ORDER
OF THE
WEST BENGAL ELECTRICITY REGULATORY COMMISSION IN A
SUO MOTO PROCEEDING
TO OPERATIONALISE AVAILABILITY BASED TARIFF IN WEST
BENGAL IN ACCORDANCE WITH THE REQUIREMENTS OF THE
WEST BENGAL ELECTRICITY REGULATORY COMMISSION
(TERMS AND CONDITIONS OF TARIFF) REGULATIONS, 2007, THE
WEST BENGAL ELECTRICITY REGULATORY COMMISSION
(STATE ELECTRICITY GRID CODE) REGULATIONS, 2007, AND
PARAGRAPH 10.7 OF THE TARIFF ORDER DATED 26.07.2007 OF
THIS COMMISSION IN RESPECT OF THE WEST BENGAL POWER
DEVELOPMENT CORPORATION LTD FOR THE YEAR 2007-08

IN CASE NO. SM-01/07-08

PRESENT:
SHRI S. N. GHOSH, CHAIRPERSON
SHRI PRITITOSH RAY, MEMBER
SHRI R. P. SAMADDAR, MEMBER

DATE: 30.10.2007

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<th>Noting by Office or Advocate</th>
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ORDER

1.0 In order to operationalize Availability Based Tariff (ABT) in West Bengal in accordance with the requirements of the West Bengal Electricity Regulatory Commission (Terms and Conditions of Tariff) Regulations, 2007, the West Bengal Electricity Regulatory Commission (State Electricity Grid Code) Regulations, 2007 and paragraph 10.7 of the tariff order dated 26.07.2007 of this Commission in respect of the West Bengal Power Development Corporation Ltd for the year 2007-08, the Commission passes the following order in a suo-moto proceedings.

2.0 It is directed that the real time ABT based grid operation in West Bengal shall commence from 00.00 hrs of the 1st day of January 2008. Simultaneously, Unscheduled Interchange mechanism along with its commercial and operational requirements and obligations as per regulation 5.5.9 of the West Bengal Electricity Regulatory Commission (Terms and Conditions of Tariff) Regulations, 2007 shall also be fully applicable with effect from 00-00 hrs of the same day, i.e., the 1st day of January 2008.

3.0 The following steps shall be taken by the concerned parties / licensees / authorities and the activities envisaged be completed within due time to

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facilitate the above mentioned real time ABT based grid operation.

3.1 The Commission has since circulated the draft West Bengal Electricity Regulatory Commission (Balancing and Settlement Code) Regulations, 2007 (Balancing and Settlement Code in short) incorporating therein the procedures to be adopted by all concerned for the purpose of computation of actually implemented scheduled injection of energy by the generating stations, actual availability of generating stations, penalty for misdeclaration by the generating stations and UI energy for billing and payment of UI charges in terms of regulation 5.13.1 of the West Bengal Electricity Regulatory Commission (Terms and Conditions of Tariff) Regulations, 2007 inviting objections, suggestions and comments thereon. All concerned have been requested to submit in writing, their respective comments / objections / suggestions on the contents of the draft Regulations within 12.11.2007, if they so desire.

3.2 The aforesaid draft Balancing and Settlement Code shall be finalized as soon as possible thereafter.

3.3 All licensees and the generating companies operating in West Bengal shall commence a dry run of ABT based grid operation inclusive of UI mechanism along with computation of UI Charges in accordance with the Balancing and Settlement Code with effect from 20.11.2007.

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3.4 For the said purpose, SLDC shall form a metering Committee in pursuance to regulation 5.10 of the West Bengal Electricity Regulatory Commission (Terms and Conditions of Tariff) Regulations, 2007 within 10th November 2007 and intimate the Commission of the formation of the Committee immediately thereafter along with the names of the members of the said Committee. In case of non-submission in writing of the name of the representative of any entity within the time limit to the SLDC, the Committee shall be constituted with those representatives of the entities who have been nominated by the entities and duly intimated to the SLDC by the stipulated date i.e. 10th November 2007. The senior most officer of the SLDC shall act as the Chairman of the Committee.

