

No:Y/02/16Vol-II /27

**BEFORE THE KARNATAKA ELECTRICITY REGULATORY COMMISSION
BENGALURU**

Dated:03.04.2018

PRESENT:

Sri M.K. Shankaralinge Gowda,	Chairman.
Sri H.D. Arun Kumar	Member
Sri D.B. Manival Raju	Member

In the matter of the non compliance of RPO for the year FY16 by ACC Limited, Kudithini Cement Works, Kurugodu Road, P.O.Kudathani, Bellary – OA consumer .

Preamble:

1. Whereas, the Commission on 17.10.2017 issued notice to ACC Limited, Kudithini Cement Works, Kurugodu Road, P.O.Kudathani, Bellary, to show cause as to why action under Section 142 of the Electricity Act, 2003 should not be initiated against for failure to comply with the KERC (Procurement of Energy from Renewable Sources) Regulations, 2011 by not meeting the RPO to an extent of 67.57 MWh (110% of shortage), for the FY16, within fifteen days from the date of this notice.
2. Whereas, ACC Limited, Kudithini Cement Works, Kurugodu Road, P.O.Kudathani, Bellary vide reply dated 28.10.2017, stated that they had consumed 29809.65 MWh under Open Access and 5% RPO target would work out to 1491 MWh, furnished the details of purchase of 1491 number of RECs.
3. Whereas, the Commission issued a notice on 16.01.2018 to the said company, to appear before the Commission on 01.02.2018 with relevant facts, as the figures submitted by the SLDC regarding energy purchased under open access was being disputed by the said company.

4. Whereas, representative of the ACC Limited Kudithini Cement Works, appeared on 01.02.2018 and 06.03.2018 and submitted the joint statement signed by the ACC Limited and the SLDC, wherein, it is stated that the RPO target to be met for the FY16 is 1491MWh.
5. The details of the REC Certificates purchased are as follows:

Sl.No	REC Certificate No	Date of issue of RECs	No of REC purchased/issued
1	C IEX NS002432	30.12.2015	1016
2	C IEX NS004162	30.03.2016	466
3	C IEX NS000122	27.04.2016	9
		Total	1491

6. On perusal of the Joint statement and the copies of the RECs filed , the Commission notes that the details furnished are in order and concludes that the ACC Limited, Kudithini Cement Works, Kurugodu Road, P.O.Kudathani, Bellary had met the target RPO of 1491 MWh for the FY16.

Hence, the following order:

ORDER

1. The proposed action under Section 142 of the Electricity Act, 2003 against the ACC limited, Kudithini Cement Works, Kurugodu Road, P.O.Kudathani, Bellary in the matter of compliance of the RPO for the FY 16 is, hereby, dropped.
2. Further, the Commission directs the SLDC to verify, in future, in all cases the corresponding RPO data thoroughly and satisfy itself about their correctness, before submitting the same to the Commission to avoid unnecessary proceedings in the matter.

Sd/-
M.K. Shankaralinge Gowda
Chairman

Sd/-
Sri H.D. Arun Kumar
Member

Sd/-
D.B. Manival Raju
Member