

# GUJARAT URJA VIKAS NIGAM LIMITED

Sardar Patel Vidyut Bhavan, Second Floor, Commerce Deptt., Race Course, Vadodara -390007  
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Corporate Identity No. CIN U40109GJ2004SGC045195

Ref. No. GUVNL/COM/GM (IPP)/RE/73/

Date : 30-09-2020

To,  
Shri Roopwant Singh, IAS  
Secretary  
Gujarat Electricity Regulatory Commission  
6th Floor, GIFT ONE,  
Road 5C, Zone 5, GIFT City,  
Gandhinagar - 382355,  
Gujarat, India.

By RPAD

Fax: 91-79-23602054/23602055

**Sub: Petition under Section 61 (h) read with Section 86 of the Electricity Act, 2003 seeking amendment in the Tariff framework for procurement of power by distribution licensees and others from Solar Energy Projects and other commercial issues for the State of Gujarat notified by Hon'ble Commission vide Order No. 03 of 2020 Dated 08.05.2020.**

Respected Sir,

Please find attached herewith a petition under Section 61 (h) read with Section 86 of the Electricity Act 2003 for seeking amendment in the Tariff framework for procurement of power by distribution licensees and others from Solar Energy Projects and other commercial issues for the State of Gujarat notified by Hon'ble Commission vide Order No. 03 of 2020 Dated 08.05.2020.

The petition (1-original plus 4 – copies) on affidavit is attached herewith. GUVNL has made payment of **Rs. 10,000/-** to GERC on **30.09.2020** through RTGS (UTR No. BKIDN20274941280) as per Schedule 24 of GERC (Fees, Fines and Charges) Regulations, 2005.

Thanking you,

Yours faithfully,

  
(Sailaja Vachhrajani)  
General Manager (IPP)

BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION

GANDHINAGAR

PETITION NO. .... / 2020

Filing No:

Case No:

IN THE MATTER OF

Petition under Section 61 (h) read with Section 86 of the Electricity Act, 2003 seeking amendment in the Tariff framework for procurement of power by distribution licensees and others from Solar Energy Projects and other commercial issues for the State of Gujarat notified by Hon'ble Commission vide Order No. 03 of 2020 Dated 08.05.2020.

PETITIONER

Gujarat Urja Vikas Nigam Limited  
Sardar Patel Vidyut Bhavan  
Race Course,  
Vadodara - 390 007



MOST RESPECTFULLY SHOWETH:

- i. The Government of Gujarat has published Gujarat Solar Power Policy, 2015 vide G.R. No: SLR/11/2015/2442/B dated 13.08.2015.
- ii. The Hon'ble Commission vide Order No. 03 of 2020 Dated 08.05.2020, decided the Tariff Framework for procurement of power by distribution licensees and others from Solar Energy Projects and other commercial issues for the State of Gujarat. The above order has been issued under Gujarat Solar Policy 2015 as amended from time to time.
- iii. Under the aforesaid order, Hon'ble Commission had specified certain relaxations and provisions in respect of solar projects set up by MSME (Manufacturing) Enterprises in accordance with the provisions of Gujarat Solar Policy 2015 as amended vide G.R. No: SLR/11/2015/2442/B1 dated 26.09.2019. The copy of GR is placed herewith as Annexure A.





- iv. Thereafter, Hon'ble Commission had issued Suo-Motu Order No. 06 of 2020 dated 05th August, 2020 to remove difficulties in implementing Order No. 3 of 2020 dated 08.05.2020 in which certain provisions regarding Solar Projects to be set up by MSME (Manufacturing) Enterprises were also amended.
- v. Now, the State Government vide G.R. No: SLR/11/2015/2442/B1 dated 01.09.2020 has further amended Gujarat Solar Policy 2015 pursuant to representations from various MSME consumers on the provisions of Clause No: 5 & 6 of G.R. dated 26.09.2019 in relation to energy accounting of wheeled solar energy by MSME (Manufacturing) Enterprises and rate for purchase of surplus power. The copy of above GR is furnished herewith as **Annexure B** for kind consideration of Hon'ble Commission. The amendments notified by State Government vide this GR are briefly brought out as under:

*"The Clause - 5 stands modified as under:*

*5. Energy Accounting: The energy accounting shall be carried out on 07:00 hours to 18:00 hours basis of the same day instead of 15 minute time block basis. That means, the generated solar energy can be consumed during 07:00 hours to 18:00 hours on the same day instead of 15 minute time block.*


*The Clause - 6 stands modified as under:*

*6. Purchase of surplus power: Any surplus solar energy not consumed by consumer as per Energy Accounting shall be purchased by DISCOMs at Rs. 2.25/unit instead of Rs. 1.75/unit."*

- vi. In addition to above amendments, it has been stipulated in the GR dated 01.09.2020 that the amendments shall be applicable for cases registered after the date of publication of GR. Further, it has been provided in the GR that in respect of cases registered prior to issuance of GR, the provisions of this GR shall be applicable to them if they desire to avail the benefits of this GR.



