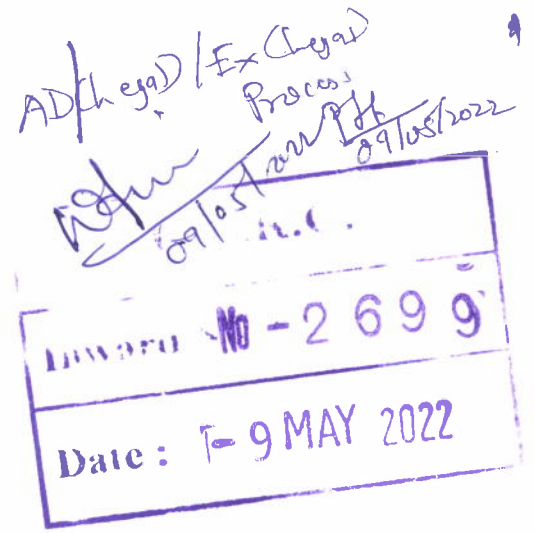


Dt.: 05-05-2022

The Secretary,
Gujarat Electricity Regulatory Commission (GERC)
Sixth Floor, Gift One,
Road-5-C, Zone 5,
Gift City,
Gandhinagar- 382355.



Sub: Filing of Petition in the matter of consideration of capping of RPO rate of FY 2015-16 for FY 2018-19, FY 2019-20 and FY 2020-21 and onwards

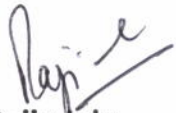
Sir,

With reference to above referred subject for filing petition before the GERC, we are enclosing herewith following documents:-

- 1) Petition for consideration of capping of RPO rate of FY 2015-16 for FY2018-19, FY2019-20, and FY 2020-21 and onwards with affidavit. (Five sets of petitions with all annexures)
- 2) Copy of Power of Attorney authorizing Mr Rajiv Jain –Jt. President.
- 3) Demand Draft No. 499794 dated 29/04/2022 for Rs.5000/- drawn on SBI in favour of Gujarat Electricity Regulatory Commission payable at Gandhinagar toward filing fees.

Thanking you,

Yours faithfully,
For **Ambuja Cements Ltd.**
(Unit: Ambujanagar)


Rajiv Jain
(Jt. President)

*Pl. accept the fees of Rs. 5,000/-
subject to verification of GERC
(Fees, fines & charges) Regulations,
2005. 09/05/2022
AD (Legal).*

As per Memo No. 2116/95. & of Rs. 5000/-
Received from
09.5.22

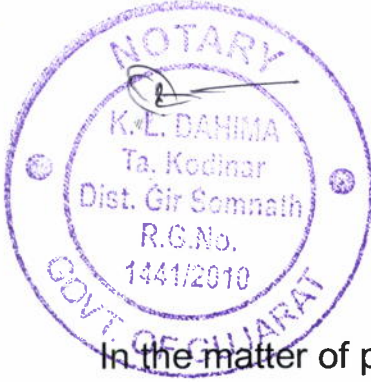
Regd. Office :
PO : Ambujanagar - 362 715, Tal : Kodinar,
Dist. : Gir Somnath (Gujarat)
Phone : (02795) 221137, 232009,
Fax : (02795) 220328

Ambuja Cements Limited
(Unit : Ambujanagar)
CIN No. : L26942GJ1981PLC004717
www.ambujacement.com

Corporate Office :
Elegant Business Park,
MIDC Cross Road 'B'
Off Andheri - Kurla Road, Andheri (E)
Mumbai - 400 059. Phone : (022) 4066700

1

Before the Gujarat Electricity Regulatory Commission
6th floor, Gift one, Road 5C, Zone 5, Gift city, Gandhinagar-382355



Petition No... Of 2022

In the matter of petition for Consideration of Capping of RPO rate of FY 2015-16 for FY2018-19, FY2019-20, and FY 2020-21 and onwards.

And

In the matter of Ambuja Cements Limited

Ambujanagar,

Kodinar: 362715

Dist. Gir Somnath, Gujarat

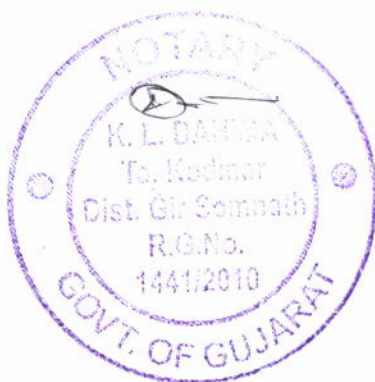
...Applicant

INDEX

Sr. No.	Document	Page
1	Petition	1-5
2	Affidavit	6

Place: Ambujanagar

Dated:



2

Before the Gujarat Electricity Regulatory Commission
6th floor, Gift one, Road 5C, Zone 5, Gift city, Gandhinagar-382355

Petition No... of 2022

In the matter of petition for Consideration of Capping of RPO rate of FY 2015-16 for FY2018-19, FY2019-20, and FY 2020-21 and onwards .

And

In the matter of Ambuja Cements Limited

Rajiv Jain (Jt.President)

Ambujanagar,

Kodinar: 362715,

Gir Somnath, Gujarat

...Applicant

Respectfully submit that:-

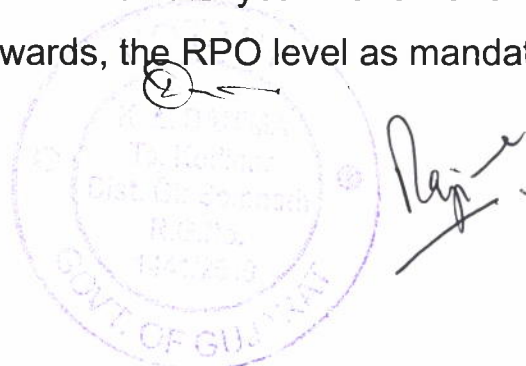
1. Ambuja Cements Limited, Unit Ambujanagar (ACL), having its Regd Office at P.O. Ambuja Nagar, Taluka – Kodinar dist. GirSomnath, Gujarat – 362 715 is operating its Captive Power Plant, Capacity 60 MW was commissioned in year 2007 and 30 MW was commissioned in year 2010.

2. We draw your kind attention to Ministry of Power's order No. 30/04/2018-R&R dated 1st Feb 2019 and 1st October 2019 where in Ministry of Power has clarified regarding renewable purchase Obligation and capping of RPO for captive Power plants (CPP).

3. As per point no. 3 (i) of the Ministry of Power clarification vide order No.30/04/2018-R&R dated 1st October 2019.

"Quote"

"For CPPs commissioned before 1.04.2016 , RPO should be at the level as mandated for the year 2015-2016. For CPPs commissioned from 1.04.2016 onwards, the RPO level as mandated by the appropriate



Commission or Ministry of Power, whichever is higher, for the year of commissioning of the CCPP shall be applicable.”

Copy of order No. 30/04/2018-R&R dated 1st October,2019 issued by Ministry of Power is enclosed as Annexure-I. for ready reference.

4. Therefore based on the above stated facts, we request to kindly arrange to fix and cap our RPO obligation for CPP Unit-Ambujnagar at the level of the year 2015-2016 as per the GUJARAT ELECTRICITY REGULATORY COMMISSION (PROCUREMENT OF ENERGY FROM RENEWABLE SOURCES) (SECOND AMENDMENT) REGULATIONS, 2018 issued vide notification no. 1 of 2018 dated 21/04/2018.

Year	Wind (%)	Solar (%)	Others (%) (Biomass, Bagasse, Hydro and MSW)	Total (%)
15-16	7.0	1.5	0.5	9.0

5.0. References from Other Regulatory Fora on this Issue:

5.1. Ref: Himachal Pradesh ERC Notification dated 5th February 2020 :

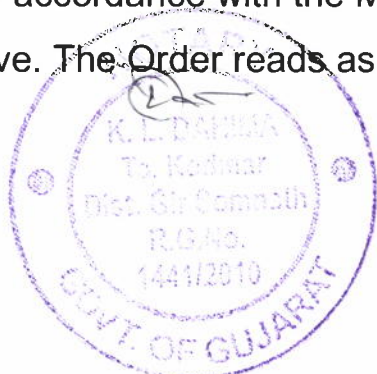
For the CPPs, there is a specific provision that reads as under.

“QUOTE.....(d) In the case where the capacity of the CPP is augmented after 31.03.2016, the year in which the capacity augmentation takes place shall be considered for applicability of RPPO rates for the entire augmented capacity. Similarly, if the capacity is further augmented, the year in which the latest augmentation takes place, shall be considered for RPPO...
.....UNQUOTE”

Copy HPERC notification dated 5/2/2020 is attached.

5.2 Ref: PUNJAB STATE ERC Order Dated 07.01.2021

For the CPPs, PSERC has decided to initiate the process of amending the Regulation in accordance with the MoP letter dated 01.10.2019 as referred to hereinabove. The Order reads as under.



“QUOTE.....

4. Observations and Decision of the Commission

MoP letter dared 01.10.2019 provides as under:

“3.Based on the concern raised by various stakeholders and after due consultation with

MNRE, CEA and CERC it is further clarified that:

For CPPs commissioned before 01.04.2019, RPO should be at the level as mandated by the appropriate commission for the year 2015-2016 .For CPPs commissioned from 01.04.2016 onwards, the RPO level as mandated by the appropriate Commission or Ministry of Power, whichever is higher, for the year of commissioning of the CPP shall be applicable.

In case of any augmentation.....

