



दादरा नगर हवेली ऊर्जा वितरण निगम लिमिटेड
(सरकार का उपक्रम)
DNH POWER DISTRIBUTION CORPORATION LTD.
(A GOVERNMENT UNDERTAKING)
CIN : U40100DN2012GOI000405

No. 1-1(307)/PDCL-AE(Comml)/2016/ 1862

Dated 15.05.2016.

To,

The Secretary
Joint Electricity Regulatory Commission (JERC)
2ND floor, Vanijya Nikunj Complex, HSIIDC Office Complex
Udyog Vihar, Phase-V
Gurgaon-122016, HARYANA
Fax. No. :- 0124-2342853

Sub :- Petition for seeking approval of Hon'ble JERC for determination of Additional surcharge payable by Open Access consumers availing power under Open Access as per JERC (Open Access in Transmission and Distribution) Regulations, 2009

Sir,

With reference to the above cited subject, please find enclosed herewith the Petition of DNH Power Distribution Corporation Ltd. for seeking the approval of Hon'ble Commission for approval of Additional surcharge to be levied on Open Access Consumers. The Petition is accompanied by fees of Rs. 20,000/- (Rupees Twenty Thousand Only) vide Demand Draft No. 536654 dated 16.05.2016 from Dena Bank, Silvassa.

The scheduling data of petitioner and open access consumers is given in DVD enclosed herewith.

Yours faithfully,

Pano
16.5

Encl :- Above

Executive Engineer (Dist)
DNH Power Distribution Corporation Ltd,
Dadra and Nagar Haveli,
Silvassa.

**BEFORE THE HON'BLE JOINT ELECTRICITY REGULATORY
COMMISSION
FOR THE STATE OF GOA AND UNION TERRITORIES.
GURGAON, HARYANA.**

FILE No: _____

CASE No: _____

**IN THE MATTER OF :
THE PETITIONER**

DNH Power Distribution Corporation Ltd. 1st
Floor, Vidhyut bhavan, 66 KV Road, Amli,
Opp. Secretariat, Silvassa-396230

.....Petitioner

VERSUS :

All Open Access consumers of DNHPDCL

.....Respondent 1

AND

IN THE MATTER OF : Determination of Additional Surcharge on
Open Access Consumers as per JERC (Open
Access in Transmission and Distribution)
Regulations, 2009.

DNH Power Distribution Corporation Ltd. (hereinafter referred to as
"DNHPDCL" or "Petitioner"), files the petition for seeking approval of Hon'ble
JERC for determination and levy of Additional Surcharge to the Open Access
Consumers as per Regulation 16(iii) of JERC (Open Access in Transmission and
Distribution) Regulations, 2009.

**BEFORE THE HON'BLE JOINT ELECTRICITY REGULATORY
COMMISSION
FOR THE STATE OF GOA AND UNION TERRITORIES.
GURGAON, HARYANA.**

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Regulations, 2009.

AFFIDAVIT

I, Shri Harshad Mohanbhai Patel, son of Shri Mohanbhai Premabhai Patel, aged about 52 years, (Occupation) Government Service, residing at Samarvarni, Silvassa, the deponent named above do hereby solemnly affirm and state on oath as under:





1. That the deponent is the Superintending Engineer of DNH Power Distribution Corporation Ltd., U.T. of Dadra & Nagar Haveli, who is authorized and acquainted with the facts given hereunder in the Petition.
2. I, the deponent named above do hereby verify that, the contents of the accompanying Petition are based on the perusal of records of the DNHPDCL and information received in the subject matter as maintained in the ordinary course of business which I believe to be true and verify that no part of this affidavit false and no material has been concealed there from.

Details of enclosures:

- 2.1 Petition for determination of Additional Surcharge on Open Access Consumers as per JERC (Open Access in Transmission and Distribution) Regulations, 2009.

**DNH Power Distribution Corporation Ltd.
(Petitioner)**

Place : Silvassa
Dated : /05/2016

[Signature]
**Superintending Engineer
DNH Power Distribution Corporation Ltd.
U.T. of Dadra & Nagar Haveli
Silvassa**

I, _____, Advocate, _____, do hereby declare that the person making this affidavit is known to me through the perusal of records and I am satisfied that he is the same person alleging to be deponent himself.

