



ASSAM ELECTRICITY REGULATORY COMMISSION

FILE NO. AERC. 531/2016

Petition no. 33 /2016

ORDER SHEET

18.10.2016

Before the Assam Electricity Regulatory Commission
ASEB Campus, Dwarandhar,
G. S. Road, Sixth Mile, Guwahati – 781 022

Oil India Limited (OIL), Duliajan

---- Petitioner

Representative for Petitioner:

Mr. S N Sarma, Sr Advocate
Mr. K Kalita, Advocate

In the matter of

Prayer for waiver of Renewable Purchase Obligation (RPO) for total energy handled during the financial years 2010-11 to 2014-15 under AERC (Renewable Purchase Obligation and its Compliance) Regulation, 2010 (Amendment), 2015

CORAM

Shri Naba Kr. Das Chairperson
Shri Dipak Chakravarty, Member
Shri Subhash Ch. Das, Member

ORDER

1. Hearing was held on 18th October, 2016, on the Petition no. 33 of 2016 filed by Oil India Limited (OIL), Duliajan praying for waiver of Renewable Purchase Obligation (RPO) for total energy handled during the financial years 2010-11 to 2014-15.
2. Mr. S N Sarma, Sr Advocate prayed to the Commission for waiver of RPO obligation for the period FY 2010-11 to 2014-15. He requested to the commission for waiver of FY 2010-11 to 2014-15, as the OIL has already submitted its Income tax return and profit & Loss account for the said period, dividends etc are paid and accounts are settled and closed. So it becomes impossible for the applicant company to comply with the same.
3. The petitioner mentioned that, they were not informed about the compliance of RPO and the applicant come to know on receipt of the letter from AERC in August, 2015.
The petitioner also mentioned that OIL is producing and promoting Renewable energy in Assam through 120Kw solar power plants installed at Duliajan and Jagirroad stations.
4. The petitioner also prayed to the Commission to exercise its inherent power by ordering waiver of the Obligation for previous FY 2010-11 to 2014-15 as per Regulation 7 of the AERC (Renewable purchase obligation and its Compliance) Regulation 2010.

The Commission heard the Petitioner and ordered the following:

1. The Commission reiterated that any past adjustment on Accounts, which may crop up in future years can be taken up by provision in accounts for clearing of any contingent liability of past years.
2. The Commission also mentioned that, AERC (Renewable Purchase Obligation and its Compliance) Regulations, 2010 was notified through gazette notification on 2nd Nov, 2010 after going through the regulatory procedure as per Electricity Act and AERC Regulations. Also, the state agency was notified as per AERC Regulations. It is on part of the petitioner to follow and fulfil the provisions of Regulations notified by the Commission.
3. The Commission also directed OIL to provide valid reason if any apart from accounting difficulties for waive of past RPO Obligations for FY 2010-11 to 2014-15.
4. The Commission requested OIL to find some ways to promote renewable energy generation on the vacant lands of OIL within the state of Assam.
5. The Commission also directed OIL to submit records of energy generation from solar plants installed in Assam within a month.

The judgment is reserved and next hearing will be notified later on.

Sd/-
(Subhash Ch. Das)
Member
AERC

Sd/-
(Dipak Chakravarty)
Member
AERC

Sd/-
(Naba Kumar Das)
Chairperson
AERC