

TATA POWER

The Tata Power Company Limited

Public Notice

Notice inviting comments/ suggestions objections on The Tata Power Company's Application for grant of Distribution Licence under Section 15 (2) of the Electricity Act 2003. (MERC Case No. 90 of 2014)

1. The Tata power Company Ltd. (Tata Power) has filed an Application for grant of Distribution Licence before the Maharashtra Electricity Regulatory Commission under the provisions of Section 15 of the Electricity Act, 2003 and MERC (General Conditions of Distribution Licence) Regulations, 2006. The commission has admitted the Application of May 5, 2014 and directed Tata Power to publish a Public Notice under Section 15 (2) of the Act.

2. The salient features of the Application are provided below:

A.	Applicant's Name:	The Tata Power Company Ltd.
B.	Applicant's address of registered office:	The Tate Power Company Ltd. Bombay House, 24, Homi Mody Street, Mumbai, 400 001
C.	Applicant's principal place of business:	Area covered by South Mumbai and parts of Mumbai Suburban Areas, areas of Mira Bhayander Municipal corporation including area covered under Chene and Varsave
D.	Nature of licence applied for:	Distribution Licence

E. Other salient features of the application:

- Tata Power is an existing Distribution Licensee in the city of Mumbai and its surrounding areas for almost a century and is seeking a Distribution Licence in the area as elaborated in Point C above.
- As stipulated under the Maharashtra Electricity Regulatory Commission(Specific Conditions of Distribution Licence applicable to The Tata Power Company Ltd.) Regulations, 2008, dated 20th august, 2008, the term of the existing licence of Tata Power is till August 15, 2014. This application for grant of Distribution Licence is filed for a period of 25 years, starting from August 16, 2014.
- Tata Powr as a Distributino Licensee, satisfies the various criteria set out for grant of Distribution Licence laid down under the Electricity Act, 2003, Government of India Rules of 2005 (Minimum Area of supply, Capital Adequacy, Credit worthiness and Code of Conduct) and MERC (General Conditions of Distribution Licence Conditions) Regulations, 2006 and its Amendments.
- Tata Power has to its credit, the distinction of providing uninterrupted and reliable power across consumer segments and has been a major catalyst of the development of Mumbai in its present status as a

Financial Capital of independent India. The Power would continue such performance in future as well, with its technical and functional competence, distribution and consumer service infrastructure and adequate power purchase tie ups. All the supporting documents are included as part of the Distribution Licence Application.

F.	Legal Status of the applicant	Limited Company
	Registration No.	L28920MH1919PLC000567

G. Shareholding pattern as on 31st December, 2013:

Promoter and Promoter Group	32.47%
Institutional Investors	48.57%
Others	18.96%

H. Management (Board of Director) Profile:

Sr. No.	Name	Age	Designation	Experience
1.	Mr. Cyrus Pallonji Mistry	46	Chairman	Chairman. Tata Sons and major Tata Group Companies. Earlier Managing Director of Shapoorji Pallonji Group.
2.	Mr. Ramabadran	68	Director	Director, Tata Sons. On Board of Directors of various Tata Companies as Chairman/ Vice Chairman/ Director, 31 years experience with Hindustan Lever, where he last served as Vice Chairman.
3.	Mr. Homiar sorabji Vachha	72	Director	25 years experience with ICICI Bank, where he last served as General Manager.
4.	Mr. Nawshir Hoshang Mirza 64	64	Director	Director on the Boards of Thermax Limited, Foodworld supermarkets Limited,

				Coastal Gujarat Power Limited, Tate Power Delhi Distribution Limited and Health & Glow Retailing Private Limited. He was earlier a Partner of S. R. Batliboi & Co., Calcutta
5.	Mr. Deepak Madhav Satwalekar	65	Director	Managing Director and CEO of HDFC Standard Life Insurance Company Limited from November 2000 till November 2008 and prior to this, he was the Managing Director of HDFC Limited from 1993-2000
6.	Mr. Piyush Ganwantrai Mankad	72	Director	Retired Civil servant with a distinguished career of over 40 years in the Civil Services. He has held several senior positions in the Government of India, including that of Secretary Finance. He was the executive director for india and four other countries and Board Member for the Asian Development Bank, Manila.

