

**ODISHA ELECTRICITY REGULATORY COMMISSION
PLOT NO. 4, CHUNOKOLI, SAILASHREE VIHAR,
CHANDRASEKHARPUR,
BHUBANESWAR-751021**

**Case No.112/2023/1823
Date.14.12.2023**

To

The Managing Director,
Odisha Power Generation Corporation Ltd.,
Zone-A, 7th Floor, Fortune Towers,
Chandrasekharpur, Bhubaneswar-751023.

Sub: Publication of notice in the matter of approval of Generation Tariff of OPGC Ltd. (Units 1&2) for FY 2024-25 in terms of Sections 62, 64 and 86 of the Electricity Act, 2003 read with Approved Bulk Supply Agreement along with Supplemental agreement (together referred to as the Amended PPA), OERC (Terms and Conditions for Determination of Generation Tariff) Regulations, 2020 and OERC (Conduct of Business) Regulation, 2004 and Order dated 19.04.2018 of the Hon'ble Supreme Court of India in Civil Appeal No. 9485/2017.

Sir,

With reference to your application dated **28.11.2023** for approval of Generation Tariff of OPGC (Units 1&2) for FY 2024-25 in terms of Sections 62 and 86 of the Electricity Act, 2003 read with OERC (Terms and Conditions for Determination of Generation Tariff) Regulations, 2020 and OERC (Conduct of Business) Regulation, 2004 and Order dated 19.04.2018 of the Hon'ble Supreme Court of India in Civil Appeal No. 9485/2017, which has been registered as **Case No.112 of 2023**, I am directed to say that the Commission have decided to dispose of the above case through a public hearing.

2. In compliance with the provisions of Sec. 64 (2) of the Electricity Act 2003, you are required to publish the matter as attached to this letter in English language in one issue each of a daily English and Odia newspaper and in Odia language in one issue of a daily Odia newspaper having wide circulation in the State. The publication shall be made on or before **16.12.2023**. You are also required to put a copy of the said publication in the notice board of your Head Office as well as in the project office of the power station and in your company's website.
3. You are required to arrange for facilitating inspection / perusal and prompt supply of copies of aforesaid application for approval of Generation Tariff for FY 2024-25 to the interested persons during office hours in the offices mentioned in Para-2 above.
4. A full set of the said application for Determination of Generation Tariff of OPGC for FY 2024-25 as mentioned in Para (1) above can be obtained by interested persons during the office hours from **16.12.2023 to 16.01.2024** at your Head Office and project office of the power station on payment of photocopying charges of **Rs.100/-** only.
5. It may please be noted that you may file a consolidated rejoinder to the Commission on or before **25.01.2024** with regard to all the suggestions/objections filed by the interested persons and admitted by the Commission serving a copy of the respective rejoinder to the person concerned.
6. The proof of the above publications in English and Odia dailies shall be furnished to the Commission within seven days of such publications.

Yours faithfully,

Encl: As above

Sd/-
S E C R E T A R Y

**ODISHA POWER GENERATION CORPORATION LTD.,
ZONE-A, 7TH FLOOR, FORTUNE TOWER,
CHANDRASEKHARPUR, BHUBANESWAR-751023.**

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PUBLIC NOTICE

Publication of Application under Section 64 (2) of the Electricity Act, 2003 for approval of Generation Tariff of OPGC Limited (Units 1&2) for FY 2024-25 in terms of Sections 62, 64 and 86 of the Electricity Act, 2003 read with OERC (Terms and Conditions for Determination of Generation Tariff) Regulation, 2020 and OERC (Conduct of Business) Regulation, 2004 and Order dated 19.04.2018 of the Hon'ble Supreme Court of India in Civil Appeal No. 9485/2017, before the Odisha Electricity Regulatory Commission, Bhubaneswar-751 021.