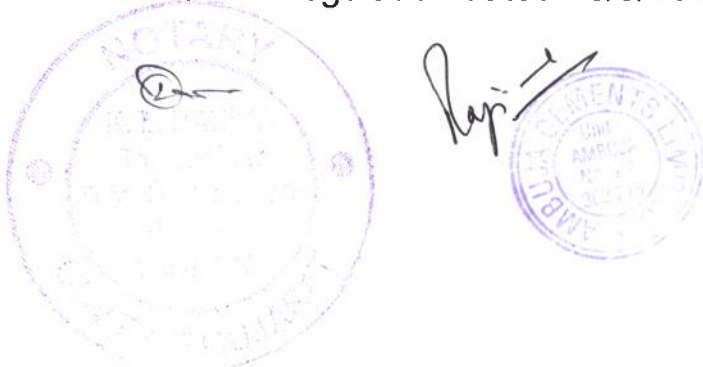
In case, for meeting the RPO

.....thepower
exchange.”

Considering above, the Commission in the exercise of its powers vested under Regulation 9 'Power to Amend' of the Punjab State Electricity Regulatory Commission (Renewable Purchase Obligation and its compliance) Regulations, (as amended from time to time) directs its staff to initiate the process for amending the said Regulations accordingly.....”

.....UNQUOTE.

Copy of order dated 7/1/2021 of petition no. 24 of 2020 of PSERC along with amendment to the said regulation dated 26/3/2021 of PSERC are attached.



5.3 Ref: UTTAR PRADESH ERC Notification Dtd 16th Aug '19. (Pg. 3)

For the CPPs, UTTAR PRADESH ERC has amended the Regulation in accordance with the MoP letter dated 01.02.2019 as referred to hereinabove. The Order reads as under.

“QUOTE

(vi) The Following Regulation 4.6 shall be inserted after the amended Regulation 4.5:

“The RPO of Captive Power Plants (CPP) may be kept fixed at the level applicable in the year in which CPP was commissioned. As and when the company adds to the capacity of the CPP, it will have to provide for additional RPO as obligated in the year, in which new capacity is commissioned.

Provided if the CPP is commissioned prior to the issuance of the Uttar Pradesh Electricity Regulatory Commission (Promotion of Green Energy Through Renewable Purchase Obligation) Regulation 2010, RPO for CPP will be kept equivalent to that notified for FY 2010-11.

.....UNQUOTE.”

Copy of UPERC notification dated 16/8/2019 is attached.

In view of above it is prayed that

Necessary regulations be issued for considering Capping of RPO rate of FY 2015-16 for FY2018-19, FY2019-20, and FY 2020-21 and onwards for our Captive Power Plant.

The capping of RPO for Captive Power Plants is applicable to our captive power plant also as two units of 60 MW was commissioned in year 2007 and third unit of 30 MW was commissioned in the year 2010 and before the mandated date of 1.04.2016.



Petitioner
For AMBUJA CEMENTS LTD
(Unit Ambujanagar)

Rajiv Jain
Joint President

6

Before the Gujarat Electricity Regulatory Commission
6th floor, Gift one, Road 5C, Zone 5, Gift city, Gandhinagar-382355

Petition No... of 2020

In the matter of petition for Consideration of Capping of RPO rate of FY 2015-16 for FY2018-19, FY2019-20, and FY 2020-21 and onwards.

And

In the matter of Ambuja Cements Limited

Through: Rajiv Jain (Jt. President)

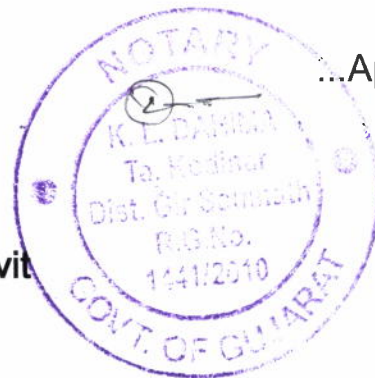
Ambujnagar,

Kodinar: 362715,

Dist. GirSomnath, Gujarat

Email: rajiv.jain@ambujacement.com

Affidavit



...Applicant

I Rajiv Jain, S/o Sh. N.C. Jain, aged 57 years, occupation Jt. President, Ambuja Cements Limited, residing at Ambujnagar, Kodinar: 362715, District: GirSomnath, do solemnly affirm and say as follows:

That I am working as jt. President, in Ambuja Cements Limited, Ambujanagar and duly authorised to sign this affidavit.

The statement made in paragraphs 1- 5 of the petition herein now shown to me are true to my knowledge and the statements made in paragraphs 1- 5 are based on information and I believe them to be true.

That the contents of the above affidavit are true to my knowledge, no part of it is false and nothing material has been concealed therefrom.

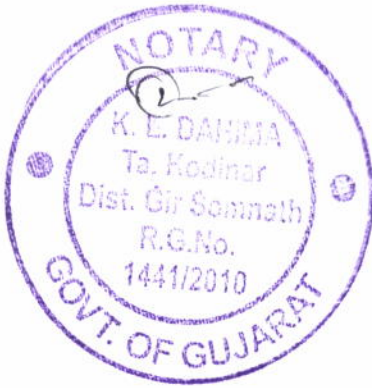


For: AMBUJA CEMENTS LTD
(Unit : Ambujanagar)

Rajiv Jain
Joint President


Deponent

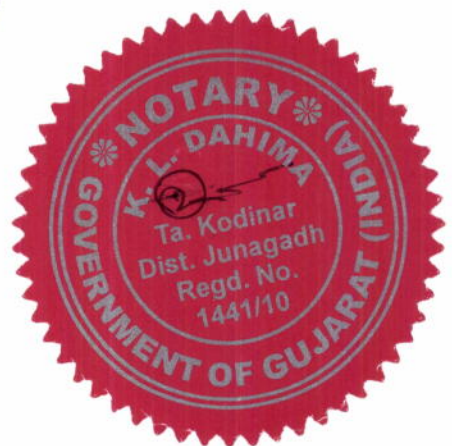
Book No. AS.
Page No. 379
Serial No. 2925
Date. 5 MAY 2022



Pco:- Kodinar 2.
Solemnly Affirmed Before me by Shri Deepin, Jain
S/O N.C. Jain P/O Ambujanagar
Who is Identified by Self
Who is personally known
to me on This 5 Da
Of 5 20 22 At Kodinar

K. L. DAHIMA
Advocate & Notary
KODINAR (GUJARAT)

- 5 MAY 2022





रुपये

Rs. 100

100

ONE
HUNDRED RUPEES

सत्यमेव जयते

भारत INDIA

★ श्री कलियेश प्रेमजी माला ने
जीमलस्टेशन मार्ग, सेक्टर १, २
१४४, एम. बी. रोड, एलबुजा सीमेंट, कोदागर, जूनागढ़
मुंबई-४०० ०२१ पिन-४०० ०२१

परवानाधारक मुद्रांक विक्रेता

परवाना क्रमांक नं. २०७

L.S. महाराष्ट्र MAHARASHTRA

18 JUN 2007

Proper Officer

Sri. M. Ankar

क्रमांक 165 दिनांक

M/s/Mrs/Mr. AMBUJA CEMENTS LIMITED
जोना न्यायसेवा मुद्रांक देपर विक्रेता

26 JUN 2007

AR 028290

परवानाधारक मुद्रांक विक्रेता

GENERAL POWER OF ATTORNEY

TO ALL TO WHOM THESE PRESENTS SHALL COME :-

We, **AMBUJA CEMENTS LIMITED**, a Company incorporated under the provisions of the Companies Act, 1956 having its Registered Office at P.O. Ambujanagar, Village Vadnagar, Taluka Kodinar, Dist. Junagadh, Gujarat - 362715 and Corporate Office at 106, Maker Chambers III, Nariman Point, Mumbai - 400 021 (hereinafter referred to as "THE COMPANY") **SEND GREETINGS :**

WHEREAS:

- (i) The Company is carrying on business of manufacturing and selling cement of various types.

TRUE COPY
K. L. DAHIMA
ADVOCATE & NOTARY
KODNAR (GUJARAT)
P.O. No. 1444/70



NOW KNOW YE THESE PRESENTS WITNESSETH that we hereby appoint, nominate and constitute **MR. RAJIV JAIN** so long as he is in the service of the Company to be the true and lawful attorney of the Company to exercise such powers, to do such acts, matters and things and to execute such deeds, documents and instruments as hereinafter specified in the name and on behalf of the Company, in respect of all or any of the following matters: -

1. To make and sign applications to the appropriate Government departments – both Central and State, Local Authorities, Tribunals, and other competent Authorities including Directorate of Geology & Mines, Indian Bureau of Mines, Ministry of Environment & Forests, Bureau of Indian Standards, Industries Commissioner, Board of Industrial Finance and Reconstruction etc. for letters of intent, licenses, permissions, registrations and consents required under any Act, statute, Rules, Bye-laws, Orders, Regulations or otherwise in connection with the operations, management and affairs of the Company.
2. To apply for, obtain and renew all kinds of permissions, permits, sanctions, licenses, approvals, rights, quotas or allotments of various raw materials, items and things as may be required in establishing, expanding, modernising and running the Company's business in the production of clinker, cement, power or any other product from all Government, Semi-Government, local, Public and other concerned authorities, departments and bodies.
3. To enter into, make, sign, execute, verify, amend, deliver, acknowledge, accept or endorse all contracts, agreements, deeds, tenders, applications, submissions, representations, declarations, bonds, assurances, undertakings, indemnities, and other documents, papers and writings and to



obtain various permissions, consents, no objection certificates, licenses and approvals from and represent the interests of the Company before all concerned including but not limited to the Ministries/Authorities/ Departments/ Offices of Commerce, Finance, Company Affairs, Treasuries, Customs, Excise, Sales Tax, Octroi, Food & Drinks, Weights & Measurement, Pollution Control Board, Stamp Office, Director General of Foreign Trade, Director General of Technical Development, Director General of Shipping and other Shipping Authorities, Maritime Boards, Port Trusts, On and Off Shore Port Authorities, Chief/Joint Chief Controllers of Imports and Exports, Development Commissioner of Cement Industry, Office of Cement Controller, Reserve Bank of India, Pollution Control Boards, Bureau of Indian Standards, Labour Commissioner, MRTD Commissioner, Competition Commission, Factory Inspectorate, Telephone / Telecommunication Authorities, Transport Authorities including Regional Transport Officer (RTO), Airport Authorities, District Collector, District Development Officer, Taluka Development Officer, Gram Panchayats, Municipal Corporations, Local Development Authority, Zilla Parishads, Collectorate and other Local Authority and Bodies as also various Ministries of the Central and the State Governments and all offices and departments subordinate to the aforesaid Ministries, Authorities, Departments, Bodies and Offices for the purpose of implementing, running, managing, and supervising the projects/Units and all the connected activities and affairs of the Company.