3.5 The first meeting of the metering Committee shall be held within 20.11.2007.

3.6 The minutes of discussions and decisions in the 1st meeting of that Committee shall be communicated to the Commission within three working days from the date of holding of the meeting. The aforesaid time limit of communicating the minutes of discussions and decisions arrived at subsequent meetings of the Committee shall continue to apply.

3.7 In pursuance to said Balancing and Settlement Code, the SLDC shall take steps to open "SLDC
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UI Fund' in any nationalized bank within the 27th November 2007 and confirm the same to the Commission in writing immediately thereafter.

3.8 For the purpose of the Balancing and Settlement activities the concerned entities shall open irrevocable Letters of Credit (LC), as may be detailed in the Code, within the 11th December 2007.

3.9 The licensees shall, within the 10th of November, 2007, provide the full addresses of the respective Area Load Despatch Centres (ALDCs) to the SLDC which in its turn, shall, in accordance with regulation 1.2.1 (iii) of the West Bengal Electricity Regulatory Commission (State Electricity Grid Code) Regulations, 2007, notify the addresses of the ALDCs to all concerned within the 26th November 2007 after obtaining approval of the same from the Commission.

3.10 With a view to facilitate operation of the ABT regime, the SLDC may, if considered necessary, constitute a Committee consisting of the representatives of the licensees and the generating companies under prior approval of the Commission for constitution of the Committee as also for all procedural details if the Committee is to be constituted.

3.11 The SLDC shall start submitting all the reports as required by the regulation 4.5.1 of the West Bengal Electricity Regulatory Commission (State...


4.0 In terms of ABT principles, the energy charge of a generating station of a generating company shall be recovered on the basis of ex-bus scheduled energy at applicable rate for the years as per the prevailing Tariff Order. Energy charge of a licensee purchasing electricity from another licensee or a generating company shall be recovered on the basis of scheduled energy at delivery point at applicable rate for the year as per the prevailing Tariff Order.

4.1 Unscheduled Interchange of energy for generators, bulk purchaser licensees and open access customers shall be charged in terms of regulation no. 5.5 of the West Bengal Electricity Regulatory Commission (Terms and Conditions of Tariff) Regulations, 2007, as amended from time to time.

4.2 Capacity Charges of generating stations belonging to generating companies and licensees shall be recovered on the basis of availability as per the norms and shall be recoverable on monthly basis as per the formula specified at regulation no. 5.11 of the West Bengal Electricity Regulatory Commission (Terms and Conditions of Tariff) Regulations, 2007, as amended from time to time. Full Capacity Charges shall be recoverable by the generating stations on its attaining the availability

as per norms. Recovery of capacity Charges below the level of availability specified in the norms shall be on pro-rata basis. At zero availability in a year no Capacity Charges shall be payable.

5.0 For monitoring the progress of the above calendar of ABT related activities and thereafter for monitoring the progress of functioning of ABT, the Commission shall hold a coordination meeting consisting of the representatives of all licensees and generating companies as also of the SLDC every Tuesday starting from 13.11.2007 at the office of the Commission, under the Chairmanship of any of the Members or the Advisor (Engg). If any Tuesday is either a holiday or a non-working day for any reason whatsoever, the meeting shall be held on the next working day. No separate notice for these meetings shall be issued. The SLDC, the generating companies and the licensees shall take appropriate actions on the basis of the instant order. These meetings shall continue to be held as long as the Commission may decide to hold them.

6.0 Copies of this Order are to be served on all licensees and generating companies as also to the SLDC for compliance.

(R. P. SAMADDA)
MEMBER

(S. N. GHOSH)
CHAIRPERSON

(PRITITOSH RAY)
MEMBER

West Bengal Electricity Regulatory Commission