1. M/s Odisha Power Generation Corporation Ltd. (in short OPGC), a generating company, incorporated under the Companies Act, 1956, has submitted its Application before the Odisha Electricity Regulatory Commission, Bhubaneswar on **28.11.2023** for approval of Generation Tariff of OPGC Ltd. (Units 1&2) for FY 2024-25 in terms of Sections 62, 64 and 86 of the Electricity Act, 2003 read with OERC (Terms and Conditions for Determination of Generation Tariff) Regulation, 2020 and OERC (Conduct of Business) Regulation, 2004 and Order dated 19.04.2018 of the Hon'ble Supreme Court of India in Civil Appeal No. 9485/2017, which has been registered as **Case No.112 of 2023**.
2. The Commission has decided to dispose of the matter through a Public Hearing.
3. Copy of the aforesaid filing is available at OPGC's Corporate Office, Odisha Power Generation Corporation Ltd., Zone-A, 7th Floor, Fortune Towers, Chandrasekharapur, Bhubaneswar-751023 and at the project office of the power station. This public notice along with the details of filing is also available at OPGC's website www.opgc.co.in as well as at Commission's website www.orierc.org.
4. Interested persons may inspect/peruse the relevant records pertaining to the matter and take note thereof at the offices mentioned above during office hours on working days on or before **16.01.2024** by making a plain paper application to the authority of any one of the aforesaid offices. The copy of the aforesaid application can be obtained from the above-mentioned offices during the above period by paying photocopy charges of Rs.100/- only.
5. Suggestions/objections, if any, together with supporting materials may be filed before the Secretary, Odisha Electricity Regulatory Commission, Plot No. 4, Chunokoli, Sailashree Vihar, Chandrasekharapur, Bhubaneswar-751021 in person or through Registered Post including Courier Services only so as to reach him on or before **16.01.2024** positively. A copy of the said suggestions/objections along with relevant documents shall also be served on the undersigned.
 - (i) The suggestions/objections should be filed in seven copies before the Secretary, OERC and should carry full name and postal address with PIN Code along with e-mail ID & contact Telephone Number of the person/ organizations/ institutions sending the suggestions/objections and shall be supported by an affidavit.
 - (ii) There shall be clear indication if the suggestions/objections are being filed on behalf of any organization/institution representing any category of consumers. It should also be specifically mentioned, if it is to be heard in person by the Commission.

- (iii) Suggestions/objections received after the date mentioned above or those which will prove deficient may not be admitted for hearing. Only those objections/suggestions supported through affidavit will be taken up for hearing.
6. As directed by the Commission the dates of hearing shall be duly published in the newspapers and shall also be communicated to the parties whose objections are admitted.
7. OPGC has prayed to the Commission to approve generation tariff for Units 1&2 for the FY 2024-25 considering the following:
- (a) Recovery of Annual fixed cost of Rs.310.25 Crore.
 - (b) Recovery of Variable Charges @170.80 Paise/kWh.
 - (c) Recovery of other charges of Rs.56.28 Crore.
 - (d) Recovery of Fuel Price Adjustment in accordance with the approved PPA during the FY 2024-25.
 - (e) Allow OPGC to file a separate Petition regarding additional capitalisation from FY 2023-24 to FY 2024-25 after the Hon'ble APTEL pronounce Judgment in Appeal No 335/2021 filed by OPGC.

Dated. .12.2023

**MANAGING DIRECTOR
OPGC**

Note:

- i) The above public notice along with the proposed tariff of power station of OPGC for 2024-25 is available in OPGC's website www.opgc.co.in as well as the Commission's website www.orierc.org.
- ii) In case of any ambiguity in the notice published in the Odia language, the notice published in English language may be referred to for authenticity.

ODISHA ELECTRICITY REGULATORY COMMISSION
PLOT NO. 4, CHUNOKOLI, SAILASHREE VIHAR,
CHANDRASEKHARPUR,
BHUBANESWAR-751021

Case No.99/2023/1824

Date. 14.12.2023

To

The Managing Director,
Odisha Power Generation Corporation Ltd.,
Zone-A, 7th Floor, Fortune Towers,
Chandrasekharpur, Bhubaneswar-751023.