4. To institute, prosecute and defend all actions, both Civil and Criminal, suits or other legal proceedings whatsoever before all Civil, Criminal, Labour and Revenue Courts, Consumer Forum, Tribunals, Stamp Authorities, Sales Tax / VAT Authorities, Excise Authorities, Judicial and Quasi-Judicial Authorities, all other Government and Semi-Government Authorities, in relation to the business and affairs of the Company and to appoint any Advocate or Solicitor, Consultant, Representative and to sign Vakalatnama in their favour as the said Attorney shall deem fit and proper.
5. To sign, make, amend, declare, execute, endorse, verify, present, submit and file, applications, plaints, written statements, replies, claims, complaints, objections, rejoinders, notices, petitions, affidavits, bonds, appeals, revision, review, forms, declarations before Labour Commissioner, Competition Commission, all Civil, Criminal, Labour, Revenue Courts

TRUE COPY
K. L. DAHIMA
ADVOCATE & NOTARY
KOTINAR (GUJARAT)
REG No 1441/10

including High Courts and Supreme Court, Consumer Forums, Stamp Authorities, Sales Tax/VAT Authorities, Excise Authorities and Tribunals, judicial and quasi-judicial authorities, all Government and semi-Government authorities/local authorities or any authority for any purpose on behalf of the company, and to execute all other documents in connection therewith and pertaining to or in compliance of provisions under various Acts/Rules/Regulations as applicable to the Company.

6. To negotiate, approve, enter into and execute on such terms as the Attorney deems fit, MOU, Agreements, Agreements to Sell, Sale Deeds, Lease Deeds, Leave and Licence Agreements, Surrender Deed, Mortgage Deeds, Conveyance Deeds and other deeds, documents, declarations, and affidavits for and in connection with purchasing, selling, obtaining, acquiring, constructing, transferring or extinguishing any right, title or interest in any property – moveable/immoveable, building, flat, shop, godown, office or other immoveable property with or without any structure thereon, whether private or Government at any place in India and whether on outright purchase/ ownership basis or lease or on leave and licence / rental basis, or otherwise and to agree and pay price, or consideration and to claim and obtain refund and to issue receipts in valid discharge thereof.
7. To submit, sign and present Agreements, Conveyance Deeds, Sale Deeds, Lease Deeds, Leave and Licence Agreements, Mortgage Deeds, Contracts and any other documents executed by the Company or by the aforesaid attorney for and on behalf of the Company, before any Sub-registrar or Registrar of Assurances or any appropriate authorities for the purpose of registration and to admit execution thereof and to do all further acts, deeds, matters and things as may be required and get the said deed or documents registered in law, including paying the Stamp Duty and registration charges and other incidental expenses as applicable and to receive such documents.
8. To apply to and negotiate with State Electricity Board(s) (SEB), electricity supply companies, corporations and/or other appropriate authorities for sanction/ supply of electric power, new/additional connections, load, reduction or increase in the supply of electricity, H.T. connections and other infrastructure facilities for industrial, commercial, domestic and all other uses and for that purpose to correspond, make, amend, declare,

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- sign, execute, endorse, verify, rectify, present and submit applications, forms, returns, challans, agreements, declarations, tenders, letters, replies and other documents, to give undertakings, indemnities, agree to the terms and conditions stipulated by the concerned authorities, to execute the requisite deeds, documents and agreements as may be required and to do all other acts, deeds, matters and things in respect thereof.
9. To deal, negotiate and finalise with any State Electricity Board including Punjab State Electricity Board (PSEB), Patiala for sale and purchase of power on such terms and conditions, as may our Attorney deem fit and proper, and to execute all necessary agreements, documents, writings as may be required for the said purpose.
 10. To negotiate, enter into, and execute contracts for sale and purchase of plant and machinery - imported and indigenous, raw materials, packing materials, consumables, explosives, building materials, and contracts for construction of buildings, roads, water ways, rope-ways, and provision of all facilities and infrastructure and for the purpose or wherever necessary to hire labour and other personnel required from time to time and to execute contract(s) with the contractor/s including for supply of labour and/or materials.
 11. To apply, correspond, negotiate, agree to the terms and conditions with Coal authorities for linkage and purchase of coal, Railway authorities for private railway siding and allotment of wagons etc. and to execute agreements and documents with them for the purpose.
 12. To apply, present, file, submit, register, sign and verify all petitions, forms, applications, declarations, affidavits, bonds, guarantees and all other papers and writings including execution of all agreements with the District Industries Center, the State Industrial Investment Corporation and all other Central and State Government Departments, Public and Local bodies/authorities so as to obtain and avail the incentives, concessions, remission, rebates and other benefits, Power Tariff concessions etc., Sales Tax incentives - exemption as well as deferral, the Company may be entitled to under various incentive Schemes framed by the State Govt. and/or Central Government or any other Bodies as the case may be.

TRUE COPY

K. L. DAHIMA
 ADVOCATE & NOTARY
 MEDINAR (GUJARAT)
 REG No 1441/10



- 12
13. To apply to the Directorate of Geology and Mining, Indian Bureau of Mines Forest Department, Ministry of Environment and Forests, Land/Revenue Department, Tehsildar, Mamlatdar, Panchayats, local authorities Dept. of Explosives, Industries Department and any other concerned department whether under Central, State or Local authorities for obtaining licence, permits, consents, approvals for prospecting minerals, mining leases, storage and use of explosives; acquire land and for that purpose to sign applications, forms, give undertakings, agree to the terms and conditions stipulated by the relevant authorities and to execute requisite deeds, documents and agreements in respect thereof; and to appoint geologists, mining engineers, consultants and other experts and persons for the said purposes, as may be considered necessary.
 14. To obtain clearance/approval of mining plans, environmental management plans, environment impact assessment studies from the office of Indian Bureau of Mines, Ministry of Environment and Forests or other competent authorities and for that purpose to sign, execute, deliver any applications, agreement and other documents as may be required including any modification, amendments thereof.
 15. To apply for, acquire and/or take possession of land belonging to, Government or otherwise for establishment of the Factory, Residential Colony, Railway Siding, Mines, Office, Educational Institutions, Godown, digging wells etc. for storage and supply of water, and development of infrastructure facilities, and to take approval from all the relevant authorities, and to negotiate, finalise the terms of purchase / lease and to make, amend, rectify, alter, finalise, sign and certify and submit all the plans, sketches, agreements, applications, declarations, statements, deeds, bonds, affidavits and forms and all other documents, etc., and to do all such matters and things as may from time to time be found necessary for the purpose of the Company.
 16. To hold, manage, maintain, improve, defend possession of moveable, and immoveable properties of the Company present and future, to demand, recover and receive rents, mesne profits, licence fees, maintenance charges, electricity charges, corporation taxes and all other sums of moneys receivable in respect of the said properties.
- 13
- 14
- 15
- 16



17. To pay all taxes, rates, assessments, charges, expenses and other outgoings whatsoever payable for or on account of properties belonging to the company or any part thereof and to insure the same against loss or damage by fire and other risks as be deemed necessary and/or desirable and to pay premiums for such insurances.
18. To take down, demolish, rebuild and/or repair any houses, buildings or other structures of whatever nature belonging to the Company, to enter upon any of the Company property or any part of it as often as be desired, to inspect the condition and state of repair thereof and to require any occupier as a result of such inspection to remedy any want of repair or abate any nuisance.
19. To enter into Agreements for the development of any of the properties belonging to the Company and for that purpose obtain the necessary permissions from relevant authorities, appoint and remove architects, surveyors, supervisors, engineers and consultants and incur expenses thereon.
20. To apply for, appear before and obtain permission/sanction from the competent authority under the Urban Land (Ceiling & Regulation) Act, 1976 and/or from any other competent authority as may be required in connection with properties of the Company.
21. To negotiate with the workmen and employees of the Company or with the Trade Unions or Federations on demands made by such workmen and employees and to take part and participate in all proceedings relating to all industrial disputes before all appropriate authorities appointed by the Central or State Government and to refer such dispute to Conciliation, or to Industrial Court or Tribunal and to make on behalf of the Company suitable and necessary representations or to appoint representatives to do the same and to present the case of the Company and to agree and to come to any settlement with such workmen, employees, trade unions and federations as the Attorney may in his discretion deem fit as also to implement, enforce and otherwise give effect to the Industrial Awards and settlements.
22. To maintain the statutory Registers and records and ensure compliance under the provision of the Companies Act, Income Tax Act, Wealth Tax

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TRUE COPY
 2
 H. L. DAHIMA
 ADVOCATE & NOTARY
 (GUJARAT)
 24/11/10

Act, Gift Tax Act, Factories Act, Labour and Industrial Laws and all other laws, Acts and legislations as may be applicable to the affairs of the Company and filing of returns, documents and forms required thereunder along with such affidavits, declarations etc. as may be considered necessary.