Advocate

Solemnly affirmed before me on this day of 2016 at a.m./p.m. by the deponent who has been identified by the aforesaid Advocate. I have satisfied myself by examining the deponent that he understood the contents of the affidavit which has been read over and explained to him. He has also been explained about section 193 of Indian Penal Code that whoever intentionally gives false evidence in any of the proceedings of the Commission or fabricates evidence for purpose of being used in any of the proceedings shall be liable for punishment as per law.

[Signature]
[Signature]

Solemnly affirmed before me
by Shri H. M. Patel
who has been identified by Shri _____
_____ whom I know Personally

S. T. Chauhan
Notary Valsad District,
Yogi Smrut, Mullawadi,
Valsad-396 001.
Gujarat - INDIA,

THE DNH POWER DISTRIBUTION CORPORATION LTD, U.T. ADMINISTRATION OF DADRA & NAGAR HAVELI RESPECTFULLY SUBMITS THAT:-

1. The DNH Power Distribution Corporation Ltd. (hereinafter referred as "DNHPDCL" or "Petitioner") is power Distribution Company in U.T. Administration of Dadra & Nagar Haveli. DNHPDCL allowed Open Access to its consumers in FY 2015-16 as per JERC (Open Access in Transmission and Distribution) Regulations, 2009. Various Open Access Charges levied on an Open Access consumers were approved by Hon'ble JERC in Tariff Order for FY 2015-16 and are summarized in Schedule-I.
2. Presently, average demand of DNHPDCL is approximately, 650 – 700 MW. DNHPDCL does not have its own generating plants. The U.T. of DNH has allocated power from Central Sector Generating Stations of NTPC & NPCIL (NPC) of around 700 MW, including firm allocation of 82.5 MW, Specific allocation of 122.45 MW and allocation from 15% unallocated portion of 518.94 MW. Details of the Central Sector allocation is given in Annexure-I. Besides, this, there is allocation of 38 MW from RGGPL. Since 97% of the power consumption is from industrial consumers, it is essential to ensure uninterrupted 24 x 7 power supply in DNH. In order to meet power requirement of U.T. of DNH, PPAs have been tied up with NSPCL – 100 MW and EMCO- 200 MW. As per the Long term/Medium term PPAs signed with the aforesaid generating companies, DNHPDCL is obligated to pay Fixed Charges irrespective of energy scheduled and as per terms and conditions of tariff. However, the variable charges are paid on the basis of actual energy scheduled.
3. Based on the JERC (Open Access in Transmission and Distribution) Regulations, 2009, DNHPDCL has notified procedures for Long Term Open Access and Short Term Open Access as on 6th July 2012 in Official Gazette of U.T. Administration of Dadra and Nagar Haveli.

4. During FY 2015-16, approximately 180-200 MW of Open Access was granted to various Consumers connected to 66 KV and above. Details of the Open Access consumers as on February 2016 is enclosed in Schedule-II.
5. As almost 1/3rd of the demand is met through open access power, the Petitioner could has to stop scheduling power from many of the Generating Stations. It should be noted that, Hon'ble Commission directs DNHPDCL to optimally use Deviation Settlement Mechanism (DSM) to reduce overall power procurement cost. Accordingly, DNPDC did not schedule power to avoid under drawal at lower prices. However, the Petitioner is liable to pay fixed charges to the Generators for energy not scheduled. Declared capacity of generators and scheduled drawal of DNHPDCL from various sources are shown in Schedule-III and Schedule-IV respectively.
6. It is also observed that, fixed charges paid by DNHPDCL are not fully recovered from various consumers under the Fixed Charge category. Some portion of the Fixed Charge is converted into Energy Charge and recovered from the Consumers. The scenario is acceptable till all the consumers are in same category. However, the Open Access Consumers procure energy from other sources and thus refrain from payment of energy charges. This results into under recovery of Fixed Charge which was converted into Energy Charge. It is also to be noted that, this under recovery is ultimately passed on to the loyal consumers of DNHPDCL. In a way, non-open access consumers are indirectly cross-subsidising the open access consumers.
7. As per the Clause 16(iii) of JERC for the State of Goa and Union Territories (Open Access in Transmission and Distribution) Regulations, 2009, stats that,

"A consumer availing OA and receiving supply of electricity from other person than the distribution licensee shall pay additional charges to meet fixed cost of

the Licensee arising out of obligation to provide supply under sub section 4 of section 42 of EA”.

