



Date: 6 July 2017

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To,
The Secretary,
Maharashtra Electricity Regulatory Commission,
World Trade Centre, Cuff Parade,
Mumbai - 400 005.

Subject: Your office Notice for Renewable Purchase Obligation for FY 2010-11 to FY 2013-14 by Obligated Entities (Other than Distribution Licensees)

Reference: Your Notice MERC/Case No. 101, of 2017/2017-18/3422 Dated 23 June 2017.

Respected Sir,

With reference to your above notice, we would like to state that we are Renewable Energy Generator (Wind energy) having generating capacity at Satara sites.

Now, MERC's clause 5 of "The Renewable Purchase Obligation, It's compliance and Implementation of REC framework Regulation 2010" defines Obligated Entities under the Regulation a below; -

" 5. Obligated Entities

5.1 The minimum percentage as specified under Regulation 7.1 shall be applicable to all Distribution Licensees in the State of Maharashtra as well as to open access consumers and captive users within the State of Maharashtra, subject to following conditions:

(a) Any person who owns a grid connected Captive Generating Plant with installed capacity of 1 MW and above (or such other capacity as may be stipulated from time to time) and consumes electricity generated from such plant for his own use; shall be subjected to minimum percentage of RPO to the extent of his consumption met through such captive source.

(b) Any person having a contract demand of not less than 1 MVA and who consumes electricity procured from conventional fossil fuel based generation through open access as per Section 42 (2) of the Act shall be subjected to minimum percentage of RPO to the extent of his consumption met through such open access source.

Provided that the State Commission may, by order, revise the minimum capacity referred to under sub-clause (a) and sub-clause (b) above from time to time.

Provided further that condition under sub-clause (a) above, shall not be applicable in case of Standby (or Emergency back-up) Captive Generating Plant facilities."

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Also, the clause 5 of prevailing Regulation "The Renewable Purchase Obligation, its compliance and Implementation of REC framework Regulation 2016" defines Obligated entities as below; -

5 Obligated Entities

5.1 The percentage specified in Regulation 7.1 shall be applicable to all Distribution Licensees, Open Access Consumers and captive users within Maharashtra, subject to the following conditions:

- (a) Any person who owns a grid-connected Captive Generating Plant based on conventional fossil fuel with installed capacity of 5 MW and above, or such other capacity as may be stipulated by the State Commission from time to time, and consumes electricity generated from such Plant for his own use shall be subject to RPO to the extent of a percentage of his consumption met through such fossil fuel-based captive source;
- (b) Any person having a Contract Demand of not less than 5 MVA and who consumes electricity procured from conventional fossil fuel-based generation through Open Access shall be subject to RPO to the extent of a percentage of his consumption met through such fossil fuel-based Open Access source;

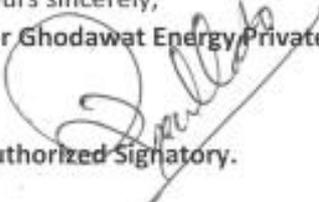
Provided that the State Commission may, by order, revise the minimum capacity referred to in sub-clauses (a) and (b) above from time to time;

Provided further that the condition under sub-clause (a) above shall not be applicable in case of stand-by (or emergency back-up) captive generating facilities.

Hence, we state that, we being generators, do not fall under the DEFINITION OF 'Obligated Entity' as per the above referred TWO consecutive ROP Regulations, for RPO compliance.

This is for your information and needful please.

Thanking you
Yours sincerely,
For Ghodawat Energy Private Limited,


Authorized Signatory.