

NOTICE

Subject: Petition filed by Maharashtra State Power Generation Company Limited (MSPGCL) for removal of difficulties regarding implementation of fuel plan and difficulties faced during present forced majeure COVID-19 situation.

-Case No. 97 of 2020

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The Petitioner MSPGCL has filed this Petition on 03.6.2020 under section 62 (a) and 86(1) clause (a) and (b) of the Electricity Act 2003 and Regulation 105 & 106 of the MERC (Multi Year Tariff) Regulations 2019, for removal of difficulties regarding implementation of fuel plan and difficulties faced during present forced majeure COVID-19 situation in following provisions under Fuel Surcharge Adjustment related regulations for maintaining the energy charge within ceiling limit of +5% above approved energy charge .

The main prayers of the Petitioner are as under-

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- a. *Admit this E-Petition;*
- b. *Grant an expeditious hearing of this petition;*
- c. *Consider the submission made in context of difficulties regarding implementation of fuel plan and difficulties in maintaining the energy charge within ceiling limit of +5% above approved energy charge in reference to the forced majeure conditions arisen under COVID-19 situation for MSPGCL's thermal power station;*
- d. *Invoke the powers of Hon'ble Commission under Regulations 105 and 106 of MYT Regulations,2019 and relax the provisions under Regulations 40.6 to 40.9 and 50.7 regarding deviations in approved Fuel Utilization Plan and regarding need for seeking prior consent from beneficiary if energy charge as per Fuel Surcharge Adjustment is higher than the approved charge by margin of 5%;*
- e. *Issue appropriate directions regarding Fuel Surcharge Adjustment charges billing methodology to be adopted till normalization of CIMFR reports schedule;*
- f. *Condone any shortcomings/deficiencies in the petition and allow MSPGCL to submit additional information/data at a later stage as may be required.*

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1. I am directed to communicate that e-Hearing in this matter is scheduled on **Tuesday, 09 June 2020 at 10.30 am**. Kindly refer the Practice Directions dated 11 May 2020 available on MERC website (www.merc.gov.in) for the protocol to be followed for and during the e-Hearing.
2. Petitioner(s) and Respondent(s) shall communicate the name(s), email ID(s), contact number(s), and the address(es) of their Representative(s) (maximum 3 persons) who will be attending e-Hearing. MERC – IT Team will communicate the credentials for login into e-Hearing Application and will also provide assistance for using this Application.
3. Documents to be referred during the e-Hearing shall be emailed to 'ehearing@merc.gov.in' at least one day before the scheduled e-Hearing. The said documents will be uploaded in e-Hearing Application for reference of the Commission and all concerned parties. During the e-Hearing, parties shall refer these uploaded documents only.
4. All communication related to e-Hearing shall be made on 'ehearing@merc.gov.in' mentioning MERC Case number.

Sd/-
(R. S.
Sonawane)
Dy. Director (Legal)

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Petitioner