



DAMODAR VALLEY CORPORATION
COMMERCIAL DEPARTMENT
DVC TOWERS: V I P ROAD
KOLKATA: 700 054

Tel. No: 033-2355-7931/6041

FAX: 033-2355-2129

NOTICE

BSES-Yamuna Power Ltd. , power distribution company in Delhi has defaulted in paying power supply bill of Damodar Valley Corporation (DVC) for an amount of **Rs. 924.85 Crore** which is due over 60 days from the date of billing .

Due to the above reasons DVC is constrained to regulate (disconnect the power supply) the full quantum of allocated power of M/s BYPL from **00: 00 hrs on 7.12.2017** in terms of PPA and CERC Regulation as detailed below:

U# 6 of Mejia Thermal Power Station	: 25.4 MW (25.4% of 40% of 250 MW)
U# 7&8 of Chandrapura Thermal Power Station	: 76.2 MW (25.4% of 60% of 500 MW)
U#7 of Mejia Thermal Power Station	: 111.125 MW (25.4% of 87.5 % of 500 MW)

TOTAL : 212.725 MW

15 days notice has already been served to BYPL vide letter no. Coml/Export/BYPL/2017-18/2667 dated 22.11.2017 for suspension of full quantum of allocated power to BYPL against default in payment for more than 60 days.

Copy of the aforesaid letter has been forwarded to all concerned i.e. Ministry of Power , Principal Secretary(Power)-NCT of Delhi, DTL, CERC,DERC, NRPC,ERPC,NRLDC,ERLDC.

Inconvenience which is likely to be caused to the general public is attributable to the default of M/s BYPL for which DVC is no way responsible.

Issued at the public interest
by

DVC ,Commercial Department



DAMODAR VALLEY CORPORATION
COMMERCIAL DEPARTMENT
DVC TOWERS: VIP ROAD
KOLKATA-700054.

Tel. No: 033-2355-7931/6041
FAX: 033-2355-2129
Date: 22.11.2017

No. Coml./Export/BYPL/2017-18/2667

To
The Vice President
BSES Yamuna Power Ltd.
2nd Floor, B- Block, Shakti Kiran Building,
Karkardooma, New Delhi-110092,
(FAX NO: 011-39992076)

Attn: Mr. Sunil Kakkar

Sub: Notice for Regulation of Power to M/S BYPL due to default in payment to the tune of
Rs. 924.85 Crs.

In terms of Power Purchase Agreement (PPA) dated 24.08.20006 with Delhi Transco Limited
(DTL) and accepted by BSES Yamuna Power Limited (BYPL) vide letter dated 11.04.2017 and as
per provisions of the CERC (Regulation of power Supply) Regulations, 2010 (as amended)

- Ref: 1. Our letter no. Coml./Export (BYPL)/2017-18/2274 dated 18.10.2017.
2. Meeting on 07.11.2017 at DVC Office, New Delhi.
3. Meeting held on 22.11.2017 at DVC Towers, Kolkata.

Dear Sir,

This is in reference to our letter dated 18.10.2017 and subsequent meeting with you on 07/11/2017 at DVC Office, Delhi, and 22.11.17 at DVC Towers, Kolkata wherein BYPL has failed to give commitment towards liquidation of outstanding dues by paying the installment amount @ Rs. 100 Crores/month as requested for by DVC vide letter dated 18.10.2017.

1. It may please be noted that despite various reminders sent by DVC, BYPL have failed to liquidate the outstanding dues till date and as such the DVC having no other alternative but to regulate the supply of power to BYPL. It may not be out of place to mention that DVC had earlier regulated supply of power to BYPL from 9.10.2013 to 30.04.2015 and same was lifted on the assurance given by BYPL to DVC that the outstanding dues would be cleared soon as loan of amounting Rs. 11,000.00 crores from PFC led Syndication is already under process..
2. As on 11.01.2017 a joint reconciliation took place between DVC and BYPL. According to reconciled statement signed by both the parties, total dues including Late Payment Surcharge upto 11.01.2017 worked out to be **Rs. 916,69,77,042/-** which becomes to the tune of **Rs. 924.85 crores** as on 30.09.2017 considering accrued LPSC upto 30.09.2017 (**Relevant statement attached as ANN-I & ANN-II**)
The above piled up outstanding amount is badly affecting DVC's working capital. As a result, DVC is not in a position to liquidate its liability mainly towards coal payment which in turn affecting the generation of thermal power stations of DVC.
3. Total dues of BYPL has accumulated to the tune of **Rs. 924.85 crores** as on 30.09.2017, but BYPL have no intention to pay the said amount. DVC is facing acute financial crunch due to non-payment of outstanding dues by BYPL. It would not be out of place to mention that DVC is facing an alarming situation due to nonpayment of the outstanding bills of coal, oil bills, debt service, schedule loan

payment for new projects. Accordingly, a number of requests have been made on behalf of DVC to BYPL for early and immediate payment of the outstanding dues to enable the Corporation to tide over the financial crisis.