7.	Mr. Ashok Kumar Basu	72	Director	He was in the Indian Administrative Service (IAS) since 1965. He is a former Secretary to the Government of India, Ministry of Steel, Secretary-Power and was a Chairman of the CERC.
8.	Mr. Thomas Mathew	61	Director	Extensive experience in the Life Insurance industry in India. He held various positions and retired as a current-in-Charge Chairman of Life Insurance Corporation. He is on the Boards of Voltas Limited, Managing Development Institute and is Vice-Chairman and public interest director on the Board of MCZ-SX, nominated by SEBI.
9.	Ms. Vishakha Vivek Mulye	45	Director	Experience in the areas of strategy, treasury and markets, proprietary equity investing and management of long-term equity investments, structured

				finance and corporate and project finance through ICICI Group.
10.	Mr. Anil Kumar Sardana	55	CEO & Managing Director	Over three decades of experience in the power & infrastructure sector through companies like NTPC Limited, BSES (prior to it becoming an ADAG group company), Tata Power Delhi Distribution and Tata Teleservices Limited.
11.	Mr. Padmanabhan Sankaranarayanan	55	Whole Time Director	An experience of 26 years in Tata Consultancy Services Limited (TCS) as Director-HR, Head of Software Delivery Centre, Country Head of Switzerland, and CEO of JV with Singapore Airlines.

I. Summary of activities and past experience in similar activities:

Tata Power has been involved in distribution and supply of electricity in Mumbai and surrounding areas for almost a century. In addition, Tata Power is also a distribution licensee in certain areas of Delhi, since 2002 and catering to around 13 Lakh consumers.

j. Proposed area of supply, its description and number of consumers proposed to be served:

Tata power has proposed the following area of supply under its distribution licence application.

Existing Distribution Licence Area:	Colaba in South to Vasai Creek in North and Vikhroli in the Central side
Additional Area:	Chene and Varsave which are part of the Mira Bhayander Municipal

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	Corporation and contiguous to the existing licence area (in line with the 'minimum area criterion' of Government of India Rules of 2005)
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The consumers proposed to be served by Tata Power are expected to increase from the current 5 lakhs to around 13 Lakhs by the end of 5 years.

k. Contact details of the nodal person from whom copy of application may be obtained for inspection or purchase:

A.) Name and designation of person:	Ms. Swati R. Mehendale Group Head (Corporate Regulations)
B.) Address of the office from where to obtain copy of application for inspection of purchase:	The Tata Power Company Ltd. Dharavi Receiving Station, Never Shalimar Industrial Estate, Matunga (E), Mumbai-400 019

c) Detailed application documents along with CD (in English) (on payment of Rs 200/- in cash or by DD/ Cheque drawn on [the Tata Power Company Ltd.] payable at Mumbai).

d) Detailed application documents (in English) (on payment of Rs. 150/-).

e) CD of detailed application document (in English) (on payment of Rs. 150/-).

L. Website address from where the copy of application and other documents mentioned therein may be downloaded free of cost:
www.tatapower.com

M. In case the application of licence falls under sixth proviso of Section 14 of the Act, statement along with necessary particulars corroborating compliance of the same:

Tata Power hereby confirms and declares that the applicant complies with the additional requirements (including capital adequacy, credit worthiness, code of conduct) of the Government of India Rules of 2005 for Distribution Licensees.

3. Note: Any person having any objection with reference to the application for licence may submit such objections to the Commission by a written intimation (1+6 copies) addressed to the Secretary, Maharashtra Electricity Regulatory Commission World Trade Centre, Center No. 1, 13 th Floor, Fuffe Parade, Colaba, Mumabi-400005 [Fax: 22163976 : E-mail - mercindia@merc.gov.in] within thirty (30) days from the date of publication of this notice, alongwith proof of service on the Tata Power Company Ltd.

