



एनटीपीसी लिमिटेड

(भारत सरकार का उद्यम)

NTPC Limited

(A Govt. of India Enterprise)

Ref No: 01: CD: 156

केन्द्रीय कार्यालय/ Corporate Centre

Dated: 11-02-2019

To
Commissioner/ Secretary (Power)
Govt of J&K,
Civil Secretariat,
Jammu

Sub: Regulation Notice;

Regulation of power supply to the Power Development Department, J&K (PDD-J&K) as per provisions of the CERC (Regulations of Power Supply) Regulations, 2010 (as amended), BPSA dated 31.01.1994, Tripartite Agreement, Various GOI letters regarding allocations of power from NTPC Stations and various other PPAs signed with J&K.

Dear Sir,

As you are aware that following bills raised on Power Development Department (PDD), J&K for energy supplied from NTPC Stations, remain unpaid till date:

Month of Billing	Total Amount Payable (Rs. Cr)	Payment Received (Rs. Cr)	Outstanding (Rs. Cr)	Due Date	No of days since dues are pending
Feb'18	124.74	81.63	43.11	7-Apr-18	369
Mar'18	110.69	0	110.69	5-May-18	341
Apr'18	123.88	0	123.88	5-Jun-18	311
May'18	245.57	0	245.57	6-Jul-18	279
Jun'18	192.46	0	192.46	6-Aug-18	248
Jul'18	113.55	0	113.55	5-Sep-18	217
Aug'18	178.41	0	178.41	5-Oct-18	188
Sep'18	135.52	0	135.52	5-Nov-18	158
Oct'18	167.83	0	167.83	6-Dec-18	127
Nov'18	187.69	0	187.69	4-Jan-19	98
Dec'18	127.30	0	127.30	4-Feb-19	67
Jan'19	196.59	0	196.59	8-Mar-19	35
Feb'19	162.05	0	162.05	8-Apr-19	4
Total	2066.28	81.63	1984.65		
Dues Outstanding beyond 60 days			1626.01		

The total outstanding dues as on date has reached to **Rs 1984.65 Cr.** out of which an amount of **Rs 1626.01Cr** remain unpaid beyond 60 days of its billing.

In spite of repeated follow ups at various levels in person as well as through our letters dated 22.03.2018, 02.04.2018, 10.07.2018, 19.07.2018, 23.07.2018, 06.08.2018, 04.09.2018, 20.09.2018, 05.10.2018, 05.11.2018, 04.12.2018 & 09.01.2019 PDD J&K has yet not liquidated the outstanding dues which are exceeding 60 days.

As per the terms of PPAs/BPSA and other such agreements signed by J&K for various NTPC Stations, payments for the energy bills are to be made within 2 months from date of issue of bill. In the event of default in making payment, NTPC shall have the right to discontinue/regulate the power from NTPC Stations. Further, Allocation letters issued by Govt. of India from time to time provide for maintaining Letter of Credit and adhering to financial and commercial terms of PPA for availing power supply from NTPC Stations. In case of failure of maintaining LC or default in payment, NTPC has the right to shut-off or restrict power supply from the power stations and reallocate the power.

The Tripartite Agreement signed between Govt. of J&K, RBI and Govt. of India which is applicable for supply of electricity from NTPC stations to state of J&K also provides for regulation of power supply in case of non-payment of bills.

Further, CERC (Regulation of Power Supply) Regulations, 2010 (as amended) provides that:

Quote

4. *In case of the outstanding dues or in case the required 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.....*
6. *Upon receipt of the notice under Regulation 4 and within 3 days thereafter, the concerned State Load Despatch Centre/Regional Load Despatch Centre, in whose control area the Regulating Entity is situated, shall make a plan in writing for implementing the regulation of power supply and shall inform the Regulating Entity, Regulated Entity, concerned State Load Despatch Centres, Regional Power Committees, and Regional Load Despatch Centres of the said Plan and shall post the implementation plan on its website.....*
8. *The regulation of power supply for the Regulating Entity shall be implemented from the fourth day of the notice as per plan prepared by the Regional Load Despatch Centre/State Load Despatch Centre unless the Regulating Entity requests cancellation of the regulation of power supply.*



Unquote

Since till date PDD-J&K has not yet paid **Rs. 1626.01 Cr.** resulting in payment default beyond 60 days, notice for regulation of power supply on PDD-J&K is hereby given for effecting regulation of power supply to PDD-J&K w.e.f. **00:00 hrs** of **19.02.2019** initially for a period of 3 months as per provisions of the CERC (Regulations of Power Supply) Regulations, 2010 and as per PPAs/BPSA signed and various allocation letters issued by Gol.

