



Ref .No: 01: NRHQ: 113
Date: 12.08.2021

To,
Chairman
Uttar Pradesh Power Corporation Limited (UPPCL)
Shakti Bhawan
14, Ashok Marg
Lucknow (UP)

Sub: Regulation Notice;

Regulation of power supply to the Uttar Pradesh Power Corporation Limited (UPPCL) as per provisions of the CERC (Regulations of Power Supply) Regulations, 2010 (as amended), BPSA dated 31.01.1994, Various GOI letters regarding allocations of power from NTPC Stations and various other PPAs signed with UPPCL

Dear Sir,

1. You are kindly aware that the bills raised by NTPC on Uttar Pradesh Power Corporation Limited (UPPCL) for energy supplied by NTPC from various stations are to be paid within due dates. As on date, a total of **Rs 3113 Cr** remains unpaid, out of which **Rs 1160 Cr** remains unpaid beyond due dates. In spite of repeated follow ups at various levels in person as well as through our letters dated 26.05.2021,14.06.2021,01.07.2021 13.07.2021 & 09.08.2021, UPPCL has yet not liquidated the outstanding dues. Vide our letter dated 30.07.2021, we have again requested your kind intervention to liquidate the outstanding dues by 05.08.2021.

In this regard, as per various agreements and CERC Regulations, in case of default in making payments of bills, NTPC has the right to discontinue/ regulate the power supplies.

2. CERC (Regulation of Power Supply) Regulations, 2010 (as amended) provide 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 drawal 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.....

(Emphasis supplied)

पंजीकृत कार्यालय: एनटीपीसी भवन, स्कोप कॉम्प्लेक्स, 7 इन्स्टीटयुशनल एरिया, लोधी रोड, नई दिल्ली – 110 003

Regd Office: NTPC Bhawan, Scope Complex, 7 Institutional Area, Lodhi Road, New Delhi – 110 003

Corporate Identification Number L40101DL1975GOI007966, Telephone No: 011-2436 0100

Unquote

3. The terms & conditions of Bulk Power Supply Agreement (BPSA) dated 31.01.1994 provides as follows at A.5 of Appendix A.

Quote

"It is agreed that the Bulk Power Customers will make all efforts to open LC within a reasonable period. In the event of failure to establish/ enhance LC within a reasonable period or alternatively in the absence of LC, if any bills remain unpaid for a period exceeding two months from the date of issue of the bills, NTPC shall have the options to discontinue/ reduce supply of power to such bulk power customers in consultation with Govt. of India and advise NREB accordingly."

(Emphasis supplied)

Unquote

4. The allocation letters issued by Govt. of India inter-alia provide that the allocation is subject to the beneficiaries ensuring compliance with the financial and commercial terms (including coverage for letter of credit) of BPSA/PPA signed with NTPC. Further in case of default in payments, NTPC may regulate the power supply from the power stations in accordance with the prevailing CERC Regulations for regulation of power supply or any other regulation issued by CERC from time to time.
5. An amount of **Rs 1160 Cr** has remained unpaid beyond due date. Notice for regulation of power supply on UPPCL is hereby given for effecting regulation of power supply to UPPCL w.e.f. **00:00 hrs of 20.08.2021** initially for a period of 15 days 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.
6. In view of above, power supply to the extent of 100% allocated from NTPC Stations to the State of UP will be regulated as per the details given below:
- i) Quantum and source of power from which regulation / diversion is proposed: **5512 MW** from all **applicable NTPC Stations** (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 UPPCL, the same would be communicated to NRLDC. In addition, power shall also be sold through power exchanges.
7. As per requirement of CERC (Regulation of Power Supply) Regulations, 2010, NTPC is also posting Regulation Notice on NTPC website <https://www.ntpc.co.in/> under the tab "Notices".
8. The proposed regulation would be **implemented w.e.f. 00:00 hrs. of 20.08.2021** initially for a period of 15 days or till the time outstanding dues get cleared, whichever is earlier.

A copy of this notice is also being sent to concerned RLDCs/UPSLDC, for preparation of implementation plan for regulation of power supply to UPPCL and implementation of the same as per the procedure laid down by CERC (Regulation of Power Supply) Regulations, 2010.

Thanking you,

Yours faithfully,



(Debashis Sen)

Regional Executive Director (North)

CC:

1. Executive Director
Northern Regional Load Dispatch Centre
New Delhi – 16
2. Executive Director
Eastern Regional Load Dispatch Centre,
Kolkata.
3. Executive Director
Western Regional Load Dispatch Centre,
Mumbai.
4. Director
Uttar Pradesh Load Dispatch Centre
Lucknow.

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



Regional Executive Director (North)

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

Distribution List:

- Secretary, CERC
- Chairman, UPERC
- Chief Secretary, Govt of UP
- Addl Chief Secretary (Energy), Govt. of UP
- Chief Engineer (Thermal), MoP

Annexure - A

Allocation of Power to Uttar Pradesh from NTPC Stations

SI	Power Station	Project Capacity (MW)	Allocation of Power to UP (MW)	Allocation (in %)
From NTPC Stations				
1	Dadri ST-I	840	84	10.00%
2	Dadri ST-II	980	137	13.99%
3	Dadri GPS	830	306	36.82%
4	Tanda	440	440	100.00%
5	Tanda St-II	1320	982	74.38%
6	Auraiya GPS	663	259	39.00%
7	Anta GPS	419	120	28.73%
8	Singrauli	2000	826	41.32%
9	Rihand-I	1000	362	36.18%
10	Rihand-II	1000	334	33.40%
11	Unchahar-I	420	256	60.90%
12	Unchahar-II	420	147	35.05%
13	Unchahar-III	210	72	34.30%
14	Unchahar-IV	500	245	48.94%
15	Farakka	1600	33	2.08%
16	Kahalgaon-I	840	77	9.12%
17	Kahalgaon-II	1500	251	16.73%
18	Rihand III	1000	364	36.37%
19	Koldam	800	177	22.13%
20	Singaruli Hydro	8	4	49.47%
21	WR Stations		37	
	TOTAL		5,512	

JS