

MEGHALAYA STATE ELECTRICITY REGULATORY COMMISSION

(Renewal Energy Purchase Obligation and Compliance) Regulations, 2010

Notification Dated : 21st December 2010

Sl. No	Description	Summary																									
1.	Short Title and Commencement	Meghalaya State Electricity Regulatory Commission (Renewal Energy Purchase Obligation and its Compliance) Regulations, 2010 Dated 21.12.2010																									
2.	Definitions and Interpretation	As per Regulations																									
3.	Operative Period	To commence from the date of notification of these regulations in the Gazette of Meghalaya and shall remain operative until it is revised.																									
4.	Quantum of Renewable Purchase Obligation (RPO)	<p>(i) Every obligated entity shall purchase electricity (in KWh) from renewable energy sources at a quantum which is not less than the minimum calculated on the basis of percentage of the total consumption of the consumers in an area of the entity.</p> <p>(ii) At the commencement of these regulations the minimum percentage shall be as specified below:</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th style="text-align: center;">Year</th> <th colspan="4" style="text-align: center;">Minimum quantum of purchase (in %) from Renewable Energy Sources (in kWh)</th> </tr> <tr> <td></td> <th style="text-align: center;">Total</th> <th style="text-align: center;">Wind</th> <th style="text-align: center;">Solar</th> <th style="text-align: center;">Others</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">2010-11</td> <td style="text-align: center;">0.5</td> <td style="text-align: center;">0.1</td> <td style="text-align: center;">0.2</td> <td style="text-align: center;">0.2</td> </tr> <tr> <td style="text-align: center;">2011-12</td> <td style="text-align: center;">0.75</td> <td style="text-align: center;">0.15</td> <td style="text-align: center;">0.3</td> <td style="text-align: center;">0.3</td> </tr> <tr> <td style="text-align: center;">2012-13</td> <td style="text-align: center;">1.0</td> <td style="text-align: center;">0.20</td> <td style="text-align: center;">0.4</td> <td style="text-align: center;">0.4</td> </tr> </tbody> </table> <p>(iii) At the end of 2012-13 The Commission may, by Order passed, refix the percentage for subsequent years: Provided that if no such Order is passed the percentage specified for 2012-13 shall continue until it is revised.</p> <p>(iv) The percentage specified in sub regulation (ii) shall be inclusive of purchase, if any, from renewable energy sources already being made by the obligated entity concerned.</p> <p>(v) Any agreement for purchase of renewable energy sources already entered into by a distribution licensee shall continue to be valid till it expires, even if the total purchase under such agreement exceeds the percentage as specified in sub-section (ii).</p>	Year	Minimum quantum of purchase (in %) from Renewable Energy Sources (in kWh)					Total	Wind	Solar	Others	2010-11	0.5	0.1	0.2	0.2	2011-12	0.75	0.15	0.3	0.3	2012-13	1.0	0.20	0.4	0.4
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5.	Certificates issued under the Regulations of the Central Commission	<ul style="list-style-type: none"> • The certificates issued under the Central Regulations, 2010 shall be the valid instruments for the discharge of the mandatory obligation set out under these regulations. • Provided that where an obligated entity has fulfilled the obligation by purchase of certificates, the obligation to purchase electricity from generation based on solar renewable energy source shall be deemed to have been fulfilled by purchase of solar certificates only and the obligation to purchase electricity from other renewable energy sources shall be fulfilled by purchase of such non-Solar certificates. 																									
6.	State Agency	The Commission shall designate an agency to be the State Agency for accreditation and recommending the renewable energy projects for registration and for undertaking other functions as may be entrusted by the Commission.																									
7.	Distribution Licensee	A distribution licensee shall indicate along with sufficient proof the estimated quantum of energy to be purchased from renewable energy sources for an ensuing year in tariff and also the annual performance review petition in accordance with regulations as may be specified by the Commission and the estimated quantum of purchase shall be in accordance with sub-regulation 4(ii).																									

8.	Application of RPO to Captive Power Plant owners and Open Access Consumers	The obligation to purchase electricity and the percentage as specified in 4 (ii) by an Order of the Commission, be made applicable to captive power plant owners and open access consumers from such date as it may appoint.
9.	Consequences of Default	If an obligated entity does not fulfill the renewable purchase obligation as provided in these regulations during any year and also does not purchase the certificates, the Commission may direct the obligated entity to deposit into a separate fund to be created and maintained by the State Agency such amount as the Commission may determine on the basis of the shortfall in units of RPO and at the forbearance price.
10.	Renewable Energy pricing	<ul style="list-style-type: none"> (i) A new renewable energy project commissioned during the operative period shall have an option of following either the tariff pricing structure and other conditions as may be stipulated in the relevant technology specific tariff regulations of the Commission or adopt the REC mechanism for pricing of the electricity generated from the project. (ii) Projects which opt for preferential tariff shall have to continue with the same tariff pricing structure until the validity of Power Purchase Agreement ceases. (iii) Such a new renewable energy project shall exercise its choice for selection of appropriate pricing mechanism prior to execution of the PPA with the distribution licensee or with open access consumer, as the case may be. (iv) An existing renewable energy project for which a long term PPA is already in place, may be allowed to participate in REC scheme only after the expiry of the PPA and prior termination of the PPA will not entitle the project to participate in the REC mechanism.
11.	Grid Connectivity	An entity generating electricity from renewable energy sources irrespective of installed capacity shall have open access to any licensee's transmission system or distribution system or grid, as the case may be, and such a licensee shall provide appropriate interconnection facilities, as far as possible, before Commercial operation commences.
12.	Power to remove Difficulties	Vested with the Commission
13.	Power to Amend	Vested with the Commission