

# Compliance to Directives

**Chapter on Compliance to DERC Directives**

**#6.1** - The Commission directs the Petitioner to make timely payment of bills to all the Generating Companies and Transmission Utilities. No Late Payment Surcharge shall be allowed as a pass through in the ARR on account of delayed payments.

**Compliance:**

Tata Power-DDL has been complying with the said directive and making timely payment of bills /dues to Central & State Generating stations and Transmission utilities to the extent that they have been allowed by the Hon'ble Commission in its Tariff Orders to Tata Power-DDL.

**#6.2** – The Petitioner shall directly deposit the amount of pension trust surcharge collected from the consumer as per the tariff schedule in the following bank account, of Pension trust:

1	A/C No.	10021675545
2	MICR No.	110002103
3	Bank	State Bank of India
4	IFSC Code	SBIN0004281
5	Name	DVB-ETBF-2002
6	Branch	Rajghat Power House, New Delhi - 110002

**Compliance:**

Tata Power-DDL is complying with the guideline issued by the Hon'ble Commission. Date wise payment break up has been as below:

<b>Details of Payment made towards Pension Trust for FY 21-22</b>	
<b>Transaction Date</b>	<b>Amount (Rs. Cr)</b>
07-May-21	19.08
07-Jun-21	20.46
07-Jul-21	24.10
07-Aug-21	30.31
07-Sep-21	33.49
07-Oct-21	34.17
08-Nov-21	32.33
07-Dec-21	36.53
07-Jan-22	34.89
07-Feb-22	32.52
07-Mar-22	29.35
07-Apr-22	28.43
<b>Total Amount</b>	<b>355.66</b>

**#6.3-**The Commission directs the Pension Trust to intimate the total amount collected through Pension Trust surcharge on quarterly basis by 15th day of end of each quarter.

**Compliance:**

Pertains to Pension Trust.

**#6.4 -** If the Petitioner purchases any expensive power to meet the demand during any time zone for which cheaper power has been regulated due to non-payment of dues, in such an eventuality, the cost of such expensive power purchases shall be restricted to the variable cost of regulated cheaper power to that extent at the time of true up.

**Compliance:**

Power supply to Tata Power-DDL has never been regulated by any Central & State Generating stations and Transmission utilities.

**#6.5 -** In case the power is regulated by DTL/Interstate Transmission Licensee due to non-payment- of their dues, in such case the transmission charges borne by the Petitioner shall also not be allowed.

**Compliance:**

Power supply to Tata Power-DDL has never been regulated by any Central & State Generating stations and Transmission utilities.

**#6.6-** The Commission vide its letter No. F.17(47)/Engg./DERC/2009-10/CF No. 2147/2956 dated 21/10/2009 has directed the Petitioner to ensure availability of power supply for meeting the demand. The Petitioner shall ensure that the electricity which could not be served due to any reason what-so-ever, shall not exceed 1% of the total energy supplied in units (kWh) in any particular month except in the case of force majeure events which are beyond the control of the Petitioner as per the provisions of above referred letter dated 21/10/2009.

**Compliance:**

The same is being complied and the energy which could not be served in FY 2021-22 was around 0.10% of the total demand.

**#6.7-** It is directed that the Petitioner shall not accept payment from its consumers at its own collection centres/mobile vans in cash towards electricity bill exceeding Rs 4,000/- except from blind consumers and for court settlement cases or any other cases specifically permitted by the Commission. The limit for accepting payment through cash by the consumers at designated scheduled commercial bank branches shall be Rs. 50,000/-. Violation of this directive shall attract penalty to the level of 10% of total Cash collection exceeding these limits.

**Compliance:**

Tata Power-DDL is complying with the said directive and has tied up with Scheduled Commercial bank - Yes Bank for accepting cash amount up to Rs. 50,000/- .

