



PETITION FOR APPROVAL OF POWER PURCHASE AGREEMENT  
BETWEEN  
ELECTRICITY DEPARTMENT, ANDAMAN & NICOBAR ADMINISTRATION  
AND  
NTPC Limited UNDER SECTION 86(1)(b) OF ELECTRICITY ACT, 2003

Submitted by:  
Electricity Department  
Andaman & Nicobar Administration  
February - 2013

*C. S.*  
अधीक्षक अभियंता  
Superintending Engineer  
विद्युत विभाग  
ELECTRICITY DEPARTMENT



**GENERAL HEADINGS OF PROCEEDINGS**

**BEFORE HON'BLE JOINT ELECTRICITY REGULATORY COMMISSION  
FOR THE STATE OF GOA & UNION TERRITORIES**

**PETITION No: 93/2013**

**CASE No: \_\_\_\_\_**

**IN THE MATTER OF : Petition for Approval of Power Purchase Agreement  
between Electricity Department, A&N  
Administration, Vidyut Bhawan, Port Blair-744101**

**And**

**NTPC Limited, NTPC Bhawan , Core 7,SCOPE  
Complex,7 Institutional Area, Lodhi Road,  
New Delhi -110 003**

**Under section 86(1)(b) of the Electricity Act,2003**

**AND**

**IN THE MATTER OF : The Superintending Engineer, Electricity Department,  
THE PETITIONER A&N Administration, Vidyut Bhawan,  
Port Blair-744101**

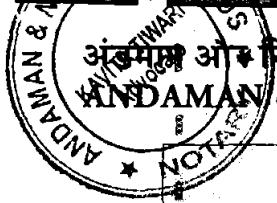
**.....Petitioner**

Electricity Department of Union Territory of Andaman & Nicobar Administration (hereinafter referred to as "EDA&N"), files petition for Approval of Power purchase Agreement with NTPC Limited, (hereinafter referred to as "NTPC") under Section 86(1)(b) of The Electricity Act 2003.



4552  
23/2/13

Superintendent  
Electricity Department



061850

**AFFIDAVIT**

BEFORE HON'BLE JOINT ELECTRICITY REGULATORY COMMISSION  
FOR THE STATE OF GOA & UNION TERRITORIES

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Under section 86(1)(b) of the Electricity Act,2003

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IN THE MATTER OF : The Superintending Engineer, Electricity  
Department, A&N Administration,  
Vidyut Bhawan, Port Blair-744101

.....Petitioner

Superintending Engineer  
विद्युत विभाग  
ELECTRICITY DEPARTMENT



Sl.No. 39224 Date 13/2/13  
Name S.C. Glocity  
Resident T/Bhat  
Purpose Advt



Neetin Bobby, Stamp Vender  
A.C. Office, Port Blair

I, Anand Behari, S/o, Late Raj Behari, (aged 58 years),(occupation) Government Service residing at Shadipur, Port Blair, Andaman & Nicobar Islands, the deponent named above do hereby solemnly affirm and state on oath as under:-

1. That the deponent is the Superintending Engineer of Electricity Department of Andaman & Nicobar Administration and is acquainted with the facts deposed to below.
2. I, the deponent named above do hereby verify that the contents of the accompanying petition are based on the records of the Electricity Department, Andaman & Nicobar Administration maintained in the ordinary course of business and believed by them to be true and I believe that no part of it is false and no material has been concealed there from.

Details of enclosures (Already submitted with the petition filed on 10.01.2013 and admitted by the Hon'ble Commission on 18.01.2013):-

- (a) Copy of MOU entered between A&N Administration & NTPC.
- (b) Draft copy of PPA.
- (c) Details of generation, cost/expenditure of Solar Power Plants.
- (d) Copy of LOA to M/s Photon Energy Systems Ltd., Hyderabad.

For The Electricity Department of A&N



Place: Port Blair, Andaman & Nicobar,

Dated: 23<sup>rd</sup> February, 2013.

Petitioner  
Supervisor  
ELECTRICITY DEPARTMENT

I, Krishna Rao Advocate, Shadipur, Port Blair, do hereby declare that the person making this affidavit is known to me through the perusal of records and I am satisfied that he is the same person alleging to be deponent himself.

Kavita Tiwari  
Advocate

Solemnly affirmed before me on this 23<sup>rd</sup> day of February, 2013 at 10:45 a.m. / p.m. by the deponent who has been identified by the aforesaid Advocate. I have satisfied myself by examining the deponent that he understood the contents of the affidavit which has been read over and explained to him. He has also been explained about section 193 of Indian Penal Code that whoever intentionally gives false evidence in any of the proceedings of the Commission or fabricates evidence for purpose of being used in any of the proceedings shall be liable for punishment as per law.

