



Rajasthan Electricity Regulatory Commission

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PUBLIC NOTICE

In exercise of powers conferred under Section 86(1)(e) read with Section 181 of the Electricity Act, 2003, and all other powers enabling it in this behalf, the Rajasthan Electricity Regulatory Commission having framed the following Draft Regulations, invites suggestions/comments from the interested persons before finalizing them.

'RERC (Terms and Conditions for Tariff determination from Renewable Energy Sources) (Second Amendment) Regulations, 2023'

Notice is hereby issued inviting comments/suggestions on the above Draft Regulations from interested persons. The copy of the Draft Regulations may be obtained from the Receiving Officer of the Commission on payment of Rs. 100/-. The Draft Regulations are also available on Commission's website www.erc.rajasthan.gov.in.

The comments/suggestions if any should reach the Receiving Officer of the Commission in six copies on or before 16.10.2023.

Secretary

(Not to be published)

(H. Khurana)
Secretary



राजस्थान विद्युत विनियामक आयोग

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सार्वजनिक सूचना

विद्युत अधिनियम, 2003 की धारा 86 (1)(ई) सहपठित धारा 181 एवं अन्य सभी प्रावधान जो इस संदर्भ में इसे सामर्थ्य प्रदान करते हैं, के अंतर्गत राजस्थान विद्युत विनियामक आयोग द्वारा प्रारूप विनियम बनाये गये हैं। इनको अंतिम रूप देने से पूर्व आयोग द्वारा सभी इच्छुक व्यक्तियों से सुझाव/टिप्पणियां आमंत्रित की जाती हैं:

राजस्थान विद्युत विनियामक आयोग (अक्षय उर्जा स्रोतों से टैरिफ विनिर्धारण हेतु निबन्धन एवं शर्तें) (द्वितीय संशोधन) विनियम, 2023.

एतद्वारा उपरोक्त वर्णित प्रारूप विनियमों की सूचना जारी कर इच्छुक व्यक्तियों से सुझाव/टिप्पणियाँ आमन्त्रित किये जाते हैं। प्रारूप विनियम मय समर्थन विवरण की प्रतिलिपी आयोग के प्राप्तकर्ता अधिकारी के पास उपलब्ध है जिसे रू 100 का नकद भुगतान कर प्राप्त किया जा सकता है। प्रस्तावित विनियम मय समर्थक विवरण आयोग की वेबसाईट www.erc.rajasthan.gov.in पर भी उपलब्ध हैं।

यदि कोई व्यक्ति सुझाव/टिप्पणियाँ देना चाहे तो आयोग के प्राप्तकर्ता अधिकारी को दिनांक 16.10.2023 तक या इससे पूर्व छः प्रतियों में प्राप्त हो जानी चाहिए।

सचिव

(Not to be published)

सचिव

RAJASTHAN STATE ELECTRICITY REGULATORY COMMISSION

Draft Notification
September, 2023

No. RERC/Secy./Reg./..... - In exercise of the power conferred under the Sections 61 and Section 62 read with Section 86 and Section 181 of the Electricity Act, 2003 (No. 36 of 2003) and all other powers enabling it in this behalf, the Rajasthan Electricity Regulatory Commission hereby makes the following Regulations to amend the RERC (Terms and Conditions for Determination of Tariff from Renewable Energy Sources) Regulations, 2020 (hereinafter referred to as the 'Principal Regulations') namely:

1. Short title, commencement and extent of application:

- (1) These Regulations may be called the Rajasthan Electricity Regulatory Commission (Terms and Conditions for Tariff determination from Renewable Energy Sources) (Second Amendment) Regulations, 2023.
- (2) These Regulations shall come into force from the date of their publication in the Official Gazette.

2. Amendment in Regulation 1 of the principal Regulations:

The existing sub-regulation 1.2 shall be substituted with the following:

"1.2 These Regulations shall extend to the whole of the State of Rajasthan. These Regulations shall be applicable for determination of tariff in cases covered under these Regulations from April 1, 2020, and onwards up to March 31, 2026."

3. Amendment in Regulation 3 of the principal Regulations:

The existing sub-regulation 3.2 shall be substituted with the following:

"3.2 Notwithstanding anything contained in these Regulations, the Commission shall adopt the tariff, if such tariff has been determined through a transparent process of bidding in accordance with the guidelines issued by the Central Government, as envisaged under Section 63 of the Act or where no such guidelines are issued by the Central Government, the tariff of such plants shall be adopted as has been determined through transparent bidding process in accordance with the bidding guidelines approved by the Commission."