- vii. The petitioner humbly submits that there is a need for issuing appropriate amendments in the order dated 08.05.2020 and 05.08.2020 issued by Hon'ble Commission.
- viii. In view of above, Hon'ble commission is humbly requested to issue appropriate amendments in tariff framework notified vide orders dated 05.08.2020 and 08.05.2020 in respect of relaxations granted to Solar Projects set up by MSME Enterprises on the aspects of Energy Accounting and Purchase of Surplus Power by DISCOMs to enable DISCOMs to implement the amendments issued by State Government vide GR dated 01.09.2020 in Gujarat Solar Policy 2015.
- ix. PRAYER - The Petitioner most respectfully prays to the Hon'ble Commission;
- (a) To admit the present petition.
- (b) To issue appropriate amendments in tariff framework notified vide orders dated 05.08.2020 and 08.05.2020 to enable DISCOMs to implement the amendments issued by State Government vide GR dated 01.09.2020 in Gujarat Solar Policy 2015.
- (c) The Petitioner craves relief of the Hon'ble Commission to allow further submissions, prayers, additions and alterations to this Petition as may be necessary from time to time.
- (d) Pass any other Order as the Hon'ble Commission may deem fit and appropriate under the circumstances of the case, to avoid further delay and in the interest of justice.

  
GUJARAT URJA VIKAS NIGAM LIMITED  
PETITIONER

Date: 30-09-2020  
Place: Vadodara



BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION  
GANDHINAGAR

PETITION NO. .... / 2020

Filing No:  
Case No:



IN THE MATTER OF

Petition under 61 (h) read with Section 86 of the Electricity Act, 2003 for amendment in the Tariff framework for procurement of power by distribution licensees and others from Solar Energy Projects and other commercial issues for the State of Gujarat notified by Hon'ble Commission vide Order No. 03 of 2020 Dated 08.05.2020.

PETITIONER

Gujarat Urja Vikas Nigam Limited  
Sardar Patel Vidyut Bhavan,  
Race Course,  
Vadodara - 390 007

Sr. No. .... 19849 .....  
Date: 30/9 / 2020

AFFIDAVIT

I, Kandarp Mistry, son of Bhupeshkumar Mistry, aged about 33 years, resident of Vadodara do hereby solemnly affirm and state as under:

1. I am the Deputy Engineer working in Gujarat Urja Vikas Nigam Limited and am well conversant with the facts of the case and able to swear to the present Affidavit.
2. I, on behalf of the Petitioner, Gujarat Urja Vikas Nigam Limited have gone through the contents of the accompanying Petition and say that the contents stated therein are based on the records of the Petitioner maintained in the normal course of business

VERIFICATION:

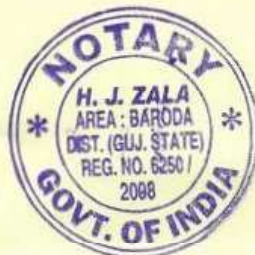
I, the Petitioner above named do hereby verify that the contents of my above Affidavit are true to my knowledge, no part of it is false and nothing material has been concealed there from.

Identified before me.

Gujarat Urja Vikas Nigam Limited  
PETITIONER

Date: 30-09-2020  
Place: Vadodara

My Commission Expires  
on 04/07/2023



Solemnly Affirmed/Declared  
Sworn Before Me by.....  
H. J. ZALA  
NOTARY (Govt. of INDIA)

4

Amendments in GUJARAT  
SOLAR POWER POLICY-2015  
(For MSME Manufacturing  
Enterprises)

Government of Gujarat  
Energy and Petrochemicals Department  
G. R. No. SLR-11/2015/2442/B1  
Sachivalaya, Gandhinagar  
26<sup>th</sup> September 2019

- READ:**
- (1) G.R. No. SLR-11/2015/2442/B, dated 13/08/2015.
  - (2) G.R. No. SLR-11/2016/164/B, dated 02/08/2016.
  - (3) G.R. No. SLR-11/2015/2442/B, dated 21/08/2017.
  - (4) G.R. No. SLR-11/2015/401/B, dated 13/04/2017.

