

(WITHOUT PREJUDICE)

Ref: CC/Comml./ROP-GMR Kamalanga/2020/1

Dt.: 24.01.2020

To,  
M/s GMR Kamalanga Energy Ltd  
Corporate Office, Airport Building, 302, 1<sup>st</sup> Floor  
New Shakti Bhawan Complex  
Near Terminal - 3, IGI Airport, New Delhi - 110037

Dear Sir,

**Sub: "Notice for Regulation of power supply" for default of M/s GMR Kamalanga Energy Ltd in payment of POC dues.**

Ref: 1. Transmission Service Agreement dtd 04.09.2013

1. M/s GMR Kamalanga Energy Ltd (GMR Kamalanga) is a Designated Inter-State Transmission System Customer (DIC) which is availing Inter-state Transmission System (ISTS) network for transfer of power from its generating plant in Odisha to different parts of country and is under obligations to make timely payment of transmission tariff and to open requisite Letter of Credit (LC) towards Payment Security Mechanism (PSM) in line with the CERC Regulations.
2. It is, however, a matter of serious concern that GMR Kamalanga is failing to make payment against the monthly bills raised on it towards transmission tariff despite regular follow-up by CTU. As a consequence, the total POC dues of GMR Kamalanga have accumulated to Rs.124.55 Cr as on date, out of which an amount of Rs 71.63 Cr. is outstanding for >45 days based on the bills already raised by CTU. Further, as on date the outstanding dues >60 days is Rs. 50.03 Crs. which will further grow to Rs. 71.63 Crs on 5<sup>th</sup> Feb'2020.
3. CTU has been mandated with the responsibility of Billing, Collection and Disbursement of transmission charges collected from all the DICs to respective ISTS licences in the country. Such huge outstanding dues as brought out above are seriously affecting the cash flows of all the ISTS Licensees and causing adverse impact on the ability to carry on as a business enterprise and to fulfil loan repayment liabilities towards creation of transmission assets.
4. Regulation 4 of CERC (Regulation of Power Supply), 2010 reads as under:-  
*"In case of outstanding dues or in case the letter of credit or any other agreed Payment Security Mechanism is not maintained as per the Agreement, 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 drawl schedule in the case of the generating company or withdrawal of open access / access to Inter-State Transmission System in the case of the transmission licensee.  
....."*

केन्द्रीय कार्यालय : 'सौदामिनी', प्लॉट नं. 2, सेक्टर 29, गुडगाँव-122001 (हरियाणा) दूरभाष : 0124-2571700 - 719

Corporate Office : 'SAUDAMINI', Plot No. 2, Sector 29, Gurgaon-122001 (Haryana) Tel. : 0124-2571700 - 719

पंजीकृत कार्यालय: बी-9, कुतब इंस्टीट्यूशनल एरिया, कटवारिया सराय, नई दिल्ली-110016 दूरभाष: 011-26560112, 26560121, 26564892 सी.आई.एन. : L40101DL1989GOI038121

Regd.Office : B-9, Qutab Institutional Area, Katwaria Sarai, New Delhi -110016 Tel. : 011-26560112, 26560121, 26564892 CIN : L40101DL1989GOI038121

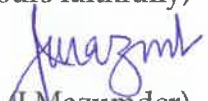
Website : www.powergridindia.com

5. Further, it may be informed that as per CERC order dtd 02.09.2015 under Pet. No. 142/MP/2012, during the period of Regulation of Power Supply, the STOA to the defaulter shall also be curtailed. The relevant portion of the CERC Order dtd 02.09.2015 is reproduced below:-  
*"During the period of regulation of power supply, for defaults in payment of transmission charges, STOA to the regulated entity shall be denied by NLDC/RLDCs under Regulation 25A of Open Access Regulations from the date of commencement of regulation of power supply..."*
6. As per the provisions of Regulation 4 of CERC (Regulation of Power Supply) Regulation 2010, provisions of BCD procedure approved by CERC and terms of TSA, the CTU is constrained to issue this "Notice for Regulation of Power Supply" in view of default of GMR Kamalanga in liquidating the POC dues.
7. Accordingly, in case of failure of M/s GMR Kamalanga to clear the outstanding POC dues >60 days latest by 06.02.2020, the regulation of power supply of GMR Kamalanga through their Long Term Access shall be effected as follows:-

