



Delhi Electricity Regulatory Commission
Viniyamak Bhawan, 'C' Block, Shivalik, Malviya Nagar, New Delhi – 17.

No. F.11(1571)/DERC/2017-18/6090

Petition No. 27/2018

In the matter of: Approval of project specific tariff for generation and sale of electricity from part of the Petitioner's 12MW Integrated Waste to Energy Power Plant Project based on Refuse Derived Fuel (RDF) at Ghazipur, Delhi.

East Delhi Waste Processing Company Ltd.
4th Floor, Dr. Gopaldas Bhawan
28, Barakhamba Road, Connaught Place,
New Delhi – 110 001

...Petitioner

Versus

- 1) BSES Yamuna Power Ltd.
Through its: CEO
Shakti Kiran Building,
Karkardooma
New Delhi – 110092
- 2) BSES Rajdhani Power Limited
Through its: CEO
BSES Bhawan, Nehru Place,
New Delhi-110019
- 3) Tata Power Delhi Distribution Ltd.
Through its : Managing Director
NDPL House, Hudson Lane
Kingsway Camp,
Delhi 110 009
- 4) Chief Engineer (Utilities)
CWE, MES, Kotwali Road,
Delhi Cantt,
New Delhi 110011
- 5) The Secretary
New Delhi Municipal Council
Palika Kendra
Parliament Street,
New Delhi 110 001

.....Respondents

Coram: Sh. B.P. Singh, Member

Appearance:

1. Ms. Poorva Saigal, Adv. EDWPCL
2. Ms. Anushree Bardhan, Adv. EDWPCL
3. Mr. Buddy Ranganadhan, Adv. BYPL
4. Ms. Malvika Prasad, Adv. BYPL
5. Mr. Raunak Jain, Adv., TPDDL
6. Mr. Vishvendra, Tomar, Adv. TPDDL
7. Mr. Alok Shankar, Adv.
8. Mr. Mukesh Kumar, EDWPCL
9. Mr. V.L. Dua, IL&FS

10. Ms. Preet Panthri, IL&FS
11. Mr. Vishwaroop, IL & FS
12. Mr. R.K. Varma, IL & FS
13. Ms. Aditi , TPDDL
14. Mr. Varun Sharma, TPDDL
15. Mr. S. Sharma, TPDDL
16. Mr. Ravi Shandilya, BRPL
17. Mr. Kanishk, BRPL
18. Ms. Megha Bajpai, BRPL
19. Mr. Abhishek Srivastava, BYPL
20. Mr. Sameer Singh, BYPL
21. Mr. Haridas Maity, BYPL

INTERIM ORDER

(Date of Hearing: 29.05.2018)

(Date of Order: 07.06.2018)

1. The present petition has been filed by East Delhi Waste Processing Co. Ltd. (EDWPCL) for approval of project specific tariff for generation and sale of electricity from part of the petitioner's 12MW Integrated Waste to Energy Power Plant Project based on Refuse Derived Fuel (RDF) at Ghazipur, Delhi. The petitioner has made the following prayers in its petition:
 - a) Approve the capacity of the 'Ghazipur WTE' Plant as 12MW;
 - b) Approve the project based tariff of Rs. 13.99/Kwh for the sale of energy from 7.1 MW Capacity from Petitioner's 12MW 'Ghazipur WTE Project' in terms of the provisions of Section 61, 62 and 64 of the Electricity Act, 2003;
 - c) Direct the distribution licensee i.e Respondent No. 1 to 5 to execute Power Purchase Agreement with the Petitioner for procurement of power at the tariff and quantum of power as to be approved by the Hon'ble Commission in terms of National Tariff Policy 2016;
 - d) The Commission as may consider deemed fit may approve for the first 2 years, the allocation of energy for 2MW capacity of 'Ghazipur WTE Project' to DMRC. And after a period of 2 years, the entire energy from 7.1MW of 'Ghazipur WTE Project' be allocated to the distribution licensees of the State;
 - e) To direct the distribution licensees i.e. Respondent No. 1 to 5 to pay at the rate of tariff as to be approved for the energy availed from the Petitioner's plant for the period of date of Commercial Operations i.e 28.04.2017 till the date of approval of tariff by the Commission in proportion quantum of which has to be decided by the Commission;
 - f) To pass the order that no commercial/financial implication shall be applicable for deviation from schedule power for 2 years from the date of COD.
 - g) Pass such further order or orders as this Commission may just and proper in the circumstances of the case.
2. The Counsel for the petitioner submitted that the present petition is for determination and approval of tariff for energy from the remaining 7.1 MW

capacity of 'Ghazipur WTE Project' (i.e. 12 MW less 4.9 MW capacity of the plant, PPA for which already in place with BYPL). The present petition is filed without prejudice to the rights and contentions of the petitioner in regard to the quantum covered under the PPA dated 29.10.2009. The petitioner is also praying for provisional tariff.

3. The Commission observed that the necessary parties such as Department of Power, GoNCTD, Delhi Power Company Limited (DPCL), East Delhi Municipal Corporation (EDMC) and Ministry of New and Renewable Energy (MNRE) have not been impleaded therefore the petitioner is directed to file an amended memo of parties within a week and notices may be issued on the same.
4. The petitioner is further directed to file copies of the necessary documents such as the Audited Statement of project from 2008 onwards and the Memorandum of Agreement with IL&FS Environment Infrastructure and Services Ltd. (IEISL) within three weeks to the Commission.
5. The respondents may file reply to the petition within four weeks, with an advance copy to the petitioner.
6. The next date of hearing shall be informed to the parties in due course.
7. Ordered Accordingly.

Sd/-
(B.P. Singh)
Member