**PREAMBLE:**

State Government has published Solar Power Policy, 2015 vide G R No: SLR/11/2015/2442/B dated 13.8.2015. Further, Government vide GR dated 13.4.2017 amended provisions related to installation of residential Rooftop solar plants wherein solar capacity restriction is removed.

The government policy has been instrumental in providing conducive framework for development of solar power projects in the State. This has resulted into significant solar capacity addition in the State. Since the notification of Solar Power Policy 2015, there has been significant technological development in the field of solar power generation and cost associated to installation of solar power project.

Under the changed scenario, it was under consideration of the State Government to amend the provisions of Solar Power Policy 2015. Further, it was also under the consideration of the Government to provide special dispensation in policy to Micro, Small and Medium Manufacturing Enterprises (MSME) so that MSME (Manufacturing) can arrange affordable power by setting up solar capacity as per their consumption requirement.

**RESOLUTION:**

Accordingly, State Government is pleased to amend the Policy GR No: SLR/11/2015/2442/B dated 13.8.2015 for Solar Project(s) set up by MSME (Manufacturing) as under:



1. **Solar Installed Capacity:** In respect of Micro, Small & Medium Enterprises (MSME) - Manufacturing consumers across the State, Micro, Small & Medium Manufacturing Enterprises shall be allowed to set up of Solar Projects of any capacity, irrespective of its sanctioned load/contract demand with the concerned DISCOM.

- a. It is further clarified that the MSME (Manufacturing), can set up the above referred capacity either on roof top under net metering or ground mounted for wheeling of power for its own captive use.
- b. Further, the MSME can purchase solar power for consumption from third party.
- c. For the purpose of these amendments, the definition of Micro, Small & Medium Manufacturing Enterprises shall be in accordance with Micro, Small & Medium Enterprises Development (MSMED) Act, 2006.

As per Micro, Small & Medium Enterprises Development (MSMED) Act, 2006, definition of MSME Manufacturing category is as below:

Manufacturing Enterprises- The enterprises engaged in manufacture or production of goods pertaining to any industry specified in first schedule to Industries (Development and regulation) Act, 1951) or employing plant and machinery in the process of value addition to the final product having a distinct name or character or use. The Manufacturing Enterprises are defined in terms of investment in Plant & Machinery.

Type	MANUFACTURING
	Investment in Plant & Machinery
Micro Enterprises	Not more than Rs. 25 Lakhs
Small Enterprises	More than Rs. 25 Lakhs but does not exceed Rs. 5 Crores
Medium Enterprises	More than Rs. 5 Crores but does not exceed Rs. 10 Crores

2. **Transmission and Wheeling Charges & Losses for wheeling of power for Captive use / Third Party:** Transmission and Wheeling Charges & Losses for wheeling of power for Captive use / Third Party shall be applicable as

applicable to normal Open-Access Consumer determined by GERC, as amended from time to time.

3. **Electricity Duty:** Electricity Duty shall be applicable at applicable rate. Amount of Electricity Duty recovered shall be paid to DISCOMs towards cross subsidization.
4. **Cross Subsidy Surcharge & Additional Surcharge:** Cross Subsidy Surcharge & Additional Surcharge shall be applicable as applicable to Normal Open Access consumers in case of Third Party Sale.
5. **Energy Accounting:** The energy accounting shall be carried out on 15 minute time block basis. That means, the generated solar energy shall be consumed within same 15 minute time block.
6. **Purchase of surplus Power:** Any surplus solar energy not consumed by consumer as per Energy Accounting shall be purchased by DISCOMs at Rs. 1.75/unit.
7. **Energy drawl from DISCOMs:** Drawl of energy by consumer from DISCOMs after adjustment of solar energy shall be billed as per Tariff applicable to respective tariff category Consumer.

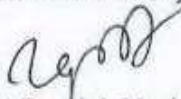
Solar Policy published vide GR No: SLR/11/2015/2442/B dated 13.8.2015 stand amended to this extent.

These amendments shall be applicable for all the cases registered after the date of publication of this GR.

Provided that in respect of cases which have already been registered prior to notification of this GR, the provision of this GR shall be applicable to them if they desire to avail the benefits of this GR.

This issues with the concurrence of Finance Dept. dated.17/09/2019 on this Department's file of even number.

