

**HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA  
NOTIFICATION**

Shimla, the 27<sup>th</sup> October, 2017

**No. HPERC/438.- WHEREAS** the Himachal Pradesh Electricity Regulatory Commission (hereinafter referred as “the Commission”) notified the Himachal Pradesh Electricity Regulatory Commission (Renewable Power Purchase Obligation and its Compliance) Regulations, 2010, which were published in the Rajpatra, Himachal Pradesh, dated 29<sup>th</sup> May, 2010;

**AND WHEREAS** the Central Government notified the revised Tariff Policy which was published vide Gazette of India, Extraordinary, Part-1, Section-1 dated 28.01.2016;

**AND WHEREAS** para 6.4(1) of the Policy provides that pursuant to provisions of Section 86(1) (e) of the Act, the Appropriate Commission shall fix a minimum percentage of the total consumption of electricity in the area of a distribution licensee for purchase of energy from renewable energy sources, taking into account availability of such resources and its impact on retail tariffs. Cost of purchase of renewable energy shall be taken into account while determining tariff by SERCs. Long-term growth trajectory of Renewable Purchase Obligations (RPOs) will be prescribed by the Ministry of Power in consultation with MNRE:

Provided that cogeneration from sources other than renewable sources shall not be excluded from the applicability of RPOs;

**AND WHEREAS** further, para 6.4 (1) (i) also provides that within the percentage so made applicable, to start with, the SERCs shall also reserve a minimum percentage for purchase of solar energy from the date of notification of this policy which shall be such that it reached 8% of total consumption of energy, excluding Hydro Power, by March, 2022 or as notified by the Central Government from time to time;

**AND WHEREAS** now, in view of the above provisions and in order to achieve the target of 1,75,000 MW renewable energy by March, 2022, the Ministry of Power in consultation with Ministry of New and Renewable Energy, GoI vide Order dated 22<sup>nd</sup> July, 2016 had notified the Long-term growth trajectory of Renewable Purchase Obligations (RPOs) for Non-Solar as well as Solar Energy, uniformly for all States/Union Territories, initial for three years from 2016-17 to 2018-19 and the same trajectory has been notified by the Commission vide notification dated 24<sup>th</sup> March, 2017 published in the Rajpatra, Himachal Pradesh dated 27<sup>th</sup> March, 2017;

**AND WHEREAS** in continuation to the earlier Order dated 22<sup>nd</sup> July, 2016, the Ministry of Power in consultation with Ministry of New and Renewable Energy, GoI vide Order No. 23/03/2016-R&R dated 14<sup>th</sup> June, 2018 has notified the Long-term growth trajectory of Renewable Purchase Obligations (RPOs) for Non-Solar as well as Solar Energy, uniformly for all States/Union Territories, for further three years period from 2019-20 to 2021-22;

**NOW, THEREFORE**, in exercise of the powers conferred by sub-section (1) of section 62, section 66, clauses (a), (b) and (e) of section 86 and sub-section (1), clause (zi) of sub-section (2) of section 181, of the Electricity Act, 2003 (36 of 2003), read with section 21 of the General Clauses Act, 1897 (10 of 1897), and all other powers enabling it in this behalf, the Commission proposes to amend the Himachal Pradesh Electricity Regulatory Commission (Renewable Power Purchase Obligation and its Compliance) Regulations, 2010 and as required by sub-section (3) of section 181 of the said Act and rule 3 of the Electricity (Procedure for Previous Publication) Rules, 2005, the draft amendment regulations is hereby published for the information of all the persons likely to be affected thereby; and notice is hereby given that the said draft amendment regulations will be taken into consideration after the expiry of twenty one (21) days from the date of notification together with any objections or suggestions which may within the aforesaid period be received in respect thereto.

The text of the aforesaid draft regulations is also available on the website of the Commission i.e. <http://www.hperc.org>.

The objections or suggestions in this behalf should be addressed to the Secretary, Himachal Pradesh Electricity Regulatory Commission, Vidyut Aayog Bhawan, Block-37, SDA Complex, Kasumpti-171009 (HP).

#### **DRAFT REGULATIONS**

- 1. Short title and commencement.** - (1) These regulations may be called the Himachal Pradesh Electricity Regulatory Commission (Renewable Power Purchase Obligation and its Compliance) (Fifth Amendment) Regulations, 2018.  
(2) These regulations shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.
- 2. Amendment of Regulation 4.-** In regulation 4 of the Himachal Pradesh Electricity Regulatory Commission (Renewable Power Purchase Obligation and its Compliance) Regulations, 2017-  
(a) for the Table, the following table shall be substituted, namely:-

“ Table-Minimum percentage for Renewable Power Purchase Obligation

Year	Minimum Quantum of Purchase in percentage (%) from renewable sources (in terms of energy in kWh) of total consumption.		
	Non-Solar	Solar	Total
2019-20	10.25%	7.25%	17.50%
2020-21	10.25%	8.75%	19.00%
2021-22	10.50%	10.50%	21.00%

(a) The RPPO will be on total consumption of electricity by an obligated entity, excluding consumption met from hydro-electric sources of power.

(b) In case the achievement of Solar RPO compliance to the extent of 85% and above, the remaining shortfall if any, can be met by excess Non-Solar energy purchased beyond specified Non-Solar RPO for that particular year.

(c) Further, in case on achievement of Non-Solar RPO compliance to the extent of 85% and above, the remaining shortfall if any, can be met by excess Solar energy purchased beyond specified Solar RPO for that particular year.”;

- (b) immediately after sub-regulation (1), the numbering given (1) and (2) to the succeeding sub-regulations shall be corrected as (2) and (3).

**By order of the Commission**

**Sd/-  
Secretary**