

TAMIL NADU ELECTRICITY CONSUMERS' ASSOCIATION
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TECA: 2018-19/SEC/ 028
April 28, 2018

To

All Members

Dear Sir,

Sub: Tamil Nadu Government Order to curtail Open Access for below less than 1 MW requirement-

Ref: Our Circular No. 26 dtd 19.04.2018 and Circular No. 27 dtd. 25.04.2018

Further to the subject cited above we wish to inform our members, that TASMA and individual members like OPG power had filed a Writ Petition challenging the GO issued by Tamil Nadu Government before Hon'ble High Court. This petitions came before the Hon'ble Justice Mr.T.Raja. After hearing all the pleadings and submissions, the Hon'ble High Court has ordered **Status Quo** till the disposal of the Writ Petition.

We will inform the detailed report after receipt of this order. Since the High Court is closing for vacation from 29.04.2018 onwards. the order copy may be delayed.

At the same time TECA had sent a circular No. 27 dtd 25.04.2018 to send the Open Access details. Very few members have responded and sent these details. After receipt of this details and copy of High Court Order TECA will take necessary action.

TECA is in close watch of the situation and will keep all members updated regarding this issue.

Please note that, While talking with our Advocate he is not sure whether High Court will Grant stay only for Petitioners. As such we have to file writ petition separately.

Due to the order of **Status Quo**, the following objectives are achieved.

- a) The NOCs, approvals and agreements should not be refused for less than 1 MW requirement by the SEs / SLDC.
- b) Captive consumption of wind power cannot be restricted for the WEGs of less than 1 MW capacity
- c) The Government, the TNERC, the TANGEDCO and the SLDC being the respondents in the above writ petition are not permitted to proceed further.

Hence, all members requiring the NOC for less than 1 MW requirement can approach the SEs and can execute the agreement after the approval of SLDC. Likewise, as there is no bother with respect to consumption of captive power from less than 1 MW capacity,

members who have WEGs of less than 1 MW capacity can continue to consume the wind power as such as it was being done before the issuance of the GO.

With Warm Regards,

N. Pradeep
Secretary