By order and in the name of the Governor of Gujarat.

  
( Vijaysinh Vaghela )

Additional Secretary to the Government of Gujarat  
Energy & Petrochemicals Department

**Copy To :-**

- o \*The Principal Secretary to H.E. The Governor of Gujarat, Raj Bhavan, Gandhinagar.



- o The Principal Secretary to. Hon. Chief Minister, Sachivalaya, Gandhinagar.
- o The P.S. to Hon. Dy. Chief Minister, Sachivalaya, Gandhinagar.
- o The P.S. to Hon. Minister (Energy), Sachivalaya, Gandhinagar.
- o The P.S. to Hon. MoS (Energy), Sachivalaya, Gandhinagar.
- o The Secretary, Ministry of Power, Govt. of India, Shram Shakti Bhavan, New Delhi.
- o The Secretary, Ministry of New & Renewable Energy, CGO Complex, New Delhi.
- o The Secretary, Central Electricity Regulatory Commission, New Delhi.
- o The Chairman, Central Electricity Authority, New Delhi
- o The Deputy Secretary to Chief Secretary, Sachivalaya, Gandhinagar.
- o \*The Secretary, GERC, Gift City, Gandhinagar.
- o \*The Registrar, Gujarat High Court, Ahmedabad.
- o \*The Secretary, Vigilance Commission, Gandhinagar.
- o The Additional Chief Secretary, Finance Department, Sachivalaya, Gandhinagar.
- o The Principal Secretary, Climate Change Department, Sachivalaya, Gandhinagar.
- o \*The Secretary, Gujarat Legislature Secretariat, Sachivalaya, Gandhinagar.
- o The Resident Commissioner, Gujarat State, New Delhi
- o The Account General, Ahmedabad/ Rajkot.
- o All Departments of Secretariat, Sachivalaya, Gandhinagar.
- o All Branches of Energy & Petrochemicals Department.
- o The Chairman, Power Finance Corpo. Ltd, New Delhi
- o The Chairman & Managing Director, Gujarat Power Corpo. Ltd, Gandhinagar.
- o The Managing Director, Gujarat Urja Vikas Nigam Ltd, Vadodara.
- o The Managing Director, Gujarat State Electricity Corpo. Ltd, Vadodara.
- o The Managing Director, Gujarat Energy Transmission Corpo. Ltd, Vadodara.
- o The Managing Director, Uttar Gujarat Vij Company Ltd, Mehsana.
- o The Managing Director, Madhya Gujarat Vij Company Ltd, Vadodara.
- o The Managing Director, Daxin Gujarat Vij Company Ltd, Surat.
- o The Managing Director, Paschim Gujarat Vij Company Ltd, Rajkot.
- o The Director, Gujarat Energy Development Agency, Gandhinagar.
- o The Chief Electrical Inspector & Collector of Electricity Duty, Gandhinagar.
- o The Chief Executive Officer, Torrent Power Ltd, Lal Darwaja, Ahmedabad
- o The Managing Director, Gujarat Paguthan Energy Corporation Pvt. Ltd., Ashram Road, Ahmedabad
- o The National Thermal Power Corpo. Ltd, Zapor, Gandhar, Dist. Bharuch
- o The National Thermal Power Corpo. Ltd, Kawas, Hazira, Gandhar, Dist. Surat
- \*By Letter.

Amendments in GUJARAT  
SOLAR POWER POLICY-2015  
(For MSME Manufacturing  
Enterprises)

Government of Gujarat  
Energy and Petrochemicals Department  
G. R. No. SLR-11/2015/2442/B1  
Sachivalaya, Gandhinagar  
1<sup>st</sup> September 2020

**READ:**

- (1) Energy & Petrochemicals Dept. G.R. No. SLR-11/2015/2442/B, dated 13/08/2015.
- (2) Energy & Petrochemicals Dept. G.R. No. SLR-11/2016/164/B, dated 02/08/2016.
- (3) Energy & Petrochemicals Dept. G.R. No. SLR-11/2015/401/B, dated 13/04/2017.
- (4) Energy & Petrochemicals Dept. G.R. No. SLR-11/2015/2442/B, dated 21/08/2017.
- (5) Energy & Petrochemicals Dept. G.R. No. SLR-11/2015/2442/B1, dated 26/09/2019.
- (6) Energy & Petrochemicals Dept. G.R. No. SLR-11/2015/2442/B1, dated 09/07/2020.