23. To appoint employees, workmen, officers and other executive staff on permanent or temporary or probationer or casual or fixed term employment basis as may be considered appropriate, and to settle the terms and conditions of their service such as wages and salaries, plus contribution for Provident Fund, Superannuation Fund, perquisites, incentives, increments, bonus, gratuity, other allowances, promotion etc. and to issue appointment letters, transfer, suspension, dismissal, termination orders, or variation in the terms of any such appointments and also to allocate from time to time duties and functions to such personnel, maintain proper control on and discipline in them, take disciplinary action and appoint enquiry officer, initiate disciplinary proceedings against any member of the staff/ management for any act of in-discipline or misconduct or any other act or offence, and for such purpose issue Show Cause Notices, conduct the necessary proceedings for determining whether there has been any misconduct, offence or indiscipline and take all such actions as considered appropriate, necessary, incidental, or consequential for the above purposes.
 24. To file appeals and references as the Attorney may be advised and/or as he may deem fit and proper against the orders and decisions of authorities under the Income Tax, Wealth Tax and Gift Tax, Sales tax, VAT, Service Tax, in respect of the Company's assessment proceedings.
 25. To procure, sign, verify and submit, modify, withdraw applications, forms, bids/tender forms declarations, undertakings and to execute other necessary documents in connection with bidding of Hydro, Thermal or such other Power Projects, with the concerned State Electricity Board, Central/State Government and/or other Companies/Corporations, competent authorities/persons and to comply with various terms and conditions including earnest money deposit as may be applicable therefor.
- bn



26. To generally take all necessary steps including procuring and submitting of tender forms / applications with or without earnest money deposit, in connection with setting up of any project(s) of the Company, alone or in collaboration with any State/Central Government or other persons, and to represent the Company before all the relevant authorities for obtaining requisite clearances, licenses, permits, approvals, consents, registrations, recognitions etc. and to submit all the required documents, undertakings/indemnities etc. as may be needed in connection therewith and to take all other required actions for the said purpose as may be expedient.
27. If any dispute arises in connection with the business of the company with any person, to agree and refer the same to arbitration of one or more arbitrators as the said attorney may think fit or as the company may direct - in terms of the relevant contract, under the Arbitration and Conciliation Act 1996, and to attend to such arbitration personally or through advocate and to produce all the relevant documents before the arbitrator and file statements of claims or defences and to do all other acts and things in relation thereto.
28. To ask, demand, apply and collect refunds and/or return of deposits, security fees and/or other amounts paid, if any to any Government, semi-Government, judicial, Government Treasury, Banks, Railways or any other local or public authority in the name of and on behalf of the Company and to give valid discharge, receipts thereof.
29. To issue circulars, notices, orders and other instructions as may be required for the general management and administration of the affairs of the Company.
30. AND GENERALLY, to do all acts, deeds and things and sign all such papers and documents in connection with or incidental to the exercise of all or any of the powers herein before specified.

THE COMPANY HEREBY agrees, approves and undertakes to confirm and ratify all acts, deeds and things done lawfully by the said **MR. RAJIV JAIN** as attorney of the Company during the period he is in the employment of the Company.

[Handwritten signature]

TRUE COPY

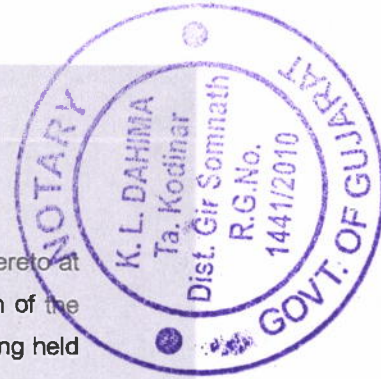
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DAHIMA
ADVOCATE & NOTARY
KODINAR (GUJARAT)
REG No 1441/10



IN WITNESS WHEREOF the Common Seal of the Company is affixed hereto at Mumbai on this 12th day of September, 2007 pursuant to the Resolution of the Management Committee of Directors of the Company passed at its meeting held on 10th day of September, 2007.

The Common Seal of the within named Ambuja)
Cements Limited has been hereunto affixed)
pursuant to the Resolution of its Management)
Committee of Directors passed in that behalf on)
the 10th day of September, 2007 in the)
presence of and signed by Mr. B.L. Taparia,)
Whole-time Director & Company Secretary of)
the Company and countersigned by Mr. S.B.)
Yevle, Sr. Manager (Secretarial) of the)
Company, being the persons authorised in that)
behalf.



BEFORE ME

NOTARY



Specimen Signature of the Attorney
MR. RAJIV JAIN

Specimen signature of the attorney
has been attested by me :



NOTARY

ATTESTED

Rajinder Singh Advocate
Notary
Distt. Courts Bathinda

poa/mc/194/Rajiv Jain

TRUE COPY
K.L. DAHIMA
ADVOCATE & NOTARY
KODINAR (GUJARAT)
REG No 1441/10

26 SEP 2007

17

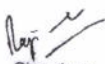


**Ambuja
Cement**

RAJIV JAIN

Employee No. : 2005144
Date of Birth : 12.06.1964
Date of Joining : 23.11.1992
Date of Issue : 25/04/2018
Blood Group : AB +ve
Emergency No.: 9876348155

Signature
of the Employee


Signature
of the Manager

No. 30/04/2018-R&R
Government of India
Ministry of Power

Shram Shakti Bhawan, Rafi Marg,
New Delhi, 1st October, 2019

To

1. Chairperson, CEA, Sewa Bhawan, R.K. Puram, New Delhi.
2. Secretary (Energy/Power), All State Govts/UTs.
3. Secretary, CERC/FOR, Chanderlok Building, Janpath, New Delhi.
4. Secretary, All SERCs
5. CMD, All CPSUs under the administrative control of Ministry of Power.
6. President, FICCI, Tansen Marg, New Delhi.
7. President, ASSOCHAM, New Delhi
8. Indian Captive Power Producers Association
9. DG, APP, New Delhi.

Subject: Clarification on Orders related to Renewable Purchase Obligation.

Sir,

I am directed to refer to the Ministry of Power's Order of even number dated 22nd July, 2016 and 14th June, 2018 regarding long term growth trajectory of Renewable Purchase Obligation (RPO) for Solar and Non-solar for the period 2016-19 and 2019-22 respectively.

2. A clarification was issued by Ministry of Power vide letter dated 1st February, 2019 regarding capping of RPO for Captive Power Plants (CPP) (copy enclosed).

3. Based on the concern raised by various stakeholders and after due consultation with MNRE, CEA and CERC it is further clarified that:

- i) For CPPs commissioned before 1.04.2016, RPO should be at the level as mandated by the appropriate Commission for the year 2015-16. For CPPs commissioned from 1.04.2016 onwards, the RPO level as mandated by the appropriate Commission or Ministry of Power, whichever is higher, for the year of commissioning of the CPP shall be applicable.
- ii) In case of any augmentation in the capacity, the RPO for augmented capacity shall be the RPO applicable for the year in which the CPP has been augmented.
- iii) In case, for meeting the RPO obligation, CPP has surplus power than its consumption requirement, such a CPP may sell its surplus power to the DISCOMs under the prevailing arrangements or in the power exchange.

4. This issues with the approval of Hon'ble MoS(I/C) for Power and NRE.

Yours faithfully,

Encl: As above


(D. Chattopadhyay)
Under Secretary to the Govt. of India
Tel: 2373 0265

Copy to: Shri P.C. Maithani, Adviser, MNRE, New Delhi.

No. 30/04/2018-R&R
Government of India
Ministry of Power

Shram Shakti Bhawan, Rafi Marg,
New Delhi, 1st February, 2019

To

1. Chairperson, CEA, Sewa Bhawan, R.K. Puram, New Delhi.
2. Secretary (Energy/Power), All State Govts/UTs.
3. Secretary, CERC/FOR, Chanderlok Building, Janpath, New Delhi.
4. Secretary, All SERCs
5. CMD, All CPSUs under the administrative control of Ministry of Power.
5. President, FICCI, Tansen Marg, New Delhi.
6. President, ASSOCHAM, New Delhi
7. Indian Captive Power Producers Association
8. DG, APP, New Delhi.

Subject: Clarification on Orders related to Renewable Purchase Obligation .

Sir,

I am directed to refer to the Ministry of Power's Order of even number dated 22nd July, 2016 and 14th June, 2018 regarding long term growth trajectory of Renewable Purchase Obligation (RPO) for Solar and Non-solar for the period 2016-19 and 2019-22 respectively.

2. The request of various stakeholders regarding capping of RPO for Captive Power Plants (CPP) has been examined in consultation with Ministry of New and Renewable Energy and it is clarified that RPO of the CPP may be pegged at the RPO level applicable in the year in which the CPP was commissioned. As and when the company adds to the capacity of the CPP, it will have to provide for additional RPO as obligated in the year in which new capacity is commissioned. There should not be an increase in RPO of CPP without any additional fossil fuel capacity being added.

