

NOTICE

Subject: Petition of Green Energy Association for Review Petition against the Order dated 20.12.2013, in Petition No. 159 / 2013 passed by Hon'ble MERC under MERC (Renewable Purchase Obligation, its Compliance and Implementation of REC Framework) Regulations, 2010 for relaxes / waiver of the Solar RPO target for TPC-D for FY 2010 - 11, FY 2011 - 12 and FY 2012 - 13 to fulfill the Solar RPO target on a Cumulative basis by FY 2015-16.

- **Case No. 25 of 2014**

Green Energy Association have submitted a Petition under Regulation No. 85 MERC (conduct of business) Regulations, 2004, for Review of the Order dated 20.12.2013, in Petition No. 159/2013 passed by Hon'ble MERC under MERC(Renewable Purchase Obligation, its Compliance and Implementation of REC Framework) Regulations, 2010 for relaxes / waiver of the Solar RPO target for TPC-D for FY 2010-11, FY 2011-12 and FY 2012-13 to fulfill the Solar RPO target on a Cumulative basis by FY 2015-16.

The main prayers of the Petitioner are as under-

"1. To allow the present review petition.

2. To review the order dated 20.12.2013 in petition No. 159 of 2013 passed by the commission holding that there are error apparent on face of record and the materials which was not available while the decision taken by the commission.

3. To hold that the present arrangements by TPC-D will still lead to further shortfall on their Solar RPO in FY 2015-16 and in the event that more than the capacity required by TPC-D of Solar RECs are available in the Exchange TPC-D shall be asked to purchase Solar REC'S to fulfill their deficit Solar RPO.

4. The price average approved cost of Solar Power considered and approved for TPC-D is even higher than the forbearance price of the Solar REC'S and more over the Solar RECs are available at Floor Price, in this event also the TPC-D shall be asked to purchase Solar REC for the compliance of their Solar RPO.

5. Since the TPC-D plans to comply with deficit Solar RPO in the FY 2015-16 through REC's only and expected solar capacity addition which may come up, we humbly request the commission to direct to the respondents to procure the Solar RE or Solar RECs for the fulfillment of their RPO as per honorable commission's Notification in the present year itself to maximum extent to minimize the gap in compliance.

6. To hold that solar REC were available unsold in the exchange for fulfillment of RPO of the OEs however they have not made an attempt to purchase the same in the current FY is in violation of the commissions Regulation on Procurement of Energy from Renewable Energy Sources, Regulation 2010.

7. *To pass any other order as the Hon'ble Commission may deem fit and appropriate under the circumstances of the case and in the interest of justice;*

8. *To condone any error / omission and to give opportunity to rectify the same;*

9. *To permit petitioner to make further submissions, addition and alteration to this petition as may be necessary from time to time."*

3. I am directed to communicate that the hearing in the matter will be held further on **Tuesday, 22 April, 2014 at 11.30 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 and the authorised consumer representatives 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)

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Petitioner

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Respondent

Cc: **Consumer Representatives:**

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