**#6.8-** The Commission directs the Petitioner to restrict the adjustment in units billed on account of delay in meter reading, raising of long duration provisional bills etc. to a maximum of 1% of total units billed. The adjustment in units billed shall be considered on a yearly basis. Further, the adjustment of Contra Entry, adjustment for Open Access consumers and adjustment on account of Provisional Billing related to period till two (2) months shall not be form the part of adjustment in units billed. Further, also the real adjustments/other adjustments shall be considered without sign change i.e. such adjustments either resulting into increase in revenue billed or decreased into revenue billed shall be considered on gross basis rather than net basis.

**Compliance:**

Tata Power-DDL has adhered to the said guideline issued by the Hon'ble Commission and restricted the adjustment in units billed on account of delay in meter reading, raising of long duration provisional bills etc. to less than 1% of total units billed for FY 2021-22.

**#6.9 -** The Commission directs the Petitioner to submit the statement of interest on all types of loans availed from various Banks/Financial institutions on an annual basis at the end of every Financial year. This statement shall be duly supported by certificates from every lending Bank/Financial institution for each loan, certifying the following:

- Opening balance of loan
- Loan disbursed during the year
- Repayment during the year
- Interest rates as applicable in accordance with the terms of sanction
- Additional interest if any levied on account of non-creation of required charge/not providing required security
- Interest charges levied and paid
- Penal charges levied and paid
- Processing charges and/or fees of any other kind as levied and paid as per the terms of sanction

This Statement and Certificate shall be submitted within 60 days from the end of the Financial Year.

**Compliance:**

Tata Power-DDL has complied with the directive and submitted the requisite details vide letter dated 27<sup>th</sup> May 2022.

**#6.10** - The Commission further directs the Petitioner:

- a. To provide the information to the consumer through SMS on various items such as scheduled power outages, unscheduled power outages, Bill Amount, Due date and Maximum Demand during the month, etc. as directed by the Commission from time to time.

**Compliance:**

Tata Power-DDL is complying with the directive as well as directions issued vide letter dated 30<sup>th</sup> May 2018. Accordingly, Tata Power-DDL has submitted the said information for Q1 of FY 21-22 vide our letter dated 20<sup>th</sup> July 2021, for Q2 of FY 21-22 vide our letter dated 25<sup>th</sup> Oct 2021, for Q3 of FY 21-22 vide our letter dated 20<sup>th</sup> Jan 2022 and for Q4 of FY 21-22 vide our letter dated 20<sup>th</sup> Apr 2022.

b. To maintain toll free number for registration of electricity grievances and to submit the quarterly report.

**Compliance:**

Tata Power-DDL is complying with the directive as well as directions issued vide letter dated 30<sup>th</sup> May 2018. Accordingly, Tata Power-DDL has submitted the said information for Q1 of FY 21-22 vide our letter dated 20<sup>th</sup> July 2021, for Q2 of FY 21-22 vide our letter dated 25<sup>th</sup> Oct 2021, for Q3 of FY 21-22 vide our letter dated 20<sup>th</sup> Jan 2022 and for Q4 of FY 21-22 vide our letter dated 20<sup>th</sup> Apr 2022.

c. To conduct a safety audit and submit a compliance report within three months of the Tariff Order;

**Compliance:**

Tata Power-DDL has already complied with the guideline issued by the Hon'ble Commission. Tata Power-DDL has submitted the said report for FY 2020-21 vide letter dated 20<sup>th</sup> Apr 2022.

d. To carry out preventive maintenance as per schedule;

**Compliance:**

The preventive and condition based maintenance is being carried out as per defined Annual Maintenance Plan & Monthly maintenance schedule.

e. To submit the information in respect of Form 2.1 (a) as per revised format issued by the Commission to the utilities on monthly basis latest by 21<sup>st</sup> day of the following month;

**Compliance:**

Tata Power-DDL has submitted all the information in respect of Form 2.1 (a) as per the provided format by 21<sup>st</sup> of every month for FY 21-22.

f. To submit the annual energy audit report in respect of their network at HT level and above.