3. This issues with the approval of Hon'ble MoS(I/C) for Power and NRE.

Yours faithfully,



(D. Chattopadhyay)
Under Secretary to the Govt. of India
Tel: 2373 0265

Copy to: Shri P.C. Maithani, Adviser, MNRE, New Delhi.

20

HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA
NOTIFICATION

Shimla, the 5th February, 2020

No. HPERC/438.- The Himachal Pradesh Regulatory Commission, in exercise of the powers conferred by sub-section (1) of section 62, section 66, clauses (a), (b) and (e) of section 86 and clause (zi) of sub-section (2) of section 181 of the Electricity Act, 2003 (36 of 2003), and all other powers enabling it in this behalf, after previous publication, hereby makes the following amendment regulations, namely:-

REGULATIONS

1. **Short title and commencement.** - (1) These regulations may be called the Himachal Pradesh Electricity Regulatory Commission (Renewable Power Purchase Obligation and its Compliance) (Sixth Amendment) Regulations, 2020.
(2) These regulations shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.
2. **Amendment of Regulation 4.** - (I) In sub-regulation (1) of regulation 4 of the Himachal Pradesh Electricity Regulatory Commission (Renewable Power Purchase Obligation and its Compliance) Regulations, 2010 (hereinafter referred as "the RPO Compliance Regulations, 2010")-
 - (a) the following note shall be inserted below the table of sub-regulation(1):-

"Note: The RPO trajectory as specified by the Commission in these regulations or any other omitted/revised provisions, from time to time, for the respective years shall remain applicable and provisions to that extent shall be considered to have been saved in these regulations."
 - (b) the words "distribution licensee" appearing above the table in sub-regulation(1) shall be substituted with the words and sign "distribution licensee/obligated entity".
- (II) The sub-regulation (2) of regulation 4 of the RPO Compliance Regulations, 2010, shall be substituted with the following, namely:-

"Any person/consumer, who consumes power from any source (generation/purchase) interalia including purchase through Open Access, but other than in his capacity as a consumer of distribution licensee or by drawl from a captive generating plant, the RPPOs at the rate(s) mentioned in table in the sub-regulation (1) of this regulation shall be applicable in respect of his consumption from such sources:

Provided that for computing the Renewable Power Purchase Obligation (RPPO) of such obligated entities for a year under this sub-regulation, the following conditions shall also apply, namely:-

 - (i) the total consumption of any such obligated entity shall include the quantum of electricity purchased, including electricity generated, by it from various sources, including the power purchased under REC mechanism for meeting its requirement for consumption of electricity, and shall also include the transmission and distribution losses incurred within the State for meeting such consumption in the following manner, namely:-
 - (a) in case the electricity is purchased by such obligated entity from sources outside the State, the electricity purchased at the State periphery shall be considered as the consumption of the obligated entity from such sources;

(b) in case the electricity is purchased, or generated, from generating sources located within the State, the electricity (in kWh) injected for such obligated entity at the generating bus bar shall be considered as its consumption;

(ii) the energy consumed by obligated entity, other than the distribution licensee, shall be considered to have been consumed from the sources other than the hydro-electric sources, unless such obligated entity establishes to the satisfaction of the State Agency that such consumption was made from hydro-electric sources."

(II) After the sub-regulation (2) of regulation 4 of the RPO Compliance Regulations, 2010, the following sub-regulation (2A) shall be added, namely:-

"2A: For any person consuming power by drawl from a captive generating plant, the RPPOs shall be applicable at the rate(s) specified in the **Schedule** to these Regulations in relation to his consumption from such captive generating plant:

Provided that the provisions of this sub-regulations (2A) shall be applicable only in relation to the consumption from captive generating plants to which these Regulations apply in terms of clause (c) and clause (d) of regulation 3 of these Regulations."

By order of the Commission

Sd/-
Secretary

Schedule

(see sub-regulation (2A) of regulation 4)
Minimum Percentage for Renewable Power Purchase obligation

Year in which the original capacity of the captive generating plant is commissioned or augmented	Minimum Quantum of Purchase of percentage (%) from renewable sources (in terms of energy in kWh) of total consumption.		
	Non-Solar	Solar	Total
2015-16 or before	11.00%	0.25%	11.25%
2016-17	9.50%	2.50%	12.00%
2017-18	9.50%	4.75%	14.25%
2018-19	10.25%	6.75%	17.00%
2019-20	10.25%	7.25%	17.50%
2020-21	10.25%	8.75%	19.00%
2021-22	10.50%	10.50%	21.00%

(a) The RPPO will be on total consumption of electricity by an obligated entity, excluding consumption met from hydro-electric sources of power.

(b) In case the achievement of Solar RPPO compliance to the extent of 85% and above, the remaining shortfall if any, can be met by excess Non-Solar energy purchased beyond specified Non-Solar RPPO for that particular year.

(c) Further, in case on achievement of Non-Solar RPPO compliance to the extent of 85% and above, the remaining shortfall if any, can be met by excess solar energy purchased beyond specified Solar RPPO for that particular year.

(d) In case where the capacity of CPP is augmented after 31.03.2016, the year in which the capacity augmentation takes place shall be considered for applicability of RPPO rates for the entire augmented capacity. Similarly, if the capacity is further augmented, the year in which the latest augmentation takes place, shall be considered for RPPO.



Punjab Government Gazette

EXTRAORDINARY

Published by Authority

CHANDIGARH, FRIDAY, MARCH 26, 2021 (CHAITRA 5, 1943 SAKA)

PUNJAB STATE ELECTRICITY REGULATORY COMMISSION

NOTIFICATION

The 26th March, 2021

No. PSERC/Secy./Reg./156.- In exercise of powers conferred by Sections 61, 66, 86(1)(e) and 181 of the Electricity Act, 2003 and all other powers enabling it in this behalf, and after previous publication, the Punjab State Electricity Regulatory Commission hereby makes the following regulations to amend the Punjab State Electricity Regulatory Commission (Renewable Purchase Obligation and its compliance) Regulations, 2011 (hereinafter referred to as "the Principal Regulations"), namely:

1. Short title, commencement and extent of application:
 - (1) These Regulations may be called the Punjab State Electricity Regulatory Commission (Renewable Purchase Obligation and its compliance) (Amendment-3) Regulations, 2021.
 - (2) These Regulations shall come into force from the date of their publication in the Official Gazette.
 - (3) These Regulations shall apply throughout the State of Punjab.

2. Amendment of Regulation 3 of the Principal Regulations:

The following new proviso shall be added at the end of Regulation 3(1):

"Provided that the RPO for Captive Power Plants (CPPs) commissioned before 01.04.2016 shall be at the level specified by the Commission for FY 2015-16 and the RPO for CPPs commissioned from 01.04.2016 onwards shall be as specified by the Commission, for the year of commissioning of the CPP. In case of any augmentation in the capacity of the CPP, the RPO for the augmented capacity shall be the RPO applicable for the year in which the CPP has been augmented."

By Order of the Commission

Sd/-

Secretary

PSERC, Chandigarh.

PUNJAB STATE ELECTRICITY REGULATORY COMMISSION
SITE NO. 3, BLOCK B, SECTOR 18-A MADHYA MARG, CHANDIGARH

Petition No. 24 of 2020
Date of Order: 07.01.2021

Petition for consideration of Capping of RPO Rate of
FY 2015-16 for FY 2018-19, FY 2019-20 and FY 2020-
21 and onwards.

In the matter of: Ambuja Cements Limited, village Daburjee, Post office,
Lodhimajra, Distt. Rupnagar- 140113

Petitioner....

Present: Ms. Kusumjit Sidhu, Chairperson
Ms. Anjuli Chandra, Member
Sh. Paramjeet Singh, Member

ORDER:

Ambuja Cements Limited, village Daburjee, Post Office
Lodhimajra, Distt. Rupnagar (ACL) has filed the present petition
submitting that it is operating its Captive Power Plant of 30MW capacity
since 2005. Ministry of Power, Government of India vide Letter No.
30/04/2018-R&R dated 01.10.2019 has given clarification on orders
dated 22nd July 2016 and 14th June 2018 of MoP related to Renewable
Purchase Obligation. It has clarified that for CPPs commissioned before
01.04.2016, RPO should be maintained at the level as mandated by the
appropriate Commission for the year 2015-16. Ambuja Cements Limited
has accordingly requested this Commission to issue the necessary
Regulations to fix and cap the RP obligation for its CPP unit at the rate
as applicable for FY 2015-16 for FY 2018-19, FY 2019-20, FY 2020-21
and onwards.

2. The Commission sought reply/comments of Punjab State Power
Corporation Limited (PSPCL) and Punjab Energy Development Agency
(PEDA) on admission of the petition vide notice dated 23.10.2020.
PSPCL filed its reply that PSPCL is not affected by the fixing of RPO

targets for Captive Power Plants as per Letter No. 30/04/2018-R&R dated 01.10.2019 issued by Ministry of Power, Government of India. PEDA also filed its reply that as per the existing Regulations, the Commission is vested with the power to amend/ alter the existing Regulations. PEDA also stated that the petitioner has claimed that its CPP has commissioned before 01.04.2016 but no cogent proof has been appended and the petitioner should be put to strict proof in this regard.

