Requirement of time to furnish the additional formats provided by the Commission vide email dated September 09, 2022;
- iii. Pendency in approval of CAPEX under REVAMP scheme;

The Commission vide Letter No. UPERC/Secy/D(T)/2022-1400 dated January 01, 2023 has responded to the Petitioner that the delay in filling of the ARR Petition will be dealt in accordance with the provisions of MYT Regulations, 2019 as amended from time to time.

The State-owned Distribution Licensees (Dakshinanchal Vidyut Vitran Nigam Ltd., Madhyanchal Vidyut Vitran Nigam Ltd., Paschimanchal Vidyut Vitran Nigam Ltd., Purvanchal Vidyut Vitran Nigam Ltd. and Kanpur Electricity Supply Company Ltd. hereinafter referred to as "DVVNL", "MVVNL", "PVVNL", "PuVVNL", "KESCO" respectively & collectively called as the State-owned Distribution Licensees / Discoms) have filed the Petitions for determination of True-Up for the FY 2021-22, Annual Performance Review of FY 2022-23 and Aggregate Revenue Requirement and Tariff for FY 2023-24 before the Commission on January 09, 2023. However, the due date for filing the Tariff Petition as per the Regulation 4.1 of MYT Regulations, 2019 was November 30, 2022.

PRELIMINARY OBSERVATION:

The Commission has conducted a preliminary analysis of the above Petitions and certain deficiencies were observed which were raised to the Petitioners vide Letter No. UPERC/Secy/D(T)/2023-1545 dated January 31, 2023 wherein information was sought