4. Amendment in Regulation 5 of the principal Regulations:

The main provision and first proviso to the existing sub-regulation 5.1 shall be substituted with the following:

"5.1 The Control Period under these Regulations shall be of six (6)

financial years starting from April 1, 2020, till March 31, 2026:

Provided that the tariff determined as per these Regulations for the RE projects commissioned upto 31.03.2024 during the Control Period, shall continue to be applicable for the entire duration of the Tariff Period as specified in Regulation 6 below:

5. Amendment in Regulation 7 of the principal Regulations:

A new fourth proviso shall be added below the existing proviso to sub-regulation 7.2 as under:

" Provided also that for procuring power from power plants of such technology where the competitive bidding guidelines have not been issued by the Central Government, including the biomass power projects, biomass gasifier-based power projects and biogas power projects getting commissioned after 31.03.2024, the distribution licensee shall carry out the competitive bidding process as per regulation 7.2 of these Regulations."

6. Amendment in Regulation 8 of the principal Regulations:

The existing proviso of sub-regulation 8.1 shall be substituted with the following:

"Provided that the generic tariff for these projects commissioned up to 31.03.2024 shall be applicable for such RE Projects of same type and shall remain valid for the tariff period as specified in regulation 6 above."

7. Amendment in Regulation 43 of the principal Regulations:

The existing proviso of sub-regulation 43.1 shall be substituted and a new proviso shall be added below the existing provision of sub-regulation 43.1 as under:

"Provided that the fuel cost arrived at as above shall be applicable to the Biomass power plants commissioned during the current Control Period up to 31.03.2024 and also during the earlier Control Periods FY 2009-15 and FY 2015-20.

Provided further that for the Biomass power plants commissioned on or after 01.04.2024, the fuel price shall be governed by the bidding documents issued in accordance with regulation 7.2 above."

8. Amendment in Regulation 44 of the principal Regulations:

A new second proviso shall be added below the existing proviso to sub-regulation 44.2 as under:

"Provided further that usage of solar power shall be allowed only in those projects, where solar power projects are commissioned on or before 31.03.2024."

9. Amendment in Regulation 88 of the principal Regulations:

- (1) The existing proviso of sub-regulation 88.1 shall be substituted with the following:

"Provided that for the period beyond 2023-24, for the year 2024-25 & 2025-26, the tariff as applicable in 2023-24 shall remain applicable, if the energy is being supplied from these plants under the PPA period. For the period beyond the PPA period, the Tariff for Renewable Projects during the extended period as per Regulation 10 shall be applicable."

- (2) The existing proviso of sub-regulation 88.2 shall be substituted with the following:

"Provided that for the period beyond 2023-24, for the year 2024-25 & 2025-26, the tariff as applicable in 2023-24 shall remain applicable, if the energy is being supplied from these plants under the PPA period. For the period beyond the PPA period, the Tariff for Renewable Projects during the extended period as per Regulation 10 shall be applicable."

- (3) The existing proviso of sub-regulation 88.3 shall be substituted with the following:

"Provided that for the period beyond 2023-24, for the year 2024-25 & 2025-26, the tariff as applicable in 2023-24 shall remain applicable, if the energy is being supplied from these plants under the PPA period. For the period beyond the PPA period, the Tariff for Renewable Projects during the extended period as per Regulation 10 shall be applicable."

10. Amendment in Regulation 93 of the principal Regulations:

A new regulation 93.6 A shall be added below the existing sub-regulation 93.6 as under:

"93.6A The above provisions of the banking shall be applicable till 31.03.2030 to all existing projects as well as the projects getting commissioned upto 31.03.2026.

By Order of the Commission

Secretary

RAJASTHAN ELECTRICITY REGULATORY COMMISSION, JAIPUR

Draft Rajasthan Electricity Regulatory Commission (Terms and Conditions for Tariff determination from Renewable Energy Sources) (Second Amendment) Regulations, 2023.

Explanatory Memorandum

1. During the Proceedings finalizing the RERC (Terms and Conditions for Tariff determination from Renewable Energy Sources) (First Amendment) Regulations, 2023, several stakeholders requested the Commission to consider extending the control period of the current Regulations to avail the benefits of the present Amendments. Commission had noted the suggestion and decided that a view in this respect would be taken separately.
2. Considering the above, Commission has proposed to extend the control period of the current Regulations upto March 31, 2026. Accordingly, appropriate Amendments have been proposed in Regulations 1,3 and 5 of the current Regulations.
3. Commission has issued the RERC (Renewable Purchase Obligation) Regulations, 2023 on 13.06.2023. In the Statement of Object & Reasons (SOR) finalizing the above mentioned Regulations, Commission directed that the procurement by Discoms for fulfillment of RPO should be through competitive bidding in accordance with guidelines issued by Gol under Section 63 of the Electricity Act, 2003 and where such guidelines have not been issued, Discom would prepare the same and get it approved by the Commission.
4. In light of the above, the Commission has proposed the appropriate Amendments in Regulations 7,8,43 and 88 of the current Regulations.
5. Further, in order to provide regulatory certainty other appropriate Amendments have also been proposed.

6. Accordingly, draft Amendment Regulations have been prepared and comments/ suggestions are invited from the interested persons on the above draft Regulations.