In view of above, power supply to the extent of 100% allocated from NTPC Stations will be regulated to the State of J&K as per the details given below:

- i) Quantum and source of power from which regulation / diversion is proposed: **939.08 MW** (Details attached at **Annex-A**).
- ii) The above is likely to result in excess power available to the extent of scheduled reduction.
- iii) Regarding diversion / absorption of regulated share, it is being taken up with other constituents of Northern and other regions to indicate their requirements. As soon as we receive any response from these constituents for absorption of regulated power of PDD-J&K, the same would be communicated to NRLDC.

As per requirement of CERC (Regulation of Power Supply) Regulations, 2010, NTPC is also posting Regulation Notice on NTPC website <http://ntpc.co.in/> under the tab "Notices".

The proposed regulation would be **implemented w.e.f. 00:00 hrs. of 19.02.2019** initially for a period of 3 months or till the time outstanding dues get cleared, whichever is earlier. A copy of this notice is also being sent to NRLDC, ERLDC & WRLDC to prepare implementation plan for regulation of power supply to PDD J&K and implement the same as per procedure laid down by CERC (Regulation of power supply) Regulations, 2010.

Thanking you,

Yours faithfully,



ED (Commercial)

रजनीश भगत / RAJNISH BHAGAT
कार्पोरेट निदेशक (वाणिज्यिक)
Executive Director (Commercial)
एनटीपीसी लिमिटेड / **NTPC Limited**

CC:

1. The Executive Director
Northern Regional Load Dispatch Centre
18-A, Shaheed Jeet Singh Marg
Katwaria Sarai
New Delhi – 16

2. The Executive Director
Eastern Regional Load Dispatch Centre

3. The Executive Director
Western Regional Load Dispatch Centre

with a request to prepare
implementation plan for Regulation/
Suspension of power supply to PDD-
J&K and implement the same as per
CERC (Regulation of Power Supply)
Regulations, 2010



ED (Commercial)

4. Member Secretary, NRPC
5. Member Secretary, ERPC
6. Member Secretary, WRPC

Distribution List:

- Chairperson, CERC
- Chairman, JKSERC
- Chief Secretary, Govt. of J&K
- Principal Secretary (Fin.), Govt. of J&K
- Chief Engineer (C&S), PDD, Govt. of J&K
- JS (Thermal), MoP
- *DCP, PDD- J&K.*

Annexure-A

S.N	NTPC Stations	Installed Capacity	Allocation of Power to J&K	
		(in MW)	(in MW)	(in % of Station installed capacity)
1	Dadri ST-II	980	0.80	0.08%
2	Dadri GPS	829.78	113.63	13.69%
3	Auraiya GPS	663.36	88.56	13.35%
4	Anta GPS	419.33	57.36	13.68%
5	Singrauli	2,000	1.40	0.07%
6	Rihand-I	1,000	70.70	7.07%
7	Rihand-II	1,000	94.70	9.47%
8	Unchahar-I	420	14.15	3.37%
9	Unchahar-II	420	30.41	7.24%
10	Unchahar-III	210	13.19	6.28%
11	Unchahar-IV	500	55.67	11.13%
12	Farakka	1,600	13.60	0.85%
13	Kahalgaon-I	840	30.91	3.68%
14	Kahalgaon-II	1,500	83.40	5.56%
15	Rihand-III	1,000	66.52	6.65%
16	Koldam	800	113.92	14.24%
17	Korba-I	2,100	8.35	0.40%
18	Vindhyachal-I	1,260	7.60	0.60%
19	Vindhyachal-II	1,000	5.74	0.57%
20	Vindhyachal-III	1,000	5.74	0.57%
21	Kawas	656.20	0.05	0.01%
22	Gandhar	657.39	0.06	0.01%
23	Sipat-II	1,000	5.44	0.54%
24	Korba-III	500	4.07	0.81%
25	Sipat-I	1,980	16.11	0.81%
26	Vindhyachal-IV	1,000	8.14	0.81%
27	Mauda-I	1,000	8.14	0.81%
28	Vindhyachal-V	500	4.07	0.81%
29	Mauda-II	1,320	10.74	0.81%
30	Solapur	660	5.37	0.81%
32	Singrauli Hydro	8	0.54	6.74%
NTPC TOTAL		28824.09	939.08	

** The proposed regulation of power supply to PDD J&K from above mentioned NTPC Stations is 100 %. (i.e. 939.08 MW to PDD J&K)