Affirmed before me after the contents were read over & explained in simple English

Kavita Tiwari  
KAVITA TIWARI  
ADVOCATE & NOTARY  
PORT BLAIR



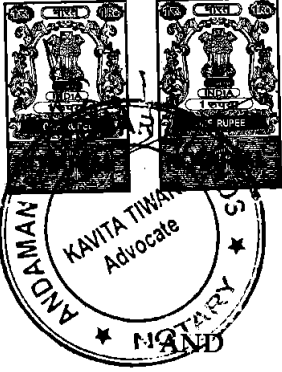
*Petition for Approval of Power  
Purchase Agreement with NTPC*

BEFORE HON'BLE JOINT ELECTRICITY REGULATORY COMMISSION  
FOR THE STATE OF GOA & UNION TERRITORIES

PETITION No: 93/2013

CASE No: \_\_\_\_\_

IN THE MATTER OF : Petition for Approval of Power Purchase Agreement  
between Electricity Department, A&N Administration,  
Vidyut Bhawan, Port Blair-744101



And

NTPC Limited, NTPC Bhawan , Core 7,SCOPE  
Complex,7 Institutional Area, Lodhi Road,  
New Delhi -110003

Under section 86(1)(b) of the Electricity Act,2003

IN THE MATTER OF : The Electricity Department, A&N Administration,  
THE PETITIONER Vidyut Bhawan, Port Blair-744101

.....Petitioner

PETITIONER, UNDER SECTION 86(1)(b) OF THE ELECTRICITY ACT, 2003 FILES  
FOR INITIATION OF PROCEEDINGS BY THE HON'BLE COMMISSION FOR  
APPROVAL OF POWER PURCHASE AGREEMENT WITH NTPC.

THE ELECTRICITY DEPARTMENT OF ANDAMAN & NICOBAR  
ADMISTRATION RESPECTFULLY SUBMITS:

1. The Petitioner, the Electricity Department of Andaman & Nicobar Administration has been allowed to function as Distribution Utility for UT of Andaman & Nicobar. For supply to its customers, the petitioner sources from its own generating stations and a small quantum is purchased from other sources.
2. Pursuant to the enactment of the Electricity Act, 2003, Electricity Department A&N Administration is required to submit petition for approval of Power Purchase Agreements as per procedures outlined in section 62 & 86(1)(b), of Electricity Act-2003, and the governing regulations thereof.
3. Electricity Department A&N Administration has submitted the petition for approval of Power Purchase Agreement with NTPC for supply of power from 5MW Solar PV Power Station in compliance with the regulations notified by the Joint Electricity Regulatory Commission.



*Petition for Approval of Power  
Purchase Agreement with NTPC*

4. Electricity Department A&N Administration prays to the Hon'ble Commission to admit the attached petition and would like to submit that:

1.0 Presently generation of electricity in the Andaman & Nicobar Islands is done primarily through diesel generating units. The cost of generation from such diesel based generating units is very high. Further these generating stations are not very clean and may affect the ecology of the A&N Islands.

2.0 In order to make a gradual shift to the green power, the Andaman & Nicobar Administration on 27<sup>th</sup> November, 2009 has signed a Memorandum of understanding (MoU) with NTPC for development of a 5 MW Solar PV based project in South Andaman and a 1 MW Solar PV based project in Middle Andaman. A copy of the MoU entered between A&N Administration and NTPC is attached as **Annexure - I**.

3.0 For evacuation and sale of power from these projects will be as per the terms & conditions of the Appropriate Electricity Regularity Commission and entire power generated from the solar plants will be sold to Andaman & Nicobar Administration after executing Power Purchase Agreement (PPA) with NTPC who have selected the developer through open competitive bidding.

4.0 As per the Electricity Act 2003, tariff of generating company owned or controlled by the Central Government is to be determined by the Central Electricity Regulatory Commission (CERC), which has already notified Regulations specifying the terms & conditions of tariff from renewable energy sources which includes solar power also.

5.0 Further, Ministry of Power, Govt. of India vide its notification dated 15.09.2008 has designated that the Joint Electricity Regulatory Commission for the State of Goa and Union Territories (hereinafter 'JERC') shall be the Appropriate Commission for the Union Territory of Andaman & Nicobar Islands. Thus JERC, under section 86(b), of Electricity Act-2003, has the power to regulate electricity purchase and procurement process of Electricity Department, Andaman & Nicobar Islands including the tariff at which electricity is to be procured from the generating companies through agreements for purchase of power for distribution and supply within the area.





*Petition for Approval of Power  
Purchase Agreement with NTPC*

6.0 Further, **Sub-Clause(3)** of **clause (17)** of the Joint Electricity Regulatory Commission for the state of Goa and Union Territories (Terms and conditions for determination of Tariff), Regulations 2009 has specified as under:

*"The cost of power purchased from the central generating companies shall be worked out based on the tariff determined by the Central Electricity Regulatory Commission (CERC)"*

7.0 The A&N Administration has signed the Power Purchase Agreement with NTPC. The developer for this project have been selected through open competitive bidding by NTPC. In view of the above, it is requested that the Hon'ble commission may kindly provide 'In-Principal' approval for purchase of power entered with NTPC for purchase of entire power from its proposed solar power plants as per the terms and conditions of Power Purchase Agreement (PPA) and the tariff specified by the CERC.

In view of the afore said submission, the Hon'ble Commission may be pleased to:-

- Accord Approval for Purchase of Power from proposed Solar PV Based Power Plants of NTPC Ltd. in Andaman & Nicobar Islands.
- Condone any inadvertent delay/omissions/errors/shortcomings and Electricity Department A&N Administration may please be permitted to add/change/modify/alter this filing and make further submission as may be required at a future date.
- Pass such further and other orders, as the Hon'ble Commission may deem fit and proper, keeping in view the facts and circumstances of the case.

The Electricity Department of  
Andaman & Nicobar Administration

*C*  
Petitioner  
अनुचित अधिकारी  
Superintending Engineer  
विद्युत विभाग  
ELECTRICITY DEPARTMENT

Place: Port Blair, Andaman & Nicobar Islands

Dated: 23<sup>rd</sup> February '2013

Affirmed before me after the contents were  
read over & explained in simple *words*

*Kavita*  
KAVITA TIWARI  
ADVOCATE & NOTARY  
PORT BLAIR