Place: Mumbai

Date: 09th May 2014

Sd/-
Vidyadhar H. Wagle
Head (Corporate Regulations)

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ANNEXURE A-2


MAHARASHTRA ELECTRICITY REGULATORY COMMISSION

13th Floor, Center No.1, World Trade Centre, Cuffe Parade, Colaba,
Mumbai - 400005. Tel.: 22-22163964 / 65 / 69 Fax : 022-2216 3976
Email: mercindia@merc.gov.in Website: www.merc.gov.in / www.mercindia.org.in

Case No. 90 of 2014

**NOTICE UNDER CLAUSE (a) OF SUB-SECTION (5) OF
SECTION 15 OF THE ELECTRICITY ACT, 2003 (EA 2003)**

1. An application for grant of Distribution Licence has been made by The **Tata Power Company Ltd.** (hereinafter referred as "**TPC**") for distribution in Mumbai City and Part of Mumbai Suburban Area, areas of Mira Bhayandar Municipal Corporation including area covered under Chene and Varsave which is contiguous to its existing area of licence.
2. In accordance with sub-section (2) of Section 15 of the Electricity Act, 2003, TPC published a notice of its application on 9 May, 2014 in local Editions of 'DNA', 'Indian Express', 'Financial Express', 'Loksatta' and 'Prahar'.
3. Broadly, the boundary of the proposed licensed area is: Mumbai City and part of Mumbai Suburban District (Bandra to Dahisar in Western suburban parts of Mumbai Suburban District, Chunnabhatti to Vikhroli and Mankhurd in Eastern suburban parts of Mumbai Suburban District). The proposed area also covers complete area falling under Mira Bhanaydar Municipal Corporation including villages Chene and Varsave areas. It may be noted that the villages Chene and Varsave are not part of its existing licence area. For complete details of the proposed area of licence, any interested person may refer to TPC's application for grant of license, available in downloadable format on the Commission's website www.merc.gov.in / www.mercindia.org.in
4. The registered office of **TPC** is at Bombay House, 24, Homi Mody Street, Mumbai-400 001.
5. A copy of the application along with its annexures and enclosures, made by **TPC** before the Commission can be accessed at the MERC's website www.merc.gov.in / www.mercindia.org.in or inspected by any person in the Commission's office in accordance with the laid down procedure in Maharashtra Electricity Regulatory Commission (Conduct of Business) Regulations, 2004.
6. Pursuant to the notice of the aforesaid application in newspapers, suggestions and objections were received from the public. On consideration of the material available on record, the Commission is satisfied that *prima facie* the applicant qualifies for grant of Distribution licence for the proposed area of supply. The Commission proposes to grant the licence to the applicant, as a Distribution Licensee, in accordance with Maharashtra Electricity Regulatory Commission (General Conditions of Distribution Licence) Regulations, 2006 subject to fulfilment of all the requirements laid down in the Act and Regulations.
7. Notice is hereby given in pursuance of clause (a) of sub-section (5) of Section 15 of the EA 2003 to invite **suggestions and/ or objections**, if any, to the proposal to grant Distribution licence to the applicant by the Commission, to be received by the undersigned **latest by, 8 July, 2014 (Tuesday)** at the above noted address. The suggestions and/ or objections received after the specified date shall not be considered.
8. Every person who intends to file objections and comments/suggestions can submit the same in English or Marathi, in (6+1) copies, and should carry the full name, postal address and e-mail address, if any, of the sender. It should be indicated whether the suggestions and/ or objections is being filed on behalf of any organization or of any category of consumers. It should also be mentioned if the sender wants to be heard in person, in which case opportunity would be given by the Commission at the Public hearing to be held on **Thursday, 10 July, 2014 at 11.30 hours in the Centrum Hall, First Floor, Centre No.1, World Trade Centre, Cuffe Parade, Colaba Mumbai 400 005**. No separate notice will be issued for the same.

Sd/-

Place : Mumbai
Date : 18th June, 2014

(Ashwani Kumar)
Secretary, MERC

COURT-I

Before the Appellate Tribunal for Electricity
(Appellate Jurisdiction)

IA NOS. 401 & 402 OF 2015 IN
DFR NO. 2068 OF 2015

Dated : 16th October, 2015

Present: Hon'ble Mrs. Justice Ranjana P. Desai, Chairperson
Hon'ble Mr. I.J. Kapoor, Technical Member

In the matter of :

Harishchandra Yaswant Govalkar
Vs.