3. The petition was admitted vide order dated 13.11.2020, further directing the petitioner to submit proof with regard to the date of commissioning of the CPP. The petitioner submitted the relevant documents in this regard vide affidavit dated 07.12.2020. After hearing the matter on 09.12.2020, Order was reserved.

4. Observations and Decision of the Commission

The Commission has carefully gone through the petition, replies by PSPCL & PEDA and other submissions made by the petitioner. The petitioner has prayed for issuing necessary amendment in the regulations for capping of Renewable Purchase Obligation (RPO) of FY 2015-16 for FY 2018-19 and onwards for its Captive Power Plant (CPP) at Rupnagar as per the clarification issued by Ministry of Power (MoP) in its letter NO.30/04/2018-R&R dated 01.10.2019 on orders related to Renewable Purchase Obligation.

MoP letter dated 01.10.2019 provides as under:

"3. Based on the concern raised by various stakeholders and after due consultation with MNRE, CEA and CERC it is further clarified that:

i) For CPPs commissioned before 01.04.2016, RPO should be at the level as mandated by the appropriate Commission for the year 2015-2016. For CPPs commissioned from 01.04.2016 onwards, the RPO level as mandated by the

appropriate Commission or Ministry of Power, whichever is higher, for the year of commissioning of the CPP shall be applicable.

- ii) In case of any augmentation in the capacity, the RPO for augmented capacity shall be the RPO applicable for the year in which the CPP has been augmented.*
- iii) In case, for meeting the RPO obligation, CPP has surplus power then its consumption requirement, such a CPP may sell its surplus power to the DISCOMs under the prevailing arrangements or in the power exchange."*

In its reply, PEDA has submitted that as per the existing Regulations, the Commission is vested with the powers to amend/alter the existing Regulations. PEDA further submitted that the relief claimed by the petitioner is the prerogative of the Commission and the Commission may pass appropriate Orders as deemed fit. PSPCL has also in its reply submitted that the Commission may allow/amend the RPO Regulations in view of the MoP letter dated 01.10.2019. PSPCL has further submitted that the Commission issues directions from time to time for RPO compliance including those for CPPs and PSPCL monitors the same.

Considering the above, the Commission in exercise of its powers vested under Regulation 9 'Power to Amend' of the Punjab State Electricity Regulatory Commission (Renewable Purchase Obligation and its compliance) Regulations, 2011 (as amended from time to time) directs its staff to initiate the process for amending the said Regulations accordingly.

The petition is disposed of in terms of above.

Sd/-
(Paramjeet Singh)
Member

Sd/-
(Anjuli Chandra)
Member

Sd/-
(Kusumjit Sidhu)
Chairperson

Chandigarh
Dated: 07.01.2021

26

UTTAR PRADESH ELECTRICITY REGULATORY COMMISSION

No. UPERC/Secy/Regulation/2019-294

Lucknow: dated, August 16, 2019

NOTIFICATION

In exercise of powers conferred under section 181 of the Electricity Act, 2003 (No. 36 of 2003) and all other powers enabling in this behalf, and after previous publication, the Uttar Pradesh Electricity Regulatory Commission, hereby makes the following Regulations to amend the Uttar Pradesh Electricity Regulatory Commission (Promotion of Green Energy through Renewable Purchase Obligation) Regulations, 2010 vide notification no. UPERC/Secy/Regulation/10-787 dated 17th August, 2010 (hereinafter referred to as "the principal Regulations"), namely: -

1. Short Title and Commencement

- 1.1 These Regulations may be called the Uttar Pradesh Electricity Regulatory Commission (Promotion of Green Energy through Renewable Purchase Obligation) (First Amendment) Regulations, 2019.
- 1.2 These Regulations shall come into force from the date of their publication in the Official Gazette of the Uttar Pradesh Government.

2. The provisions of the principal Regulations are amended as hereunder:

Amendment to Regulation 2- "Definitions"

- (i) After clause (j), clause (ja) shall be inserted as hereunder:
- (ja) "Hydropower Purchase Obligation (HPO)" means a separate entity within Non-Solar Renewable Purchase Obligation (RPO). The HPO shall cover all Large Hydro Power (LHPs) commissioned after Issue of Ministry of Power Office Memorandum F.No. 15/2/2016-H-I (Pt.) dated March 8, 2019 as well as the untied capacity (i.e., without PPA) of the commissioned projects. This HPO will be within the existing Non-Solar RPO after increasing the percentage assigned for it so that existing Non-Solar RPO for other renewable sources remains unaffected by the introduction of HPO.

Amendment to Regulation 4- "Renewable Purchase Obligation"

- (i) The Table in Regulation 4 shall be substituted by the following:

Table - A: Minimum Quantum of Purchase (FY 2010-11 to FY 2018-19) (%)

Year	Minimum quantum of purchase from renewable energy sources as % of total energy consumed (in kWh)		
	Non-Solar	Solar	Total
	(1)	(2)	(3) = (1+2)
2010-11	3.75	0.25-	4
2011-12	4.50	0.5	5

Sharma

2

22

Year	Minimum quantum of purchase from renewable energy sources as % of total energy consumed (in kWh)		
	Non-Solar	Solar	Total
	(1)	(2)	(3) = (1+2)
2012-13	5.0	1	6
2013-14	5.0	1	6
2014-15	5.0	1	6
2015-16	5.0	1	6
2016-17	5.0	1	6
2017-18	5.0	1	6
2018-19	5.0	1	6

Table – B: Minimum Quantum of Purchase (FY 2019-20 to FY 2023-24) (%)

Year	Minimum quantum of purchase from renewable energy sources as % of total energy consumed (in kWh)			
	Non-Solar		Solar	Total
	Other Non-Solar	RPO		
	(1)	(2)	(3)	(4) = (1+2+3)
2019-20	5	1	2	8
2020-21	6	2	3	11
2021-22	6	3	4	13
2022-23	6	3	5	14
2023-24	7	3	5	15

- (ii) The first proviso to Regulations 4.1 shall be substituted as mentioned in the Table below:

EXISTING	AMENDED
Provided that if the obligated entity has established the fact that the minimum quantum of purchase from solar energy (shown in column (3) above) is not available in the market either in the form of solar power or solar certificate in a particular year and the Commission is satisfied with this fact, then additional non-solar energy over and above that shown in column (2) above shall be purchased for fulfilment of total renewable purchase obligation in accordance to column (3) above:	Provided that on achievement of Solar RPO compliance to the extent of 85% and above, remaining shortfall if any, can be met by excess Non-Solar energy purchased beyond specified Non-Solar RPO for that particular year. Provided further that on achievement of Non-Solar RPO Compliance to the extent of 85% and above, remaining shortfall if any, can be met by excess Solar energy purchased beyond specified Solar RPO trajectory.

EXISTING	AMENDED
	Provided the Other Non-Solar and HPO, under the head of Non-Solar RPO, will have 100% fungibility.

- (iii) The following proviso shall be added after the last proviso of Regulation 4.1:
Provided that from FY 2016-17, the Renewable Purchase Obligations shall be on total consumption of electricity by an obligated entity, excluding consumption met from hydro sources of power (not covered under HPO).

- (iv) The Regulations 4.3 shall be substituted as mentioned in the Table below:

EXISTING	AMENDED
The renewable purchase obligation specified for the year 2012-13 shall continue beyond 2012-13 until any revision is effected by the Commission in this regard.	The renewable purchase obligation specified for the year 2023-24 shall continue beyond 2023-24 until any revision is effected by the Commission in this regard.

- (v) The following Regulations 4.5 shall be inserted after the Regulations 4.4:
"Each Obligated entity will file the Annual Return of RPO within 60 days of completion of the Financial Year and Quarterly Return within 30 days of the end of the quarter, in which all details regarding the purchase of other Non-Solar RPO and HPO RPO and Solar RPOs will be given along with reasons in case of non-achievement of the targets set and roadmap to bridge the gap."

- (vi) The Following Regulation 4.6 shall be inserted after the amended Regulation 4.5:
"The RPO of Captive Power Plants (CPP) may be kept fixed at the RPO level applicable in the year in which CPP was commissioned. As and when the company adds to the capacity of the CPP, it will have to provide for additional RPO as obligated in the year in which new capacity is commissioned."
Provided if the CPP is commissioned prior to the issuance of Uttar Pradesh Electricity Regulatory Commission (Promotion of Green Energy through Renewable Purchase Obligation) Regulations, 2010, RPO for CPP will be kept equivalent to that notified for FY 2010-11.

- (vii) The following proviso of Regulation 7 shall be substituted as mentioned below:

EXISTING	AMENDED
Provided that RPO Regulatory Charges shall be equivalent to the applicable preferential tariff for solar or non-solar renewable energy sources or any other	Provided that RPO Regulatory Charges shall be equivalent to the applicable floor prices of Solar and Non-Solar RECs or any other rate as

EXISTING	AMENDED
rate as may be stipulated by the Commission: Provided further that the RPO Regulatory Fund so created shall be utilised, as may be directed by the Commission, for purchase of the certificates or for development of transmission and distribution infrastructure in the State related to generating stations based on renewable energy sources or in any other manner as may be stipulated by the Commission:	may be stipulated by the Commission: Provided further that the RPO Regulatory Fund so created shall be utilised, as may be directed by the Commission, for purchase of the certificates or may be provided to UPNEDA and/or any other Govt agency notified by the Government of Uttar Pradesh, for development of transmission and distribution infrastructure in the State related to generating stations based on renewable energy sources or in any other manner as may be provided by the Commission:
Provided further that the Commission may empower the State Agency to procure out of the amount available in the fund the required number of certificates from the Power Exchange:	


(Kaushal Kishore Sharma)
 Member


(Raj Pratap Singh)
 Chairman

30

To:

✓ 994 Department
GERC, Gandhinagar

GERC
Inward No - 3296
Date :- 9 JUN 2022

Date: 9/6/2022

Subject: Acceptance of Fees-Reg.

