

(WITHOUT PREJUDICE)

Ref: CC/Comml./ROP-MCCPL/2020/2

Dt.: 16.12.2020

To,  
Managing Director  
The Maruti Clean Coal and Power Ltd (MCCPL),  
Ward No.42, Building no.14, Civil Lines,  
Near Income Tax Colony,  
Raipur, Chattisgarh - 492001

Dear Sir,

**Sub: "Notice for Regulation of power supply" for default of M/s Maruti Clean Coal and Power Ltd (MCCPL) in payment of dues**

Ref: Transmission Service Agreement dtd 06.08.2012.

1. M/s Maruti Clean Coal and Power Ltd (M/s MCCPL) 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 at Chattisgarh 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 Transmission Service Agreement and CERC Regulations.
2. It is mentioned that Long Term Access (LTA) quantum of 195 MW of MCCPL is in operation and accordingly MCCPL are liable to pay the transmission charges for the LTA. It is, however, a matter of serious concern that MCCPL is failing to make timely payment against the monthly bills raised on it towards transmission tariff despite regular follow-up by CTU. As a consequence, the total dues of MCCPL have accumulated to Rs 27.79 Crs as on date, which includes an amount of Rs. 10.79 Crs. > 45 days ( the same amount has even crossed 60 days) based on the bills already raised by CTU. Further, the dues for more than 45 days will grow to Rs. 19.3 Crs by 22.12.20.
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. ...."*



5. 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".
6. Accordingly, in case of failure of MCCPL to clear the outstanding dues >60 days latest by 23.12.2020, the regulation of power supply of MCCPL through their Long Term Access shall be effected as follows:-

• Quantum of power to be regulated	:	50 MW of power injected by MCCPL to ISTS network <u>for transfer to Rajasthan under its LTA.</u>
• Commencement of Regulation of Power supply	:	From 00.00 Hrs of 28.12.2020
• Period of Regulation of Power supply	:	Initially for two months or till clearing of the entire dues outstanding for more than 60 days.
• Source of regulation of Power Supply	:	The generation plant of MCCPL located in Chattisgarh.
• The regulation of power shall be carried out through Western Region Transmission Corridor to Northern Region Transmission Corridor ( <u>for 50 MW to Rajasthan under its LTA.</u> )		
• All other liabilities of MCCPL shall be as per the provisions of CERC Regulations		

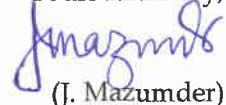
7. Further, as per Para 59 (c) of CERC Order dtd 02.09.2015 under Pet. no. 142/MP/2012, the STOA also shall be curtailed during the regulation of power supply, as reproduced below:-

*"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. ...."*

8. Through a copy of this Notice, WRLDC is being requested to prepare an implementation plan for Regulation of Power Supply of MCCPL and implement the same w.e.f. 00:00 Hrs. of 28.12.2020, upon confirmation by us on 24.12.2020.
9. In view of above, it is advised to liquidate the outstanding dues greater than 60 days as per above latest by 23.12.2020 failing which regulation of power supply shall also be enforced as stipulated above.

Thanking You,

Yours faithfully,

  
(J. Mazumder)

Chief General Manager (Commercial-CTU)

CC:

1.	Executive Director Western Regional Load Despatch Centre, POSOCO F-3, MIDC Area, Marol, Andheri(East), Mumbai - 400093	With a request to prepare the implementation plan for Regulation of power supply of MCCPL from its generation plant in Chattisgarh and implement the same as per CERC (Regulation of Power Supply) Regulations, 2010. Indemnification bond furnished earlier holds good for subject Regulation of power of MCCPL.
2.	Executive Director Northern Regional Load Despatch Centre, POSOCO, 18A, SJSS Marg, Katwaraia Sarai, New Delhi -110016 (Fax - 011 26852747)	With a request to take necessary action for implementation of Regulation of power supply of M/s MCCPL (Generator), as per CERC (Regulation of Power Supply) Regulations, 2010.

Copy of Notice dtd 16.12.2020 for Regulation of Power supply issued to M/s Maruti Clean Coal and Power Ltd (MCCPL) is enclosed for kind information of:

1. Member Secretary, Western Regional Power Committee, F-3, MIDC Area, Marol, Andheri(East), Mumbai - 400093
2. Member Secretary, Northern Regional Power Committee, 18-A, Shaheed Jeet Singh Marg, Katwaria Sarai, New Delhi -110016
3. Chief General Manager, National Load Despatch Centre, POSOCO, 18A, SJSS 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 - NR-I.