4. In view of above, DVC shall have the right to regulate full quantum of allocated power of BYPL in terms of **Cl.5.10** of Power Purchase Agreement (PPA) and as per provisions of the CERC (Regulation of power Supply) Regulations, 2010 from the following Stations:

Unit # 6 of Mejia Thermal Power Station: 25.4 MW (25.4 % of 40% of 250 MW)

Unit # 7 & 8 of Chandrapura Thermal Power Station: 76.2 MW (25.4 % of 60% of 500 MW)

Unit # 7 of Mejia Thermal Power Station: 111.125 MW (25.4 % of 87.5% of 500 MW)

TOTAL : 212.725 MW

5. The suspension of power shall be effective after 15 days from the date of issuance of this letter in terms of **Cl. 8 of PPA**. Regarding diversion/absorption of regulated share, if any response from the constituents is received, the same will be communicated to RLDC. As per requirement of CERC (Regulation of power Supply) Regulations, 2010 DVC is also posting Regulation Notice on DVC website [http:// www.dvc.gov.in](http://www.dvc.gov.in).
6. The proposed regulation of power would be implemented w.e.f 00:00 hrs of 07.12.2017 as per PPA and CERC Regulation. Further, in terms of **Cl.5.10** of PPA, the capacity charges in proportion to the allocation of power shall continue to be borne by BYPL till the power is reallocated to other beneficiaries and also in terms of **5.11** of PPA in case of default in payment beyond a period of 90 days from the presentation of the bills DVC shall have the right to allocate the power to other beneficiaries. A copy is being sent to SLDC, DVC Howrah to prepare implementation plan for regulation of power supply to M/S BYPL & implement the same as per procedure laid down by CERC (Regulation of power Supply) Regulations, 2010 and list of constituents who would avail the regulated power would be given to ERLDC within a week time.

Encl. As stated

Yours faithfully,


Executive Director (Commercial)

Copy to:

1. Additional Secretary, MOP, GOI, Shram Shakti Bhawan, Rafi Marg, New Delhi-110001.
2. Principal Secretary (Power), Govt. of National Capital Territory of Delhi, 8th Floor, I.P. Estate, "A" Wing, New Delhi-110002.
3. Member (PS) CEA, Sewa Bhawan, R.K. Puram, New Delhi-110066.
4. Director (Thermal), MOP, GOI, Shram Shakti Bhawan, Rafi Marg, New Delhi-110001.
5. Director (OM), MOP, GOI, Shram Shakti Bhawan, Rafi Marg, New Delhi-110001.
6. Secretary, Central Electricity Regulatory Commission, Janpath, New Delhi - 110017.
7. Executive Director (Engg/Tariff), DERC, Vinayak Bhawan, C-Block, Shivalik, Malaviya Nagar, New Delhi-110017.
8. Executive Director (SLDC), State Load Despatch Centre, Delhi Transco Limited, 33 kV Grid Sub-Station Building, Minto Road, New Delhi-110002.
9. Member Secretary (NRPC), I&A 5 JSS Marg, Katwaria Sarai, New Delhi-110016.
10. Member Secretary (ERPC), 14, Golf Club Road, Tollygunj, Kolkata-700033.
11. The General Manager (ERLDC), 14, Golf Club Road, Tollygunj, Kolkata-700033.
12. The General Manager (NRLDC), 18A, Shaheed JSS Marg, Katwaria Sarai, New Delhi-110016-----**For necessary compliance as per CERC Regulation.**
13. The General Manager (Commercial), Delhi Transco Limited, 33 kV Grid Sub-Station, I.P. State, New Delhi-110002.
14. The Chief Executive Officer, BSES Yamuna Power Ltd., 2nd Floor, B-Block Shakti Kiran, Building, Karkardooma, New Delhi-110092.