



टीएचडीसी इंडिया लिमिटेड THDC INDIA LIMITED

(भारत सरकार एवं उ. प्र. सरकार का संयुक्त उपक्रम)
(A Joint Venture of Govt. of India & Govt. of U.P.)
CIN : U45203UR1988GOI009822



Ref no.:THDC/RKSH/Comml/C-01/88/ 20

Date : 20.08.2021

To:

Chairman
Uttar Pradesh Power Corporation Limited (UPPCL)
Shakti Bhawan
14, Ashok Marg
Lucknow (UP)

Sub: Regulation Notice;

Regulation of power supply to the Uttar Pradesh Power Corporation Limited (UPPCL) as per provisions of the CERC (Regulations of Power Supply) Regulations, 2010 (as amended), Power Purchase Agreements dated 16.10.2003 for Tehri HPP (1000 MW) & dated 25.07.2007 for Koteshwar HEP (400 MW), Govt. of India letters regarding allocations of power from Tehri HPP and Koteshwar HEP.

Dear Sir,

1. You are kindly aware that the bills raised by THDC India Limited (THDCIL) on Uttar Pradesh Power Corporation Limited (UPPCL) for energy supplied by THDCIL from stations namely Tehri HPP & Koteshwar HEP are to be paid within due dates. As on date, a total of Rs. 467.55 Cr remains unpaid, out of which Rs. 406.40 Cr remains unpaid beyond due dates. Request for release of outstanding payments were at various levels in person as well as through our letters dated 02.03.2021, 08.04.2021, 07.06.2021, 15.07.2021 & 03.08.2021, UPPCL has yet not released the total overdue amount.

In this regard, as per Power Purchase Agreements and CERC Regulations, in case of default in making payments of bills, THDCIL has the right to discontinue/ regulate the power supplies.

2. CERC (Regulation of Power Supply) Regulations, 2010 (as amended) provide that.

Quote

4. In case of the outstanding or in case the required Letter of Credit or any other



सूचना का
अधिकार
RIGHT TO
INFORMATION

प्रधान कार्यालय : गंगा भवन, प्रगतपुरम, बाई पास रोड, ऋषिकेश-249 201

Corporate Office : GANGA BHAWAN, PRAGATIPURAM, BYPASS ROAD, RISHIKESH - 249201

पंजीकृत कार्यालय :- भागीरथी भवन (टॉप टेरिस) भागीरथीपुरम, टिहरी - गढ़वाल -249124

Regd. Office : Bhagirathi Bhawan (Top Terrace), Bhagirathipuram, Tehri-garhwal-249124

टेलीफैक्स- 0135-2439463, Telefax : 0135-2439463, Website Address : www.thdc.gov.in

("हिन्दी को राजभाषा बनाना, भाषा का प्रश्न नहीं अपितु देशभिमान का प्रश्न है")

[Handwritten signature]
20/8/21

agreed Payment Security Mechanism is not maintained as per the Agreement or applicable regulations, the generating company or the transmission licensee, as the case may be, may serve a notice for regulation of power supply, on the Defaulting Entity, for reducing the drawal schedule in the case of the generating company.....

6. Upon receipt of the notice under Regulation 4 and within 3 days thereafter, the concerned State Load Despatch Centre/Regional Load Despatch Centre, in whose control area the Regulating Entity is situated, shall make a plan in writing for implementing the regulation of power supply and shall inform the Regulating Entity, Defaulting Entity, concerned State Load Despatch Centres, Regional Power Committees, and Regional Load Despatch Centres of the said Plan and shall post the implementation plan on its website.....

(Emphasis supplied)

Unquote

3. The terms & conditions of Power Purchase Agreements (PPAs) dated 16.10.2003 & 25.07.2007 provides as follows at 8.3 of Appendix A.

Quote

"Notwithstanding what is contained above, if the bill(s) are not paid by the UPPCL to THDC within 60 days from the date of issue of bill, THDC shall have the authority to discontinue/ reduce supply of power to UPPCL and inform NREB/ NRLDC accordingly."

(Emphasis supplied)

Unquote

4. The allocation letters issued by Govt. of India inter-alia provide that the allocation is subject to the beneficiaries ensuring compliance with the financial and commercial terms (including coverage for letter of credit) of PPA signed with THDCIL. Further, in case of default in payments, THDCIL may regulate the power supply from the power stations in accordance with the prevailing CERC Regulations for regulation of power supply or any other regulation issued by CERC from time to time.
5. An amount of Rs. 467.55 Cr has remained unpaid beyond due date. Notice for regulation of power supply on UPPCL is hereby given for effecting regulation of power supply to UPPCL w.e.f. **00:00 hrs of 25.08.2021** initially for a period of 15 days as per provisions of the CERC (Regulations of Power Supply) Regulations, 2010 as amended and as per PPAs signed and various allocation letters issued by Gol.
6. In view of above, power supply to the extent of 100% allocated from THDCIL


25/8/21

generating Stations namely Tehri HPP (1000MW) & Koteshwar HEP (400 MW) to the State of UP will be regulated as per the details given below:

- i) Quantum and source of power from which regulation / diversion is proposed:

*Quantum of power to be regulated	<p>For Tehri HPP</p> <p>As per allocation Order- 374 MW + unallocated share as allocated by MoP, GoI Allocation as per REA of July'21 issued by NRPC – 42%</p> <p>For Koteshwar HEP</p> <p>As per allocation Order- 155 MW + unallocated share as allocated by MoP, GoI Allocation as per REA of July'21 issued by NRPC– 43.35%</p>
Commencement of Regulation of Supply	From 00.00 Hrs of 25.08.2021
Period of Regulation of Power supply	Initially for 15 days or till clearing of the dues outstanding for more than 45 days including LPS.
Source of regulation of Power Supply	To be regulated from THDCIL's Generating Station – Tehri HPP(1000MW) and Koteshwar HEP (400MW)

*100% of power. which is to be dispatched to Uttar Pradesh, shall be regulated

The above is likely to result in excess power available to the extent of scheduled reduction.

- ii) Regarding diversion/ absorption of regulated share, power may be sold through power exchanges.
7. As per requirement of CERC (Regulation of Power Supply) Regulations, 2010 as amended, THDCIL is also posting Regulation Notice on THDCIL's website <https://www.thdc.co.in>.
 8. The proposed regulation would be implemented w.e.f. 00:00 hrs. of 25.08.2021 initially for a period of 15 days or till the time outstanding dues get cleared, whichever is earlier.

A copy of this notice is also being sent to concerned RLDCs/UPSLDC, for


20/8/21

preparation of implementation plan for regulation of power supply to UPPCL and implementation of the same as per the procedure laid down by CERC (Regulation of Power Supply) Regulations, 2010 as amended.

Thanking you,

Yours faithfully,



(Rajesh Sharma)

General Manager (Commercial)

CC:

1. Executive Director
Northern Regional Load Despatch Center
New Delhi-16

2. Director
Uttar Pradesh Load Despatch Center
Lucknow

3. Member Secretary, NRPC

Distribution List :

- Secretary, CERC
- Chairman, UPERC
- Chief Secretary, Govt. of UP
- Addl. Chief Secretary (Energy), Govt. of UP
- Director (Hydro), MoP

With a request to prepare implementation plan & issue NOC for Regulation of power supply to UPPCL and implement the same as per CERC (Regulation of Power Supply) Regulations, 2010

