

NOTICE

Subject: Petition of Government of India, Department of Atomic Energy, Heavy Water Board seeking permission by MSEDCL for Long Term Open Access through ISTS instead of Short Term Open Access and consent to wheel the 17 MW Power from KAPS to Heavy Water Plant, Thal for captive use with banking provision.

- Case No. 12 of 2013

Government of India, Department of Atomic Energy, Heavy Water Board have submitted a Petition under affidavit on 28.01.2013 seeking permission by MSEDCL for Long Term Open Access through ISTS instead of Short Term Open Access and consent to wheel the 17 MW Power from KAPS to Heavy Water Plant, Thal for captive use with banking provision as there is a provision of Non Discriminatory open access under Sub Section (47) of Section 2 read with Sub-Section (2) (3) and (4) of the Electricity Act, 2003 and Open Access Regulations, 2005 and MERC Regulations, 2005.

2. The following are the main prayer of the Petitioner -

i) The MSEDCL should allow permission for availing Long Term open Access for wheeling of 17 MW power and not to levy of Cross subsidy charges (applicable under section 10) as per Section 38 of Electricity Act, 2003 and Atomic Energy Act, 1962.

ii) Permission to allow banking of Energy for certain period say financial year as per Clause no. 4 of MERC (Distribution Open Access) Regulation 2005.

3. I am directed to communicate that the **Hearing** in the above matter will be held in the presence of the authorized consumer representatives on

on **Thursday 21 February, 2013 at 11.00 hrs** in the office of the Commission at 13th floor, Centre No.1, World Trade Centre, Cuffe Parade, Mumbai 400 005

4. The Petitioner is directed to immediately serve a copy of its above mentioned Petition (both in soft and hard versions) to the Respondent i.e. MSEDCL before the scheduled date of hearing.

5. The Respondent is directed to submit its say on affidavit, if any, on the above mentioned Petition with a copy to the Petitioner and the authorised consumer representatives well in advance.

Sd/-

(R.S. Sonawane)

Dy Director (Legal)