**Compliance:**

Tata Power-DDL has complied with the guideline issued by the Hon'ble Commission. The report for FY 2021-22 has been submitted on 17<sup>th</sup> May 2022.

g. To submit compliance report related to the findings of the Energy Audit conducted by the Commission within 30 days from the issuance of this Tariff Order.

**Compliance:**

The Hon'ble Commission has not shared any Energy Audit report with Tata Power-DDL in FY 2021-22.

h. To submit the Auditor's certificate in respect of Form 2.1(a) on quarterly basis within the next quarter;

**Compliance:**

Tata Power-DDL has complied with the guideline issued by the Hon'ble Commission and accordingly, has submitted the said information for Q1 of FY 21-22 vide our letter dated 7<sup>th</sup> Sep 2021, for Q2 of FY 21-22 vide our letter dated 9<sup>th</sup> Dec 2021, for Q3 of FY 21-22 vide our letter dated 24<sup>th</sup> Feb 2022 and for Q4 of FY 21-22 vide our letter dated 2<sup>nd</sup> June 2022.

i. To submit the details of network capacity as per the particulars specified for determination of O&M expenses on quarterly basis by the end of next month;

**Compliance:**

Tata Power-DDL has complied with the guideline issued by the Hon'ble Commission and submitted the said information. Accordingly, Tata Power-DDL has submitted the said information for Q1 of FY 21-22 vide our letter dated 15<sup>th</sup> July 2021, for Q2 of FY 21-22 vide our letter dated 25<sup>th</sup> Oct 2021, for Q3 of FY 21-22 vide our letter dated 31<sup>st</sup> Jan 2022 and for Q4 of FY 21-22 vide our letter dated 29<sup>th</sup> Apr 2022.

- j.** To incorporate the following information in the annual audited financial statements:-
- i. Category-wise Revenue billed and collected,
  - ii. Category-wise breakup of regulatory and pension trust surcharge billed and collected,
  - iii. Category-wise PPAC billed and collected,
  - iv. Category- wise Electricity Duty billed and collected,
  - v. Category-wise subsidy passed on to the consumers during the financial year, if any,
  - vi. Category-wise details of the surcharge billed on account of ToD,
  - vii. Category-wise details of the rebate given on account of ToD,
  - viii. Street light incentive and material charges for street light maintenance,
  - ix. Direct expenses of other business,
  - x. Revenue billed on account of Own Consumption,
  - xi. Revenue collected on account of enforcement/theft cases,

**Compliance:**

Tata Power-DDL is adhering to the guideline issued by the Hon'ble Commission.

- k.** To submit annual auditor certificate in respect of power purchase details of the previous year by 30th July of the next financial year considering normative rate of Banking Transactions as approved by the Commission. The power purchase invoices received upto April month of the next financial year but pertaining to the previous year only will be considered towards power purchase cost of the said financial year;

**Compliance:**

Tata Power-DDL is adhering to the guideline issued by the Hon'ble Commission and the same for FY 2021-22 was submitted vide our letter dated 18<sup>th</sup> July 2022.



**l.** To submit the reconciliation statement in respect of power purchase cost/Transmission cost on a quarterly basis with respective Generation/Transmission companies;

**Compliance:**

Tata Power-DDL is adhering to the guideline issued by the Hon'ble Commission and submitting the quarterly compliance reports. The said reports have been submitted vide our letters dated 19<sup>th</sup> Aug 2021 for Q1 of FY 21-22, vide our letter dated 21<sup>st</sup> Dec 2021 for Q2 of FY 21-22, vide our letter dated 11<sup>th</sup> Mar 2022 for Q3 of FY 21-22 and vide our letter dated 19<sup>th</sup> May 2022 for Q4 of FY 21-22.