As per the provision of Clause 16 (iii) (a)(b)(c) of OA regulation, DNHPDCL has to put up details to the Commission in the account of Fixed Charges paid by OA consumers and any part of fixed cost getting stranded etc. The Commission shall accordingly scrutinize and determine the amount of additional charges.

8. Further computations have been made to verify whether sharing of FPPCA charges by the OA Consumers would relieve the burden passed on the non OA consumers on account of recovery of fixed charges recovered on the tariff vis a vis fixed charges payable to the generators. It is seen that such a proposition would not fully compensate the burden passed on to the non OA consumer. Accordingly, Hon'ble JERC has to allow DNHPDCL to levy additional charges in the form of the increase on the demand charges/KVA and incremental additional charges per unit on the OA consumers so that the fixed charges deficit would be passed on to all the consumers including OA consumers in an equitable manner. Since the OA charges have to be known upfront, it would be required to declare such charges on a quarterly basis by DNHPDCL considering the past data.
9. The Petitioner seeks approval to recover the Additional charge computed based on actual data of FY 2015-16. The Petitioner also seeks approval to recover Additional charge in final Open Access monthly bill, or monthly electricity bills issued by DNHPDCL or any other means in line with various Regulations of Hon'ble JERC.

PRAYER TO THE HON'BLE COMMISSION:

- Hon'ble Commission is requested to approve the Additional Surcharge and increase in the demand charges to existing Open Access consumers, for quarterly declaration of these charges as proposed in the petition.
- Suggest alternative methods for recovery of fixed charges payable by open access consumers.
- Pass any such order which Hon'ble Commission deems fit in interest of non-open access consumers.

DNH Power Distribution Corporation Ltd.

Petitioner

Place: Silvassa

Dated: _____, 2016


Executive Engineer (Dist.)
DNH Power Distribution Corporation Ltd.
U.T. of Dadra & Nagar Haveli, Silvassa

Schedule-I

Sr No.	Type Of Charges	Unit	Approved For FY 2015-16
1	Fixed Charges	₹/KVA/Month	105
2	Wheeling Charges	Paisa/kwh	9
3	Cross Subsidy Charges	Paisa/kwh	3
4	Scheduling Charges	₹/Schedule	1000
5	Stand by Charges	Paisa/kwh	630
6	UI Charges	Paisa/kwh	840
7	Transmission Charges	₹/MW/Day	497.48
8	Applicaton Fee	₹	5000
9	Agreement Fee	₹	50000

Total contracted capacity in MW

[illegible]

66 kV Consumers		
Sr. No.	Name	As on Feb,2016 MW
1	M/s Beekaylon Synthetics Pvt. Lts, Masat, EH/MB1/	4
2	M/s Bhilosa Industries Pvt. Ltd, Naroli, KS/009/	17
3	M/s Bhilosa Industries Pvt, Ltd, Rakholi, EH/RAC/003	20
4	M/s Bhilosa Industries Pvt, Ltd, Naroli, EH/NBH/	16
5	M/s Bhilosa Indsutries Pvt. Ltd, Rakholi, EH/RBC/123	15
6	M/s D.N.H Spinners Pvt. Ltd, Surangi, EH/DSC/	6
7	M/s JBF Industries Ltd, Ahtola, EH/AJC/002/	12
8	M/s JBF Industries Ltd, Saily, EH/RJC/006	15
9	M/s Reliance Industries Ltd, Kharadpada, EX/002/	30
10	M/s Sanathan Textiles Pvt. Ltd, Unit-II, Surangi, EH/SNT/	9
11	M/s Sanathan Textiles Pvt. Ltd, Unit-I, Surangi, EK/STC/	10
12	M/s Shubhlakhsmi Polyesters Ltd, EH/DSU/	5
13	M/s Welspun Syntex Ltd, Sayli, EH/AWC/049	5
14	M/s Filatex India Ltd, Dadra, EH/DFC/027	4
15	M/s Kalpena Industries Ltd, Surangi, EH/KLP/	1
16	M/s Alok Industries Ltd, Rakholi, EX/001/	-
17	M/s Raj Rayon, Surangi	-
18	M/s Vedanta Limited, Chinchpada	-
19	M/s Unify texturisers, Karad	-
20	M/s Damodar Industries Ltd.	-
Total		169