**PREAMBLE:**

The Government of Gujarat has published Gujarat Solar Power Policy, 2015 vide G.R. No: SLR/11/2015/2442/B dated 13/08/2015. Further, The State Government vide G.R. dated 26/09/2019 amended provisions related to MSME Manufacturing Enterprises to provide special dispensation in policy to Micro, Small and Medium Manufacturing Enterprises (MSME) so that MSME (Manufacturing) can arrange affordable power by setting up solar capacity as per their consumption requirement.

The Government is in receipt of representations from various MSME consumers / Consumer Groups on the provisions of Clause No: 5 & 6 of G.R. dated 26/09/2019 in relation to energy accounting of wheeled solar energy by MSME (Manufacturing) Enterprises and rate for purchase of surplus power.

The matter was under active consideration of the State Government to amend the provisions of G.R. dated 26/09/2019 in order to remove difficulties faced by MSME (Manufacturing) Enterprises for taking benefits of special dispensation provided under the GR.

**RESOLUTION:**

Accordingly, The State Government is pleased to amend the Clause No: 5 & 6 of G.R. dated 26/09/2019 for Solar Project(s) set up by MSME (Manufacturing) as under:-



**The Clause – 5 stands modified as under:**

**5. Energy Accounting:** The energy accounting shall be carried out on 07.00 hours to 18.00 hours basis of the same day instead of 15 minute time block basis. That means, the generated solar energy shall be consumed during 07.00 hours to 18.00 hours on the same day instead of 15 minute time block.

**The Clause – 6 stands modified as under:**

**6. Purchase of surplus Power:** Any surplus solar energy not consumed by consumer as per Energy Accounting shall be purchased by DISCOMs at Rs. 2.25/unit instead of Rs. 1.75/Unit.

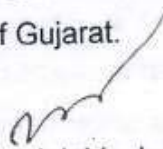
Gujarat Solar Power Policy, 2015 published vide G.R. dated 13/08/2015 and amendments in GUJARAT SOLAR POWER POLICY-2015 (For MSME Manufacturing Enterprises) published vide G.R. dated 26/09/2019 stands amended to this extent.

These amendments shall be applicable for all the cases registered after the date of publication of this G.R.

Provided that in respect of cases which have already been registered prior to issuance of this G.R, the provision of this G.R shall be applicable to them if they desire to avail the benefits of this G.R.

This issue with the concurrence of Finance Dept. dated. 30/07/2020 on Industries and Mines Department's file no. MIS-102020-1642636-I.

By order and in the name of the Governor of Gujarat.

  
( Vijaysinh Vaghela )

Additional Secretary to the Government of Gujarat  
Energy & Petrochemicals Department

**Copy To :-**

- \*The Principal Secretary to H.E. The Governor of Gujarat, Raj Bhavan, Gandhinagar.
- The Principal Secretary to. Hon. Chief Minister, Sachivalaya, Gandhinagar.
- The P.S. to Hon. Dy. Chief Minister, Sachivalaya, Gandhinagar.
- The P.S. to Hon. Minister (Energy), Sachivalaya, Gandhinagar.
- The P.S. to Hon. MoS (Energy), Sachivalaya, Gandhinagar.
- The Secretary, Ministry of Power, Govt. of India, Shram Shakti Bhavan, New Delhi.
- The Secretary, Ministry of New & Renewable Energy, CGO Complex, New Delhi.

- The Secretary, Central Electricity Regulatory Commission, New Delhi.
- The Chairman, Central Electricity Authority, New Delhi
- The Deputy Secretary to Chief Secretary, Sachivalaya, Gandhinagar.
- \*The Secretary, GERC, Gift City, Gandhinagar.
- \*The Registrar, Gujarat High Court, Ahmedabad.
- \*The Secretary, Vigilance Commission, Gandhinagar.
- The Additional Chief Secretary, Finance Department, Sachivalaya, Gandhinagar.
- \*The Secretary, Gujarat Legislature Secretariat, Sachivalaya, Gandhinagar.
- The Resident Commissioner, Gujarat State, New Delhi
- The Account General, Ahmedabad/ Rajkot.
- All Departments of Secretariat, Sachivalaya, Gandhinagar.
- All Branches of Energy & Petrochemicals Department.
- The Chairman & Managing Director, Gujarat Power Corporation Ltd, Gandhinagar.
- The Managing Director, Gujarat Urja Vikas Nigam Ltd, Vadodara.
- The Managing Director, Gujarat State Electricity Corpo. Ltd, Vadodara.
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