



July 10, 2017

To,  
The Secretary  
Maharashtra Electricity Regulatory Commission  
13<sup>th</sup> Floor, Centre No.1, World Trade Centre  
Cuffe Parade, Colaba  
Mumbai – 400 004

Dear Sir,

**Sub: RPO Obligation and its compliance for FY 2010-11 to 2013-14.**

**Ref: Your Notice No. MERC/Case No. 101 of 2017/2017-18/3316  
dt. 23.06.2017.**

The Hon'ble Commission has issued aforesaid notice to verify RPO obligation for FY 2010-11 to 2013-14 as per RPO Regulations-2010. We at UltraTech Cement Works, Unit- Awarpur Cement Works consumed captive power as CPP entity for the period from FY 2010-11 to 2013-14; we would like to submit our status on RPO obligation and position to your good Office as follows:

1. As required by the aforesaid Notice, we are enclosing the required details for the year 2010-11 to 2013-14 in Form Annexure-A.
2. We have Captive Power Plants 2x23 MW and 1x25MW, connected to grid. During the FY 2010-11 to 2013-14, we have availed power banking facility. As per our views, it was our understanding that RPO obligation was not applicable to us as CPP consumer, hence we didn't comply RPO fully for this period.
3. Beside, In the year 2013 we had received Show Cause Notice from MERC for which reply was submitted on 25.03.2013, thereafter no further communication was received from MERC. We have filed writ petition in High Court in April 2013 for RPO exemption on the basis of "CPP Grid connected for Power Banking only". This writ petition was admitted by Hon'ble High Court of Bombay (Bench Nagpur- Case No. WP/3273/2013) on the subject matter, against the notification dated 06.03.2013 issued by MERC. We had received the stay from the High court, hence RE Certificates were not purchased for the period from FY 2010 - 2011 to 2013-2014. Now our Writ petition is pending for final hearing, court status sheet is attached.



( 2 )

4. Till decision of High court is passed on our writ petition, we request Hon'ble Commission to hold our RPO compliance for the above period, we confirm to abide by the order of Bombay High Court (Nagpur bench) on our pending writ petition No. WP/3273/2013.

We, therefore, request to accept the above submission and also give us opportunity to present our views on the above matter in the Public Hearing scheduled on 01.08.2017.

Thanking you,

Yours faithfully,  
For **UltraTech Cement Limited**  
Unit: Awarpur Cement Works

  
(G. Balasubramaniam)  
Joint Executive President & Unit Head

Encl: 1. Details in Form Annexure-A  
2. Court Status Sheet

Copy: General Manager (REC, R&D)  
Maharashtra Energy Development Agency (MEDA)  
Pune.

# Annexure-A

Name of the company / Organisation : Ultra Tech Cement Limited, Awarpur Cement Works, Chandrapur (Maharashtra)

Obligated Entities[ Tick ( ✓ ) the appropriate option ] : Capative User ( CPP): ( ✓ ) or Open Access Consumer: ( )

Name of the distribution Licensee's Area: Maharashtra State Electricity Distribution Co Limited

For CPP : Plant Installed Capacity (in MW) : Use from thermal based plant (in MW): 46.00

For OA Consumer: Contract Demand (in MVA);-----Source:-----Consumption location-----)

Year	Capacity	RPO applicability on earlier submitted units	Solar RPO		Non-Solar RPO		Total Energy to be procured as per RPO	Total RE procurement (Solar+Non-Solar) (A+B)	Shortfall	Cumulative Shortfall		
			Solar RPO Target	Energy Actually Procured against target (A)	Non-Solar RPO Target	Energy Actually Procured against target (B)						
	MW	MU	MU	MU		MU	MU	MU	MU	MU		
				Solar REC	Solar RE							
2010-11	46	100.7730	0.2519	0.0	0.0	5.7944	0.00	0.00	6.046	0.000	6.0464	63.7568
2011-12	46	303.7500	0.7594	0.0	0.0	20.5031	0.00	0.00	21.263	0.000	21.2625	
2012-13	46	283.7090	0.7093	0.0	0.0	21.9874	0.00	0.00	22.697	0.000	22.6967	
2013-14	46	152.7910	0.7640	0.0	0.0	12.9872	0.00	0.00	13.751	0.000	13.7512	