1. TOTAL CONTRACTED CAPACITY IN MW

[illegible][illegible]

2. HOURLY AVAILABILITY DECLARED BY THE SUPPLIERS IN MW

Kindly refer to folder **"Hourly availability declared by the suppliers and OA in MW"** in enclosed DVD.

3. HOURLY SCHEDULES GIVEN BY THE PETITIONER IN MW

Kindly refer to folder **"Hourly schedules given by the Petitioner in MW and MUs"** in enclosed DVD.

4. HOURLY SCHEDULE OF OPEN ACCESS TRANSACTIONS BY THE OPEN
ACCESS CONSUMERS IN MW

Kindly refer to folder **“Hourly availability declared by the suppliers and OA in MW”** in enclosed DVD.

5. TOTAL FIXED CHARGES PAID BY THE PETITIONER

Generators	Apr-15	May-15	Jun-15	Jul-15	Aug-15	Sep-15	Oct-15	Nov-15	Dec-15	Jan-16	Feb-16	Mar-16
	Fixed cost	Fixed cost	Fixed cost	Fixed cost	Fixed cost	Fixed cost	Fixed cost	Fixed cost	Fixed cost	Fixed cost	Fixed cost	Fixed cost
KSTPS	14903807	17522514	14753649	15726657	15732932	15724147	15753643.00	16062414.00	16145256.00	16146511	16109484	16149649
KSTPS 3	20987368	20988305	13963093	13394112	21754023	22293360	23672338.00	20751036.00	20183418.00	20207988	20160603	20192193
VSTPS1	15812153	15807532	14099512	15239732	15239732	15237060	15264229.00	15609858.00	15657516.00	15628119	15609412	15654843
VSTPS2	12357262	12353494	10698879	7310256	12563915	13342753	13772556.00	12400908.00	12141546.00	12130749	12113113	12124630
VSTPS3	22687440	22688744	20140441	21833855	21837620	21841385	21868999.00	22379842.00	22361643.00	22411848	22377959	22393021
VSTPS4	37686417	2240415	35193959	35911364	36810692	56108831	40542035.00	40317741.00	40127616.00	41606556	41261353	41268362
MSTPS1	41085164	41072638	36561085	39593650	39582444	101803368	50063940.00	51184327.00	51253943.00	51245242	51158221	51214784
KGPS	38455317	38455316	32010106	36306913	36306913	36306913	36306913.00	36309259.00	36309846.00	36307499	36310726	36307793
JGPS	35401459	35401460	27985421	32929447	32929447	32929447	32932026.00	32932764.00	32930183.00	329333869	32934606	32930921
SIPAT-1	55370112	60402930	72754035	82658179	79056808	70039056	58876519.00	83437778.00	72036653.00	72089672	71821454	71955564
SIPAT-2	23584062	23582558	20823324	22657535	22665482	22658257	22702329.00	23297668.00	23305616.00	23292610	23254318	23274548
VSTPS5	0	0	0	0	0	0	616896.00	19529471.00	18923148.00	18941930	18912509	18903878
FST-1	0	0	0	0	0	0	0.00	0.00	0.00	0	0	0
BST2	0	0	0	0	0	0	0.00	0.00	0.00	0	0	0
KhSTPS 2	2102585	2102584	1873375	2026181	2026182	2026181	2026181.00	2026182.00	2026181.00	1734473	1997011	1997010
RSTPS/TST	0	0	0	0	0	0	0.00	0.00	0.00	0	0	0
Total	320433146	292618490	300856879	325587881	336506190	410246758	334398604	376239248	363402565	364677066	364020769	364367196
KAPS	0	0	0	0	0	0	0.00	0.00	0.00	0	0	0
TAPS	0	0	0	0	0	0	0.00	0.00	0.00	0	0	0
NPCIL	0	0	0	0	0	0	0.00	0.00	0.00	0	0	0
Total	0	0	0	0	0	0	0	0	0	0	0	0
GMR	342108000	353764560	342475200	354017520	354270480	342964800	386143440.00	373687200.00	386016960.00	386016960	360994320.00	385890480.00
NSPCL	97961915	98858921	97262989	98613090	93381829	88968469	96901693.00	94205609.00	87623641.00	90988413	61288660.00	89836511.00
HIMACHAL												
RGPPPL	0	0	0	0	0	0						
Grand Total	760503061	745241971	740595068	778218491	784158499	842180027	817443737	844132057	837043166	841682439	786303749	840094187
Mus	510.765711	518.006693	493.330586	480.662064	424.210827	402.605832	408.287842	400.130353	404.0295114	339.120477	368.96412	525.560014
PX	0	0	0	42.632461	80.943388	95.4501	104.9980	76.354352	95.8034	159.62511	120.55359	0

