TECA: 2015/2016/SD/78
19th November 2016

CIRCULAR

To

ALL MEMBERS,

Dear Sir,

As you may be aware Government of Tamil Nadu had come out with the Tamil Nadu Solar Energy Policy 2012 vide GO (Ms) No. 121 on 19.10.2012. Based on the policy TNERC had passed an Order No.1 of 2013 dated 07.03.2013 that all HT consumers were obligated to consume 6% of their consumption from Solar energy. The consumers were permitted to generate captive Solar Power in Tamil Nadu equivalent to their SPO or buy equivalent Solar Power from other third party developers in Tamil Nadu or purchase the same from TANGEDCO at Solar Tariff or meet the obligation through purchase of RECs as prescribed in the Tamil Nadu Solar Energy policy 2012. If any of the obligated consumers did not comply with the SPO they should pay an amount equivalent to the "Forbearance Price" of the Solar REC to the administrator and in turn the administrator shall purchase REC for the amount collected from the obligated consumers.

TECA challenged this Order and filed Appeal No.92 of 2013 before Appellate Tribunal for Electricity (APTEL). APTEL set aside the order of TNERC, vide order dated 21.01.2014. Hence HT Consumers and LT Commercial consumers were relieved from Solar Purchase Obligation.

Against this order of APTEL, the TANGEDCO has filed a Civil Appeal No.7945 & 7946 before Supreme Court. When this matter came finally for hearing on 16/11/2016, this appeal was dismissed by the Hon'ble court. We are enclosing herewith the Supreme Court Order for your reference.

Hence as per the APTEL order, no SPO obligation will be applicable to any HT consumers / LT commercial consumer in Tamil Nadu based on the Solar Energy Policy 2012 or the TNERC.

This is for the information of our members.

With Warm Regards,

K. Ilango
Secretary