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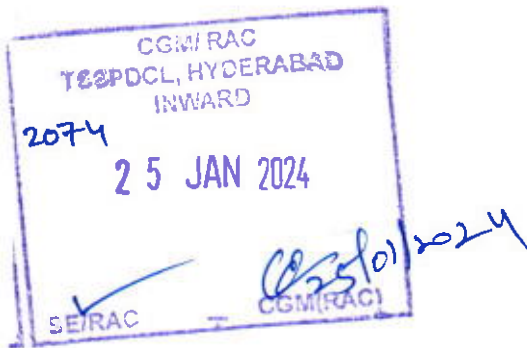
Subject: Objections on Additional Surcharge for 2024 - 2025 H1
From: kogantinaveen@eenadu.net
Date: Wed, January 24, 2024 3:43 pm
To: secy@tserc.gov.in
Cc: "gsrinivas" <gsrinivas@eenadu.net>
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Dear Sir,

Please find our attached objections on Additional Surcharge for 2024 to 2025 H1.

regards

K NAVEEN
 Engineer - Electrical
 Ushodaya Enterprises Pvt Ltd
 Eenadu Corporate Office,
 Ramoji Film City,
 Anajpur Village, R R Dist
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Ushodaya Enterprises Private Limited

Eenadu Corporate Office, Ramoji Film City, Anajpur Village,
R.R. Dist - 501 512. Telangana State, Ph: 040-2223 2223, Fax : 040-2223 2225



Date:24-01-2024

The Secretary,
TSERC, 5th Floor, 11-4-660,
Singareni Bhavan, Red Hills,
Hyderabad-500004

Dear Sir,

Sub: Submission of comments, objections and suggestions on the proposals of TSSPDCL in the matter of Determination of Additional Surcharge (AS) to be levied for the H1 of FY 2024-25 (OP No.15 of 2023) –Reg.

- Ref:** (1) O.P. No. 23 of 2020 Dated 18.09.2020
(2) Electricity (Promoting Renewable Energy Through Green Energy Open Access) Rules, 2022, Dated:06.06.2022
(3) Telangana Solar Open Access Developers Association Submission of comments, objections and suggestions on the proposals of TSSPDCL & TSNPDCL in the matter of determination of Additional Surcharge (AS) to be levied on Open Access (OA) users for the 2nd half (H2) of FY2022-23, Dated:08.08.2022
(4) O.P. No. 55 & 56 of 2022, Dated: 27.09.2022
(5) Public notice inviting comments, objections and suggestions in OP No.75 of 2022 & OP No.76 of 2022

We humbly submit the following objections / representations in respect of the above subject:

At the outset, we submit that the basis for levying additional surcharge, for which the Discoms relied on "Audited Data", is not publicly available and therefore, the whole exercise is not transparent. We humbly request the Hon'ble Commission to direct the Discoms to share the said data for our better understanding. We also request the Hon'ble Commission to allow us further representation based on the additional data, once it is provided to us.

- Vide ref (2) cited**, Central Government made Electricity (Promoting Renewable Energy through Green Energy Open Access) Rules, 2022 in exercise of the powers conferred by sub-section (1) read with clause (z) of sub-section (2) of section 176 of the Electricity Act, 2003 (Act 36 of 2003). Rule 5(1) of the said rules stipulates that "appropriate Commission may, if necessary, amend the relevant regulations made by it and such regulations shall be consistent with these rules"
- While the said Electricity Rules were published in The Gazette of India on 06.06.2022 duly exempting renewable / solar consumers from levy of additional surcharge (AS), DISCOMs have been levying AS on consumers consuming electricity from such green sources on the pretext that they are awaiting Hon'ble commission orders.
- Vide ref (4) cited**, commission expressed following view:
"The Commission takes note of the submission of the stake holder on the applicability of ASS on Green Energy Open Access Consumers as per the Electricity (Promoting Renewable Energy through Green Energy Open Access) Rules, 2022. in terms of Rule 5(1) of the said Rules, 2022 the Commission is in the process of amending the relevant regulations"


 2..

We humbly submit that the inordinate delay in initiating necessary amendments to the regulations, in line with the Central Government Rules, is resulting in heavy burden to the renewable energy producers.

4. **Vide ref (5) cited**, we have further requested your good office to expedite the process as delays in making amendments would cause Irreparable damage to the green generators and further adding up to existing litigations with DISCOMs.
5. We submit that the very concept of open access for green energy developers is sought to be altered or diluted subsequently in the form of amendments by levying additional banking charges, restrictions on usage, limiting the banking to one month etc, thereby defeating the very objective of promoting renewable energy.
6. All the infrastructure for setting up solar power plant including the transmission lines to the pooling substation, installation of ABT Meters, SCADA and other maintenance facilities at the location, are set up at a huge cost by ourselves, by borrowing loans from Banks.
7. We are already paying wheeling charges, cross subsidy charges, additional surcharge etc. after incurring transmission and Wheeling losses. The whole exercise of imposing additional surcharge is a complete disincentive to green energy producers, at a time when electricity demand / consumption is picking up and the country is moving ahead to implement global commitments to reduce carbon footprint.
8. TS DISCOMS have made proposals for levy of ASS for H1 of FY 2024-25 without any exemption to Solar Green Projects, contrary with Electricity Rules'2022, dated 06-06-2022.
9. Moreover, without prejudice to the above, the whole change in methodology by TS Discom is arbitrary and is an exercise of profit making at the cost of renewable energy producers.
10. Therefore, we request this Hon'ble commission to pass orders exempting solar projects in this current O.P., till the time the commission amends relevant regulations.
11. We further request you to give us an opportunity to present oral arguments before the Hon'ble Commission.

Contact Person: Mr. K Naveen
Mob. No. : 8008422446
Email ID – kogantinaveen@eenadu.net

Thanking you,

Yours faithfully,


Authorised Signatory



CC to: 1) The CGM (Commi & RAC) , TSSPDCL, Hyderabad