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THE ANDHRA PRADESH GAZETTE
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HYDERABAD, TUESDAY, APRIL 1, 2014.

NOTIFICATIONS BY HEADS OF DEPARTMENTS, Etc.

PUBLIC WORKS NOTIFICATIONS
ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION

[Regulation No.2 of 2014]

SECOND AMENDMENT TO (INTERIM BALANCING & SETTLEMENT CODE OF OPEN ACCESS TRANSACTION) REGULATION No. 2 OF 2006.

LR.No.APERC/Secy/Regulations/2014-2:-

INTRODUCTION:

Whereas the A.P. Electricity Regulatory Commission (hereinafter referred to as "the Commission") notified the Andhra Pradesh Electricity Regulatory Commission (Interim Balancing & Settlement Code for Open Access Transactions) Regulation, 2006 (No.2 of 2006) in A.P. Extraordinary Gazette dated 11th August, 2006 (Principal Regulation).

The said principal regulation contained the guidelines to the licensees & intra State Open Access Users in the State of Andhra Pradesh, in the matters of scheduling of OA transactions, meter readings, energy accounting & settlements at entry point & exit points, banking conditions for Mini-hydel & Wind Generators, etc.

And whereas the Government of Andhra Pradesh has issued Solar Power Policy-2012, vide GO Ms. No.39, dated 26-09-2012 and amendment to it vide GO Ms. No.44, dated 16-11-2012, inter-alia to promote generation of Solar Power in the state. The objective of the said Solar Policy is to encourage, develop and promote solar power generation in the state with a view to meet the growing demand for power, in an environmentally and economically sustainable manner.

Vide the amendment Regulation No.1 of 2013 notified on 02-05-2013, to the APERC Interim Balancing & Settlement Code for Open Access Transactions Regulation (No.2 of 2006), the Commission has included Solar energy as one of the sources of renewable energy.

The Solar policy issued by the GoAP vide GO Ms. No.39 & GO Ms. No.44 as stated above, inter alia, envisages a more conducive environment for Solar developers, which requires necessary amendments to the principal regulation. Accordingly, the Commission has published a draft Regulation in its website on 25-02-2014 and invited comments & suggestions from the interested persons/ stakeholders. Commission has also conducted public hearing on 12-03-2014.

Having due regard to the suggestions/comments received, in exercise of the powers vested with it u/s 181 of the Electricity Act, 2003 read with section 86(1)(e) and section 66 and all other enabling powers, the Commission makes the following Amendment Regulation to the said Regulation No.2 of 2006, namely:

1. Short title, commencement and interpretation:

- i) This Regulation may be called the Andhra Pradesh Electricity Regulatory Commission (Interim Balancing & Settlement Code for Open Access Transactions) Second Amendment Regulation, 2014.
- ii) This Regulation shall come into force on the date of its publication in the Andhra Pradesh Gazette and will have prospective effect only.

2. Inclusion of a definition for "Banking":

The following definition is included below the clause 2(c) of the principal regulation.

- c(2) "Banking" means a facility through which the unutilized portion of energy (under utilization or excess generation over and above scheduled wheeling) from any of the three renewable generation sources namely Wind, Solar and Mini-hydel, during a billing month is kept in a separate account and such energy accrued shall be treated in accordance with the conditions laid down in Appendix-3 of the Regulation.

3. Amendment to Clause 10.3 of principal regulation:

Following proviso is added below the Clause 10.3 of Principal Regulation.

Provided that, such under drawals shall be treated as input into Banking in accordance with clause 2(c)(2), if such energy is sourced from Wind, Solar and Mini-hydel Generators.

4. Amendment to Appendix-3 in the Principal Regulation (Regulation No.2 of 2006):

Appendix-3 in the principal Regulation is hereby substituted as under:

Appendix-3

Terms & Conditions for Banking facility allowed to Wind, Solar and Mini-hydel Power Generation:

1. Banking allowed during all the 12 months.
2. Drawals are subject to the following conditions:
 - a. The Banking year shall be from April to March.
 - b. Banking charges shall be in kind @ 2% of the energy delivered at the point of drawal.
 - c. Drawals from banked energy shall not be permitted during the five (5) month period from 1st April to 30th June and 1st February to 31st March of each financial year. In addition, Drawal of banked energy during the Time of the Day (ToD) applicable during peak hours, as specified in the respective Retail Supply Tariff Order, shall also not be permitted through out the year".
 - d. The energy banked between the period from 1st April to end of 31st January of each financial year which remains unutilized as on 31st January, shall be purchased by the Discoms, as per the wheeling schedule. The energy credited into bank during the month of February & March of each financial year will be carried forward to the month of April of the next financial year for the credit of the banking account for the next year.
 - e. Generators have to communicate time block wise banked energy withdrawal schedule and allocations to respective Open Access/ Scheduled consumers at least ten(10) days before the commencement of billing cycle.
 - f. The purchase price payable by the DISCOMs for unutilized banked energy will be equivalent to 50% of the Pooled Cost of Power Purchase, applicable for that financial year, as determined by the Commission under RPPO/REC Regulation (1 of 2012). DISCOMs shall settle such purchase transactions with the generators by 31st March of each year.

Hyderabad,
29-03-2014.

M.D.MANOHAR RAJU,
Commission Secretary.