**m.** To submit the status and validity of power purchase agreements on quarterly basis within 15 days of end of each quarter;

**Compliance:**

Tata Power-DDL has complied with the guideline issued by the Hon'ble Commission and submitted the said information for Q1 of FY 21-22 vide our email dated 9<sup>th</sup> July 2021, for Q2 of FY 21-22 vide our letter dated 6<sup>th</sup> Oct 2021, for Q3 of FY 21-22 vide our letter dated 13<sup>th</sup> Jan 2022 and for Q4 of FY 21-22 vide our letter dated 5<sup>th</sup> Apr 2022.

**n.** To strictly adhere to the guidelines on short-term power purchase/sale of power issued by the Commission from time to time and to take necessary steps to restrict the cost of power procured through short term contracts, except trading through Power Exchange & IDT, at Rs.5/kWh. In case the cost of power proposed to be procured exceeds the above ceiling limit, this may be brought to the notice of the Commission within 24 hours detailing the reasons or exceptional circumstances under which this has been done. In the absence of proper justification towards short term power purchase at a rate higher than the above ceiling rate (of Rs.5/kWh), the Commission reserves the right to restrict allowance of impact of such purchase on total short term power purchase not exceeding 10 Paisa/kWh during the financial year.

**Compliance:**

The same is being complied with. In case of the cost of power exceeding the ceiling limit, Hon'ble Commission is duly being informed of the same.

**o.** To raise the bills for their own consumption of all their installations including offices at zero tariff to the extent of the normative self-consumption approved by the Commission and exceeding the normative limit of self-consumption at Non-Domestic tariff for actual consumption recorded every month.

**Compliance:**

The same is being complied with as per the guideline issued by the Hon'ble Commission.

**p.** To submit the quarterly progress reports for the capital expenditure schemes being implemented within 15 days of the end of each quarter.

**Compliance:**

Tata Power-DDL is adhering to the guidelines and submitting the report.

**q.** To submit the actual details of capitalization for each quarter for the year within one month of the end of the quarter for consideration of the Commission. All information regarding capitalization of assets shall be furnished in the formats prescribed by the Commission, along with the requisite statutory clearances/certificates of the appropriate authority/Electrical Inspector, etc. as applicable.

**Compliance:**

Tata Power-DDL is complying with the guidelines by submitting details of capitalization on quarterly basis, however, a request was made vide our letter dated 29<sup>th</sup> Oct 2020 to the Hon'ble Commission to allow us a time span of 60 days after end of quarter, to submit the quarterly capitalization report.

**r.** To submit the status of installation of smart meters on quarterly basis within 15 days of end of each quarter.

**Compliance:**

Tata Power-DDL has complied with the guideline issued by the Hon'ble Commission and submitted the said information for Q1 of FY 21-22 vide our email dated 7<sup>th</sup> Jul 2021, for Q2 of

FY 21-22 vide our letter dated 13<sup>th</sup> Oct 2021, for Q3 of FY 21-22 vide our letter dated 5<sup>th</sup> Jan 2022 and for Q4 of FY 21-22 vide our letter dated 7<sup>th</sup> April 2022.

s. To submit the status of compliance of Renewable Purchase Obligation (RPO) on quarterly basis within 15 days of end of each quarter

**Compliance:**

Tata Power-DDL has complied with the guideline issued by the Hon'ble Commission and submitted the said information for Q1 of FY 21-22 vide our email dated 12<sup>th</sup> Jul 2021, Q2 of FY 21-22 vide our letter dated 12<sup>th</sup> Oct 2021, for Q3 of FY 21-22 vide our letter dated 13<sup>th</sup> Jan 2022 and for Q4 of FY 21-22 vide our letter dated 13<sup>th</sup> April 2022.

**#6.11** - Save and except the penalty as specifically provided in these directives, in all other cases, the punishment for non-compliance of directions of the Commission shall be dealt as per the Section 142 of the Electricity Act, 2003.

**Compliance:**

Tata Power-DDL shall be adhering to the guideline issued by the Hon'ble Commission.