7. TOTAL ENERGY SCHEDULED BY THE PETITIONER IN MU

Kindly refer to folder **"Hourly schedules given by the Petitioner in MW and MUs"** in enclosed DVD.

**8. TOTAL ENERGY CONSUMED BY THE OPEN ACCESS CONSUMERS
FROM THEIR RESPECTIVE LICENSEES IN MU**

Month wise & consumer wise Open Access Consumption

Sr No	S/C No	Consumer Name	Jul-15	Aug-15	Sep-15	Oct-15	Nov-15	Dec-15	Jan-16	Feb-16
1	EX/001/	M/S ALOK INDUSTRIES LTD.,	18233018	16457551	35954310	13943315		51748000	6138977	
2	EX/002/	M/S RELIANCE INDUSTRIES LIMITED	34798564	28070533	23009944	23894309	21682109	19813920	18635520	18180970
3	EH/NBH/	M/S BHILOSA INDUSTRIES PVT. LTD.		7034120	1078052	2681960	899165	901200	1146129	1022976
4	KS/009/	M/S BHILOSA INDUSTRIES PVT LTD.,		9700853	795764	6104675	703400	177779	468279	789485
5	EH/RAC/003	M/S BHILOSA INDUSTRIES PVT LTD.,		6229872	2201913	6794052	4262670	1413822	889696	516817
6	EH/RBC/123	M/S BHILOSA INDUSTRIES PVT LTD.,		4123058	1113478	2583516	1702675	30064	1968725	947744
7	EK/STC/	M/S SANATHAN TEXTILES PVT LTD.,		8300362	3758139	3655433	1778958	1352820	1320960	1566400
8	EH/SNT/	M/S SANATHAN TEXTILES PVT LTD,UNIT-II			1645797	1375054	113708	1102020	685830	545805
9	EH/AWC/049	M/S WELSPUN SYNTEX LTD.,						4480500	3049980	2811933
10	EH/DSC/	M/S D.N.H SPINNERS PVT LTD,						4905840	2152600	2455946
11	EH/DSU/	M/S SHUBHLAKSHMI POLYESTERS LTD.,							2614849	2490794
12	EH/MB1/	M/S BEEKAYLON SYNTHETICS PVT LTD.,							2774205	2644498
13	EH/RJC/006	M/S JBF INDUSTRIES LTD.,							2582392	2653972
14	EH/AJC/002	M/S JBF INDUSTRIES							2660751	2948298
15	EH/DFC/027	M/S FILATEX INDIA LTD.,							1285880	824420
16	EH/KLP/	M/S KALPENA INDUSTRIES LTD.							997725	659424
Total in KWH			53031582	79916349	69557397	61032314	31142685	85925965	49372498	41059482
Total in Mus			53.03158	79.91635	69.5574	61.03231	31.14269	85.92597	49.3725	41.05948

