

**BEFORE THE GUJARAT ELECTRICITY REGULATORY COMMISSION  
GANDHINAGAR**

**IA No.02 of 2023 in Petition No. 2098 of 2022.**

**In the matter of:**

**Application seeking amendment in Petition No. 2098 of 2022.**

**AND**

**Petition No. 2098 of 2022.**

**In the matter of:**

**Petition under Section 86 read with Section 63 of the Electricity Act, 2003 for approval of deviations from the Guidelines issued by Central Government for procurement of power through Tariff based Competitive Bidding Process from Grid connected Renewable Energy Sources i.e., Wind, Solar and Wind-Solar Hybrid Projects and for approval of bid documents for carrying out bidding process for procurement of power from Hybrid Power Projects having RE generation with co-located Energy Storage Systems.**

Petitioner:	Gujarat Urja Vikas Nigam Limited (GUVNL)
Represented by:	Ld. Adv. Ms. Kriti Soni along with Mr. Parthik Joshi and Mr. Amit H. Chavda
	V/s.
Objector No. 1 :	Wind Independent Power Producers Association
Represented by :	Nobody was present.
Objector No. 2 :	Apraava Energy Private Limited
Represented by :	Nobody was present.
Objector No. 3 :	Greenko Energies Private Limited
Represented by :	Nobody was present.
Objector No.4 :	ReNew Power Pvt. Ltd.
Represented by :	Nobody was present.

**CORAM:**

**Anil Mukim, Chairman  
Mehul M. Gandhi, Member  
S.R. Pandey, Member**

**Date: 11/08/2023.**

**DAILY ORDER**

1. The matter was kept for hearing on 19.06.2023.
2. Ld. Adv. Ms. Kriti Soni on behalf of the Petitioner submitted that primarily the main Petition has been filed under Section 86 read with Section 63 of the Electricity Act, 2003 for approval of deviations from the Respective Guideline issued by Centre Government for Procurement of Power through Tariff based Competitive bidding Process from Grid connected RE sources, i.e., Wind, Solar and Wind -Solar Hybrid Projects and for approval of Bid documents for carrying out bidding process for procurement of power from Hybrid Power Projects having RE generation with co-located Energy Storage Systems. Thereafter, IA No. 02 of 2023 was filed for amendments in the main Petition and sought the prayer to amend the bid documents for carrying out the procurement of power from Hybrid Power Projects having RE generation with co-located or multi located Energy Storage Systems. It is also submitted that the Petitioner has filed the amended bid documents along with the Petition which states regarding procurement of power through Tariff Based Competitive Bidding Process from Grid Connected Renewable Energy sources i.e. Wind, Solar and Wind-Solar Hybrid projects and approval of said bid documents for carrying out bidding process for procurement of power from Hybrid Power Projects having RE generation with co-located or multi located Energy Storage Systems.
3. Ld. Adv. Ms. Kriti Soni on behalf of the Petitioner submitted that compliance affidavit dated. 29.04.2023 has been filed as per the directives issued under order dated 29.03.2023 in IA No. 02 of 2023 in Petition No. 2098 of 2022. She further submitted that there are no guidelines or circulars for Renewable projects with Energy Storage System whereas the present matter is related to RE Projects with Energy Storage System. Further there were no guidelines for Energy Storage System and third-party contract with Energy Storage System as far as the procurement of power from the RE Generators with Energy Storage System project is concerned.
4. On the query raised by the Commission on the issue of amendment in the Petition as sought by the Petitioner that why the Petitioner has not incorporated the provisions in the main Petition, in reply to the same she submitted that presently vide notification dated 09.06.2023, the Ministry of Power has published the Guidelines for Tariff Based Competitive Bidding

Process for Procurement of Firm and Dispatchable Power from Grid Connected Renewable Energy Power Projects with Energy Storage Systems. Accordingly, the Petitioner wants to amend the Petition by way of incorporating relevant provisions as per the guidelines published by MoP.

5. On further query of the Commission whether any further objections received in the amendment Petition filed through an IA No. 02 of 2023, She replied that suggestion/objections received from M/s. Re-New Power Pvt. Ltd. and M/s. Greenko Energies Private Ltd. The Petitioner will file the reply against the objection/suggestion received from the above objectors.
6. We have considered the submissions of the Applicant/Petitioner. We note that apart from the deviation originally sought in main Petition, the Petitioner has filed an IA seeking amendment in the main Petition. We further note that as per the Directives of the Commission, vide Order dated 29.03.2023 the Applicant/Petitioner has published the public notice on 11.04.2023 in one English and One Gujarati newspaper having wide circulation and submitted the compliance affidavit. Further, the Petitioner has also uploaded the public notice IA No. 02 of 2023 in Petition No. 2098 of 2022 along with RfS and draft PPA documents on its website for inviting the comments/suggestions.
7. We note that the Petitioner has submitted that there is new Notification dated 09.06.2023 issued by Ministry of Power regarding guidelines for tariff based competitive bidding process for procurement of firm and dispatchable power from grid connected RE power project with Energy Storage System. The Petitioner sought the amendment in the main Petition to incorporate the relevant provisions as per the aforesaid guidelines published by the MoP into the draft RfS and tender document. We also note that there were not any such guidelines for procurement of power from Hybrid projects of RE generators with Energy Storage System. In view of the guidelines published by the Ministry of Power vide Notification dated 09.06.2023 and the Petitioner has sought amendment in the main Petition for incorporating the relevant provisions in the tender documents for the procurement of power from the Hybrid project of RE generators with Energy Storage System. Hence, it requires public participation as the said guidelines will amend the RfS as well as the tender document. Accordingly, the Petitioner is directed to issue revise RfS and tender document incorporating the relevant provisions of guidelines for tariff based competitive bidding process for procurement of firm and dispatchable power from grid connected RE power project with Energy Storage System.

8. We also note that the Petitioner desires to file an IA seeking permission of the Commission for amending present Petition for approval of further deviations as may be required for which two weeks' time is sought. Let the same be appropriately filed through an application as per Regulations, with a copy to the Objectors. The Objectors are also at liberty to file their submissions, if any, to such application, within a week time from receipt of same, with a copy to the Petitioner to which the Petitioner is at liberty to file its rejoinder reply.
9. The next date of hearing would be intimated separately.
10. We order accordingly.

**Sd/-**  
**[S.R. Pandey]**  
**Member**

**Sd/-**  
**[MEHUL M. GANDHI]**  
**Member**

**Sd/-**  
**[Anil Mukim]**  
**Chairman**

Place: Gandhinagar.  
Date: 11/08/2023.