• Quantum of power to be regulated	:	100 MW of power injected by GMR Kamalanga to ISTS network.
• Commencement of Regulation of Power supply	:	From 00.00 Hrs of 11.02.2020
• Period of Regulation of Power supply	:	Initially for 2 months or till clearing of the entire dues outstanding for more than 60 days.
• Source of regulation of Power Supply	:	The generation plant of GMR Kamalanga located in Odisha.
• The regulation of power shall be carried out through Eastern Region Transmission Corridor ( 100 MW) to Eastern Region ( for 50 MW to Bihar ) and to Northern Region (for 50 MW to Haryana).		
• All other liabilities of GMR Kamalanga shall be as per the provisions of CERC Regulations		

8. Through a copy of this Notice, ERLDC is being requested to prepare an implementation plan for Regulation of Power Supply of GMR Kamalanga & implement the same w.e.f. 00:00 Hrs. of 11.02.2020 upon confirmation by us on 07.02.2020.
9. In view of above, it is advised to liquidate the POC outstanding dues greater than 60 days as per above latest by 06.02.2020 failing which regulation of power supply shall be enforced as stipulated above. Further, as given at sl. No. 5 above the STOA is also curtailed during the implementation of regulation of power supply.

Thanking You,

Yours faithfully,  
  
(J. Mazumder)

Chief General Manager (Commercial)-CTU

CC:

1.	Executive Director Eastern Regional Load Despatch Centre, POSOCO 14, golf Club Road, Tollygunge, Kolkata, West Bengal 700033.	With a request to prepare the implementation plan for Regulation of power supply of GMR Kamalanga from its generation plant in Odisha and implement the same as per CERC (Regulation of Power Supply) Regulations, 2010. Indemnification bond furnished earlier holds good for subject Regulation of power supply of GMR Kamalanga Energy Ltd.
2.	Executive Director Northern Regional Load Despatch Centre, POSOCO 18A, SJSS Marg, Katwaria Sarai, New Delhi -110016	With a request to take necessary action for implementation of Regulation of power supply of M/s GMR Kamalanga (Generator), as per CERC (Regulation of Power Supply) Regulations, 2010.
3.	Executive Director, National Load Despatch Centre, POSOCO, 18A, SJSS Marg, Katwaria Sarai, New Delhi -110016	With a request to take necessary action to advise the Power Exchanges for implementation of Regulation of power supply of M/s GMR Kamalanga (Generator) as per CERC (Regulation of Power Supply) Regulations, 2010 and CERC Order dtd 02.09.2015 under Pet no. 142/MP/2012.

Copy of Notice dtd 24.01.2020 for Regulation of Power supply issued to **M/s GMR Kamalanga Energy Ltd** is enclosed for kind information of:

1. Secretary, CERC, 3<sup>rd</sup> & 4<sup>th</sup> Floor, Chandra Lok Building, 36 Janpath, New Delhi 110001
2. Member Secretary, Eastern Regional Power Committee, 14, Golf Club Road, Tollygunge, Kolkata, West Bengal 700033.
3. Member Secretary, Northern Regional Power Committee, 18-A, Shaheed Jeet Singh Marg, Katwaria Sarai, New Delhi -110016
4. CMD, POSOCO, 61, IFCI Tower, 9<sup>th</sup> floor, Nehru Place, New Delhi - 110019
5. ED, POWERGRID - (Comml & RC) / Odisha/ ER-I / NR-II.