9. TOTAL ENERGY SCHEDULED BY OPEN ACCESS FOR THIRD PARTIES

Total energy consumed by the open access consumers from their respective licensees in Mus

<i>Month</i>	<i>Open Access Units</i>
	<i>(Mus)</i>
<i>Apr-15</i>	0.00
<i>May-15</i>	0.00
<i>Jun-15</i>	0.00
<i>Jul-15</i>	42.63
<i>Aug-15</i>	80.94
<i>Sep-15</i>	95.45
<i>Oct-15</i>	105.00
<i>Nov-15</i>	76.35
<i>Dec-15</i>	95.80
<i>Jan-16</i>	159.63
<i>Feb-16</i>	120.55
<i>Mar-16</i>	0.00

10. TOTAL DEMAND CHARGES PAID BY THE HT/EHT CONSUMERS
AND TOTAL SALE OF ENERGY TO THE HT/EHT CONSUMERS

Demand Charges of HT/EHT Consumer in Rupees

Month	Demand Charges in Rupees
Apr-15	110,422,428.50
May-15	109,942,002.50
Jun-15	109,572,698.00
Jul-15	109,564,035.00
Aug-15	108,648,845.00
Sep-15	109,009,018.00
Oct-15	109,191,103.00
Nov-15	109,525,981.00
Dec-15	108,420,064.50
Jan-16	108,309,968.00
Feb-16	108,682,280.00
Mar-16	110,026,865.00
Total	1,311,315,288.50

Total sale of energy of HT/EHT consumers in FY 2015-16

Sr No	Category	Units
1	Industrial High Tension	4,420,700,804
2	Agriculture	7,462,691
3	Commercial	28,437,554
4	Domestic	97,384,911
5	Industrial Low Tension	200,293,278
6	Public Lighting	7,320,373
7	Temporary	2,851,752
8	Public Water Works	3,408,692
	Total:	4,767,860,055

Category wise Sanctioned Demand in KVA

Sr No.	Tariff	No. of Consumers	Demand in KVA
1	Agriculture	1211	4870.4
2	Commercial	7314	33509.31
3	Domestic	40654	99835.39
4	Domestic UG	14736	1309.87
5	Industrial	2053	98202.61
6	Public Light	322	2072.49
7	Temporary	322	2032.57
8	Public water works	340	2006.33
9	HT above 66KV	2	215275
10	HT upto 66 KV	857	872827
11	HT Ferro	27	57955
12	HT Temporary	2	450
Total		67840	1390345.97

11. TOTAL DEMAND CHARGES PAID BY THE OPEN ACCESS
CONSUMERS HAVING CONTRACTED DEMAND WITH THE LICENSES

Demand Charges of HT/EHT Consumer in Rupees

Month	Without Open Access	Only Open Access	With Open Access
Apr-15	110,422,428.50	0.00	110,422,428.50
May-15	109,942,002.50	0.00	109,942,002.50
Jun-15	109,572,698.00	0.00	109,572,698.00
Jul-15	93,118,435.00	16,445,600.00	109,564,035.00
Aug-15	82,220,700.00	26,428,145.00	108,648,845.00
Sep-15	81,612,248.00	27,396,770.00	109,009,018.00
Oct-15	81,982,283.00	27,208,820.00	109,191,103.00
Nov-15	91,376,026.00	18,149,955.00	109,525,981.00
Dec-15	89,916,078.03	18,503,986.47	108,420,064.50
Jan-16	72,312,228.00	35,997,740.00	108,309,968.00
Feb-16	83,401,265.00	26,625,600.00	108,682,280.00
Mar-16	110,026,865.00	0.00	110,026,865.00
Total	1,115,903,257.03	196,756,616.47	1,311,315,288.50