With reference to your Payment Intimation Memo dated 9/6/2022 the stated payment has been credited in the GERC Bank Account [Sub Clause 2 of Clause 3 of the GERC (Fees, Fines & Charges) Regulations, 2005]. The necessary details are as below:

Sl No.	Particulars	Details
1	Name of the Petitioner	Amby's Cement Ltd.
2	Money Receipt No.	3140
3	Date of MR	9/6/2022
4	UTR/Reference No.	
5	Date of UTR/Reference	
6	Cheque/DD/Pay Order No.	DD No. 500313 / R. 1000 = 0
7	Date of Cheque/DD/PO	9/6/22

Accounts Department
GERC

20744/e. Jappal/06/2022

3)

Ambuja Cement

Date : 06.06.22

To
The Secretary,
Gujarat Electricity Regulatory Commission
Gandhinagar, Gujarat

Sub : Our Petition dated 05.05.22 in the matter of petition for consideration of capping of RPO rate of FY 2015-16 for FY 2018-19, FY 2019-20 and 2020-21 and onwards.

Ref : Your letter No GERC/Legal/2022/No.0841 dated 24.05.22

Dear Sir,

With reference to your above referred letter dated 24.05.22 in the aforesaid subject matter, we hereby submit the compliance to the issues raised therein.

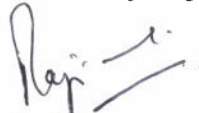
1. Attached herewith Demand Draft No.500313 dated 06.06.2022 drawn on State Bank of India for Rs.5000/- towards balance fees towards petition filing.
2. We submit hereunder our DECLARATION as per Form-I of the GERC(Conduct of Business) Regulations, 2004.

Declaration that the subject matter of the petition has not been raised by the petitioner before any other competent forum, and that no other competent forum is currently seized of the matter or has passed any orders in relation thereto.

Hope, we have complied the issued raised in your letter dated 24.5.22 and request your good self to accept our petition and register the same.

Thanking you,

For Ambuja Cements Ltd
(Unit : Ambujanagar)


Rajiv Jain
(Jt. President)

Legal
Forward No - 3296
Date : - 9 JUN 2022

AD (Gujarat) (Ex-Chg)
Bases
Wf
9/6/22
PH
09/06/2022

P. accept the fees for GERC
subject to verification
(fees, fines (charges) regulations,
2005.
Wf
09/06/2022
AD (Legal)

9/6
Ex (H/C)

Regd. Office :
PO : Ambujanagar - 362 715, Tal : Kodinar,
Dist. : Gir Somnath (Gujarat)
Phone : (02795) 221137, 232009,
Fax : (02795) 220328

Ambuja Cements Limited
(Unit : Ambujanagar)
CIN No. : L26942GJ1981PLC004717
www.ambujacement.com

Corporate Office :
Elegant Business Park,
MIDC Cross Road 'B'
Off Andheri - Kurla Road, Andheri (E)
Mumbai - 400 059. Phone : (022) 4066700

Subject: Fwd: Listing of our petition No 2104 of 2022 for hearing
Date: Friday, 16 September 2022 at 5:59:44 PM India Standard Time
From: Pratap Mistri
To: Varun Gupta
CC: Wasim Ansari, P.J.Jani
Attachments: RPO %.pdf

32

For kind personal pl.
 - Hon'ble Chairman
 - " Member
 - " Member
 - Secretary
 19/09/2022

Get Outlook for Android

From: Uhd Ambujanagar - <uhd.ambujanagar@adani.com>
Sent: Friday, September 16, 2022 4:49:59 PM
To: Roopwant Singh, IAS <secretary@gercin.org>
Subject: Fw: Listing of our petition No 2104 of 2022 for hearing

From: Uhd Ambujanagar - <uhd.ambujanagar@adani.com>
Sent: Friday, September 16, 2022 4:20 PM
To: Sectetary@gercin.org <Sectetary@gercin.org>; memberrt@gercin.org <memberrt@gercin.org>; member@gercin.org <member@gercin.org>
Cc: Rajiv Jain <rajiv.jain@adani.com>; Anupam Agrawal <anupam.agrawal@adani.com>; Subhashsinh Dahima <subhashsinh.dahima@adani.com>; Rajesh Vadher <rajesh.vadher@adani.com>; Ashish Shah <ashish.shah@adani.com>
Subject: Listing of our petition No 2104 of 2022 for hearing

To,
 Gujarat Electricity Regulatory Commission (GERC)
 Gandhinagar,

Sub : Listing of our petition No 2104 of 2022 for hearing

Respected Sir,

Ambuja Cements Ltd have submitted our petition dated 5.5.2022 in the matter for consideration of capping of RPO of FY 2015-16 for FY 2019-20, 2020-21 and 2021-22 and onwards along with all required documents therewith.

Our petition has been registered and numbered as **PETITION NO 2104/2022** vide GERC letter dated 20.06.22 (copy attached). As mentioned in the said letter, we are awaiting from your good office the date of hearing for the said petition.

Since the petition matter is pertaining to deciding the applicability of the capping of RPO obligations for our CPP unit, it is a humble submission to consider our petition for listing and hearing at the earliest.

Regards,

Rajiv jain,
 Jt. President

Unit Head Office
 Ambuja Cements Ltd
 Ambujanagar - 362 715
 Kodinar, Gir Somnath, Gujarat
 Email: uhd.ambujanagar@adani.com

AD (Legal) / Ex (Legal) Legal
 Process PH 17/09/2022
 C.E.R.C.
 17/9
 Inward No - 4993
 Date : 16 SEP 2022

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**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION,
GANDHINAGAR**

PETITION NO. 2104 OF 2022

AMBUJA CEMENTS LTD.

.... Petitioners

Versus

.... Respondents

VAKALATNAMA

We, AMBUJA CEMENTS LTD.;
do hereby Nominate, authorize and appoint

**GANDHI LAW ASSOCIATES
ADVOCATES & SOLICITORS**

Represented by Keyur D. Gandhi, Nirav Joshi, Nisarg Desai, Raheel S. Patel, Kunal J. Vyas, Divya Pravalikha Batthini, Rachna Pastore, Devarsh Trivedi and Divyesh Bais, hereinafter called the Advocates, to be my/our Advocates in the above noted matter and authorize them:

To act, appear and plead in the above noted matter in this Hon'ble Court and/or any Quasi-Judicial Authority or any other Court where the same may be tried or heard or in the appellate courts.

To sign, file and present representations, pleadings, applications, appeals, cross objections or petitions for execution, review, revision, restoration, withdrawal, compromise or other petitions, replies objections or affidavits or other documents as may be deemed necessary or proper for the prosecution of the said case at all stages.

To file and take back documents.

To withdraw or compromise the said case or submit to arbitration any differences or disputes that may arise in or touching upon any matter relating to the said case.

To take out execution proceedings.

To deposit, draw and receive moneys, cheques and grant receipts therefore and to do all things and acts which may be necessary to be done for the progress and in the course of the prosecution of the said case.

To appoint, instruct any other legal practitioner, authorizing him to exercise the power and authorities hereby conferred upon the advocate/s;

AND we agree to ratify all acts done by the aforesaid advocate/s in pursuance of this authority.

Dated this 23rd day of Sept, 2022.

Nisarg Desai

Accepted
Contact Details for service:

For Ambuja Cements Ltd.

Ranjeer Sharan

Authorised signatory

Phone : +91-
Email: efiling@gandhilaw.in

Client(s) Signature : Ranjeer Sharan
Name : Chief Commercial Officer
Designation : Ambuja Cements Ltd.
Company Seal : Ambuja House,
Farinal Cross Roads,
Elisbridge,
Anmedabad -380006.



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**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION AT
GANDHINAGAR**

PETITION NO. 2104 OF 2022

IN THE MATTER OF:

Petition for consideration of capping of
RPO of FY 2015-16 for FY 2018-19, FY
2019- 20 and FY 2020-21 and
onwards.

Ambuja Cements Limited
Ambujanagar, Kodinar
Dist. Gir Somnath,
Gujarat – 362715.

*AD (legal)/Ex (legal)
Put in relevant
file
PH
10/11/2022*

....Applicant/ Petitioner

C.E.R.C.

5989

9 NOV 2022

Date: 26.09.2022

AFFIDAVIT OF COMPLIANCE PURSUANT TO ORDER DATED 26.09.2022
OF THE HON'BLE COMMISSION

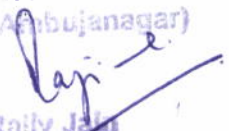
MOST RESPECTFULLY SHOWETH:

1. The Petitioner is filing the present Affidavit of compliance of the directions issued in the order dated 26.09.2022 of this Hon'ble Commission. Copy of the order dated 26.09.2022 of the Hon'ble Commission is annexed hereto and marked as **Annexure-I**
2. The Hon'ble Commission, vide its order dated 26.09.2022 in the captioned Petition, had directed the Petitioner to issue public notices in two daily newspapers i.e. one in English language and one in vernacular language having wide circulation inviting suggestions/views/comments/objections from the stakeholders. Accordingly, the Petitioner has published Public Notice in Gujarati Newspaper 'Gujarat Samachar' dated 22.10.22 and English Newspaper "Indian Express" dated 23.10.22. Copies of the Public Notices in English as well as Gujarati Newspaper is annexed hereto and marked as **ANNEXURE-II Collectively**
3. This Hon'ble Commission has further directed the Petitioner to upload the Petition along with all relevant documents on the website of the Company and call for objections/suggestions from the concerned stakeholders within 30 days of the public notice. The petitioner submits that in due compliance of the said direction, the Petitioner has uploaded the public notice, Petition along with all documents on its website at

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www.ambujacement.com calling upon the stakeholders to submit their objections/suggestions within 30 days of the issuance of public notice.

