

**KERALA STATE ELECTRICITY REGULATORY COMMISSION
THIRUVANANTHAPURAM**

**Present : Sri. T. M. Manoharan, Chairman
Sri. K. Vikraman Nair, Member
Sri. S. Venugopal, Member**

Petition No. O.P. 36 of 2015

**In the matter of approval of PPA to be entered into by Technopark with K.S.E.B.Ltd. for
1.6 MVA power at 110 kV to Technopark Phase V (Kollam-IT Park) for a period of 1 year**

Petitioner : The Chief Executive Officer,
Technopark,
Thiruvananthapuram
Respondent : M/s. K.S.E.B.Ltd. , Tvp

Order dated 14 -12-2015

1. The Chief Executive Officer, Technopark, Thiruvananthapuram has filed a petition before the Commission on 01-10-2015, seeking approval of the draft Power Purchase Agreement (PPA) to be entered into with K.S.E.B.Ltd., for availing power to the extent of 1600 kVA for a period of 1 year from the date of signing the agreement, for the Kollam IT Park campus of Technopark Phase V.

Background

2. Kerala State Electricity Regulatory Commission, vide notification no. KSERC/II/LP-7/2008 dated 11-01-2010, had granted licence to M/s. Technopark, having registered office at Thiruvananthapuram for distribution of electricity inside the notified area at Technopark Phase I,II,III, Technocity (Phase IV) and Kollam IT Park (Phase V).
3. M/s. Technopark desires to meet the entire power requirement of Kollam IT park by procuring power from K S E B Ltd. It is reported that, K S E B Ltd, had

given in principle approval to provide 6 MVA power to Kollam IT- park. Since the 1st phase of the IT building of Kollam IT Park alone is completed and occupancy is low, Technopark require a contract demand of 1600 kVA only at present. Both the parties have reached a consensus on the matter and agreed to enter into PPA for the allocation of power to the extent of 1600 kVA for a period of one year from date of signing the agreement.

4. Accordingly, the Chief Executive Officer, Technopark, Thiruvananthapuram vide the petition dated 01-10-2015 had submitted the draft Power Purchase Agreement (PPA) to be entered into with K.S.E.B.Ltd., for availing power to the extent of 1600 kVA for a period of 1 year from the date of signing the agreement, for the Kollam IT park campus of Technopark Phase V. The terms and conditions of the draft PPA are accepted by both the parties and duly initialled by them.

Analysis and Decision of the Commission

5. The Commission has scrutinised the draft PPA and decided to approve the same with the following modifications/ changes.
 - (i) Article 1.1.2 “with the approval of the Commission” may be added at the end of the line.
 - (ii) Article 1.1.8 The definition of Grid Code may be modified as “Grid Code: means Kerala State Electricity Grid Code 2005 as amended and revised from time to time”.
 - (iii) Article 2.2 “with the approval of the Commission” may be added at the end of the line.
 - (iv) Article 5.6 “as amended or revised from time to time” may be added at the end.
 - (v) Article 8.4 reference to kWh is not necessary. Hence may be deleted.
 - (vi) Article 11 The clause on Dispute resolution may be modified as follows:
“ All differences or disputes between the parties arising out of or in connection with this Agreement shall be mutually discussed and amicably resolved within 90 days. In the event that the parties are unable to resolve any dispute, controversy or claim relating to or

arising under this Agreement, as stated above, the same shall be referred to the Commission.”

- (vii) KSEB and Board are to be replaced with K S E B Ltd., wherever it appears in the agreement.

Orders of the Commission:

6. The draft PPA submitted by the Petitioner M/s Technopark, duly initialled by both the petitioner M/s Technopark and the respondent K S E B Ltd is hereby approved with modifications as given under paragraph 5 above.
7. This agreement shall remain valid for a period of 1 year from the date of signing the agreement.
8. A copy of the PPA entered between the parties shall be submitted to the Commission for records.
9. Petition is disposed of accordingly.

Sd/-

K. Vikraman Nair
Member

Sd/-

S. Venugopal
Member

Sd/-

T.M.Manoharan
Chairman

Approved for issue

Sd/-

Secretary