Sub: Publication of notice in the matter of an Application for recovery of additional expenditure incurred between FY 2016-17 and FY 2022-23, and to be incurred on a recurring basis by OPGC Units 1 & 2, and 3 & 4 of IB TPS Phase-I & Phase-II in terms of ash utilization expenses consequent to Ministry of Environment, Forest & Climate Change, GoI (MoEF) Notifications dated 25.01.2016 & 31.12.2021.

Sir,

With reference to your application dated **07.10.2023** for recovery of additional expenditure incurred between FY 2016-17 and FY 2022-23, and to be incurred on a recurring basis by OPGC Units 1 & 2, and 3 & 4 of IB TPS Phase-I & Phase-II in terms of ash utilization expenses consequent to Ministry of Environment, Forest & Climate Change, GoI (MoEF) Notifications dated 25.01.2016 & 31.12.2021. I am directed to say that the Commission have decided to dispose of the above case through a public hearing as per Interim Order dated 07.11.2023 in the above noted case.

2. In compliance with the said order of the Commission, you are required to publish the matter as attached to this letter in English language in one issue each of a daily English and Odia newspaper and in Odia language in one issue of a daily Odia newspaper having wide circulation in the State. The publication shall be made on or before **16.12.2023**. You are also required to put a copy of the said publication in the notice board of your Head Office as well as in the project office of the power station and in your company's website.
3. It may please be noted that you may file a consolidated rejoinder to the Commission on or before **25.01.2024** with regard to all the suggestions/objections filed by the interested persons serving a copy of the respective rejoinder to the person concerned.
4. The proof of the above publications in English and Odia dailies shall be furnished to the Commission within seven days of such publications.

Encl: As above

Yours faithfully,

Sd/-
SECRETARY

**ODISHA ELECTRICITY REGULATORY COMMISSION
PLOT NO.4, CHUNOKOLI, SAILASHREE VIHAR,
BHUBANESWAR – 751021**

PUBLIC NOTICE

Case No. 99 of 2023

Hearing of Application of OPGC Ltd. for recovery of additional expenditure incurred between FY 2016-17 and FY 2022-23, and to be incurred on a recurring basis by OPGC Units 1 & 2, and 3 & 4 of IB TPS Phase-I & Phase-II in terms of ash utilization expenses consequent to Ministry of Environment, Forest & Climate Change, GoI (MoEF) Notifications dated 25.01.2016 & 31.12.2021.

M/s. OPGC Ltd. has submitted its Application to the Odisha Electricity Regulatory Commission on 07.10.2023 for recovery of additional expenditure incurred between FY 2016-17 and FY 2022-23, and to be incurred on a recurring basis by OPGC Units 1 & 2, and 3 & 4 of IB TPS Phase-I & Phase-II in terms of ash utilization expenses consequent to Ministry of Environment, Forest & Climate Change, GoI (MoEF) Notifications dated 25.01.2016 & 31.12.2021 of the applicant in Case No.99 of 2023.

The petition along with all Annexures submitted by M/s. OPGC Ltd. in this regard is available in OPGC's website www.opgc.co.in as well as in Commission's website www.orierc.org. The Interested persons / organizations those who want to participate in the above proceeding may file their objections/suggestions, if any, on the present petition of M/s. OPGC Ltd. by 16.01.2024 with a copy to the applicant. M/s. OPGC Ltd. is directed to file its rejoinder to the objections/suggestions of the Respondents by 25.01.2024 with a copy to the Respondents. Those who are interested to participate in the public hearing through video conferencing should also indicate their e-mail address & telephone number to the Commission at OERC e-mail (oerc.vc@gmail.com).

By Order of the Commission

Dated: .12.2023

Sd/-

S E C R E T A R Y