4. The Petitioner submits that the present Affidavit may be treated as due compliance of the directions issued in the Order dated 26.09.2022 of this Hon'ble Commission.

For, AMBUJA CEMENTS LTD
(Unit : Ambujanagar)

Rajiv Jain
Joint President

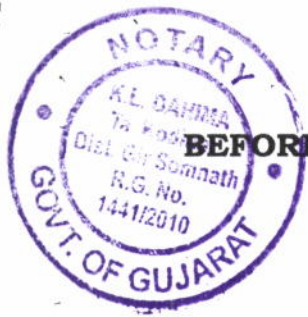
DEPONENT

Date: 03.11.2022

Place: Ahmedabad



Advocate for Petitioner



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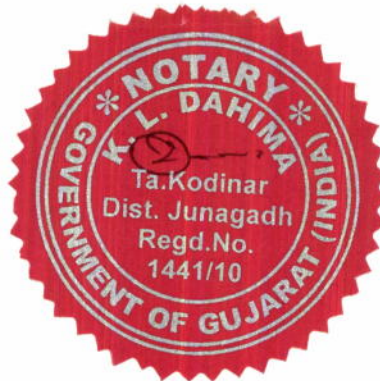
**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION AT
GANDHINAGAR**

PETITION NO. 2104 OF 2022

IN THE MATTER OF:

Petition for consideration of capping of
RPO of FY 2015-16 for FY 2018-19, FY
2019- 20 and FY 2020-21 and
onwards.

Ambuja Cements Limited
Ambujanagar, Kodinar
Dist. Gir Somnath,
Gujarat - 362715.



....Applicant/ Petitioner

Book No. 117
Page No. 158
Serial No. 5860
Date 03 NOV 2022

AFFIDAVIT

I, Rajiv Jain, s/o Shri N.C.Jain, aged 57 years residing at Ambuja Cements Ltd,
at Ambujanagar, Kodinar 362715, Dist-Girsomnath, Gujarat, do solemnly
affirm and say as follows:

That I am working as Jt. President of the Petitioner Ambuja Cements Limited
and authorized signatory of the Petitioner Company herein and I have read the
present Affidavit and I am competent and duly authorized by the Petitioner
Company to file this Affidavit.

Solemnly affirmed at Ahmedabad on this 03 day of October, 2022 that the
contents of the above affidavit are true to my knowledge and belief (as derived
from the records), based on information believed to be true and no part of it is
false and nothing material has been concealed therefrom.



For, AMBUJA CEMENTS LTD
(Unit : Ambujanagar)

Rajiv Jain
Joint President
DEPONENT

At - Ambujanagar Ta. Kodinar.
Solemnly Affirmed Before me by Shri,
Rajiv Jain s/o Shri N.C. Jain.
Who is Identified by SELF.

Who is personally known
to me on This 03 Da
Of 21-10-22 At Kodinar

K. L. DAHIMA
Advocate & Notary
KODINAR (GUJARAT)

03 NOV 2022

BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION

GANDHINAGAR

Petition No. 2104 of 2022In the Matter of:

Petition for consideration of capping of RPO of FY 2015-16 for FY 2018-19, FY 2019-20 and FY 2020-21 and onwards.

Petitioner : Ambuja Cements Limited
Ambujanagar, Kodinar - 362715.
Dist. Gir Somnath, Gujarat.

Represented by : Ld. Advocates Mr. Keyur Gandhi, Mr. Nisarg Desai and Mr. Ashish Shah.

CORAM:

Mehul M. Gandhi, Member
S. R. Pandey, Member

Date: 26/09/2022.

DAILY ORDER

1. The above matter was heard on 23.09.2022.
2. Ld. Adv. Mr. Keyur Gandhi, appearing on behalf of the Petitioner, submitted that the Vakalatnama on behalf of the Petitioner in the present Petition is being filed today on 23.09.2022. It is further submitted that the subject matter of present Petition is more or less similar to Petition No. 1946 of 2021 just heard by the Commission today on 23.09.2022. It is submitted that the Petitioner is having different cement manufacturing units across the country. Moreover, the Petitioner is also having captive generating plant at its cement plant located at Ambujanagar in Kodinar taluka and filed the present Petition seeking implementation of Notifications dated 01.02.2019 & 01.10.2019 regarding 'Clarification on Orders related to Renewable Purchase Obligation' issued by the Ministry of Power, Government of India in

respect of fulfilment of Renewable Purchase Obligations (RPO) praying that necessary Regulations be issued for considering capping of RPO of FY 2015-16 for FY 2018-19, FY 2019-20 and FY 2020-21 and onwards for their Captive Generating Plants.

2.1. It is also submitted that Punjab State Electricity Regulatory Commission has already implemented the said Notifications dated 01.02.2019 & 01.10.2019 issued by the Ministry of Power, Government of India. It is also submitted that there is one other Petition being Petition No. 1933 of 2021 filed by M/s ONGC wherein after hearing the parties the Commission had directed to issue public notices for inviting comments and suggestions from the stakeholders. This matter being similar to said Petition, the Commission may also permit the Petitioner to issue a public notice in the present Petition.

3. We have considered the submissions of the Petitioner. We note that the present Petition is filed by the Petitioner praying that necessary Regulations be issued for considering capping of RPO of FY 2015-16 for FY 2018-19, FY 2019-20 and FY 2020-21 and onwards for their Captive Generating Plants in terms of Notifications dated 01.02.2019 & 01.10.2019 regarding 'Clarification on Orders related to Renewable Purchase Obligation' issued by the Ministry of Power, Government of India. The Commission had issued the GERC (Procurement of Energy from Renewable Energy Sources) Regulations, 2010 in exercise of the powers conferred under Sections 61, 66, 86 (1)(e) and 181 of the Electricity Act 2003) and all powers enabling it in that behalf and further amendments have also been issued from time to time. Since, the present matter pertains to seeking necessary amendment to aforesaid Regulations, the Commission has the power to decide the same. Hence, we decide to admit the present Petition.

3.1. We also note that the Petitioner is as such seeking implementation of 'Clarification on Order related to Renewable Purchase Obligation' issued by Ministry of Power, Government of India vide its letter dated 01.02.2019 & 01.10.2019 and accordingly, seeking that necessary Regulations be issued for considering capping of RPO of FY 2015-16 for FY 2018-19, FY 2019-20 and FY 2020-21 and onwards for Captive Generating Plants through the present Petition which inter-alia implies seeking the amendment to the aforesaid RPO Regulations. We are of the view that it is necessary

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to hear stakeholders etc. prior to granting the prayers in the present matter for which, the Petitioner is required to give public notice in two daily newspapers having wide circulation, one in English language and one in vernacular language inviting suggestions/views/comments/objections from the stakeholders on the present Petition and thereafter, enable the Commission to decide the matter.

- 3.2. Accordingly, we hold that a public hearing shall be conducted to take into consideration the views/comments/suggestions/objections of the stakeholders before deciding the present matter. The Petitioner is, therefore, directed to issue a public notice in one daily Gujarati Newspaper and one English Newspaper having wide circulation in the State/National level stating that they have filed Petition No. 2104 of 2022 before the Commission praying that necessary Regulations be issued for considering capping of RPO of FY 2015-16 for FY 2018-19, FY 2019-20 and FY 2020-21 and onwards in terms of Notifications dated 01.02.2019 & 01.10.2019 issued by the Ministry of Power, Government of India. The Petitioner is also directed to upload the present Petition with all the documents on its website and invite comments and suggestions from the stakeholders on the said Petition on affidavit within 30 days from the date of issuance of public notice. The Petitioner shall also state in the public notice that the stakeholders/objectors shall file their objections/suggestions in the Petition to the Secretary, Gujarat Electricity Regulatory Commission, 6th Floor, GIFT ONE, Road 5C, 3 Zone 5, GIFT City, Gandhinagar - 382355 in five copies along with affidavit in support of their submissions with a direct copy to the Petitioner. Upon receipt of the comments/views/objections/suggestions from the stakeholders, the Petitioner is at liberty to file its reply, if any, to the Commission. The staff of the Commission is also directed to upload the Petition along with all relevant documents on the website of the Commission inviting comments/objections/suggestions/views from stakeholder after a compliance affidavit stating that public notices as directed above are issued in newspaper and uploading of Petition is filed by the Petitioner along with published copy of public notices issued by the Petitioner is provided to the Commission.

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3.3. The staff of the Commission is accordingly directed to inform/issue notice of next hearing of the present Petition to the parties as well as stakeholders/objectors who file their submissions/objections/comments before the Commission in the present matter.

4. The next date of date of hearing will be intimated separately.

5. We order accordingly.

Sd/-
[S. R. Pandey]
Member

Sd/-
[Mehul M. Gandhi]
Member

Place: Gandhinagar.
Date: 26/09/2022.

ANNEXURE-II Collectively