.... Appellant (s)

Maharashtra Electricity Regulatory Commission & Ors.

.....Respondent (s)

Counsel for the Appellant(s)

Mr. Hemant Singh
Mr. Tabrez Malawat
Mr. Tushar Nagar
Mr. Meghana Aggarwal
Mr. Matrugupta Mishra

Counsel for the Respondent(s)

Mr. Parag Tripathi, Sr. Adv.
Mr. Buddy A. Ranganadhan
Mr. S. Venkatesh
Mr. Anuj P. Agarwala
Mr. Shashank Khurana for R.1

ORDER

The Applicant/Appellant claims to be a consumer of electricity in the city of Mumbai. In this Appeal, the Applicant/Appellant has challenged the Order dated 22.09.2015 passed in Case No. 182 of 2014 by the Maharashtra Electricity Regulatory Commission (for short "State

Commission"). By the impugned Order, the State Commission has reserved the order.

We must note that the Applicant/Appellant has filed an application seeking leave to file the appeal and an application praying for waiver of court fee. We have not considered the merits of these applications. At this stage, learned counsel for the Applicant/Appellant states that the grievance of the Applicant/Appellant is that the State Commission has not given hearing to the Applicant/Appellant. Counsel states that he has instructions to withdraw the appeal and approach the State Commission requesting the State Commission to give the Applicant/Appellant a hearing. The Applicant/Appellant, if so advised, may do so. Needless to say that in case such an application is filed the State Commission shall consider the same in accordance with law. The State Commission shall consider all issues including the maintainability of such application. However, we make it clear that we have expressed no opinion on any aspect of the case including the aspect of maintainability.

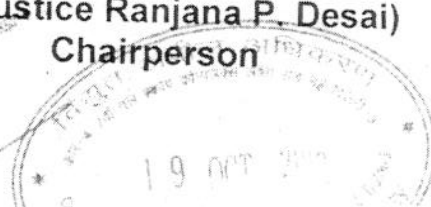
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The appeal is allowed to be withdrawn.

Sd/-
(I.J. Kapoor)
Technical Member

Sd/-
(Justice Ranjana P. Desai)
Chairperson

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**BEFORE THE MAHARASHTRA ELECTRICITY REGULATORY
COMMISSION, MUMBAI**

Filing No. _____

I.A. No. _____ OF 2015

IN

CASE NO. 182 OF 2014

IN THE MATTER OF:

Petition of the Tata Power Company Ltd. for Approval of Revised Network Rollout Plan in compliance of the direction of the Hon'ble Commission in Case No. 90 of 2014

AND IN THE MATTER OF:

The TATA Power Company Ltd.

....PETITIONER

Versus

Reliance Infrastructure Ltd. &Anr

....RESPONDENTS

AND IN THE MATTER OF:

Application in terms of the order dated 16.10.2015, passed by the Hon'ble Appellate Tribunal in DFR No. 2068 of 2015

AND IN THE MATTER OF:

Harishchandra Yaswant Govalkar,
Nagrik Seva Sangh, Nehru Nagar,
Galli No. 11, R.NO. 54, Borivali East,
Mumbai

.....APPLICANT

MEMO OF AUTHORISATION

I, Harishchandra Yaswant Govalkar, the Applicant above named, do hereby nominate, appoint, and constitute Mr. Hemant Singh, Ms. Shikha Ohri, Ms. Matrugupta Mishra, Ms. Meghana Aggarwal, Mr. Tushar Nagar, Mr. Tabrez Malawat, advocates of M/s Praxis Counsel, Advocates & Solicitors, to act, plead and appear on our behalf in the aforesaid matter.

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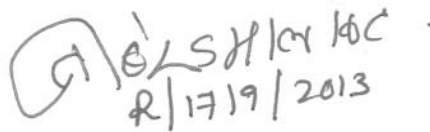
In witness whereof, we have set and subscribed our hands to this
writing on this the 19th day of October, 2015.

Place:
Dated:



Signature

Petitioner


R/17/19/2013

Address for correspondence:

Praxis Counsel
K-17, Second Floor
Jungpura Extension
New Delhi - 110014
Phone: 011-43552390
office@praxiscounsel.com

We accept