



ABSTRACT

ENERGY – Coastal Thermal Power Generation by Merchant Power Plants in Tamil Nadu – Policy reviewed – Facilitation letters issued to the ten Merchant Power Plant companies – Cancelled – Orders – Issued.

ENERGY (A1) DEPARTMENT

G.O.Ms.No.97

Dated:24-11-2009

Read

1. Letter (Ms) No.83, Energy (A1) Department, dated: 10-9-2007
2. Letter (Ms) No.84, Energy (A1) Department, dated: 10-9-2007
3. Letter (Ms) No.85, Energy (A1) Department, dated: 10-9-2007
4. Letter (Ms) No.86, Energy (A1) Department, dated: 10-9-2007
5. Letter (Ms) No.120, Energy (A1) Department, dated: 10-12-2007
6. Letter (Ms) No.121, Energy (A1) Department, dated: 10-12-2007
7. Letter (Ms) No.122, Energy (A1) Department, dated: 10-12-2007
8. Letter (Ms) No.123, Energy (A1) Department, dated: 10-12-2007
9. Letter (Ms) No.124, Energy (A1) Department, dated: 10-12-2007
10. Letter (Ms) No.131, Energy (A1) Department, dated: 28-12-2007
& Letter (Ms) No.134, Energy (A1) Department, dated: 5.12.2008

Read also:

11. Letter (Ms) No.13, Energy (A1) Department, dated: 29-2-2008

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ORDER:

In the Government Letter (Ms) 1st to 10th read above, Letters of Facilitation were issued for setting up of Coastal Thermal Power Generation Plants by Merchant Power Plant Promoters in Tamil Nadu with some conditions for the following ten companies:

- i) UDI Infrastructure Private Limited, New Delhi
(2000 MW at Cuddalore).
- ii) M/s.Tridem Port and Power Company Limited, Chennai
(2000 MW at Nagapattinam).
- iii) M/s.Coastal Energen Private Limited, Chennai
(1000 MW at Tuticorin).
- iv) M/s.Sri City Infrastructure Development Private Limited, Chennai
(1000 MW at Tuticorin)

- v) M/s.Apollo Infrastructure Projects Finance Company Private Limited, Chennai. (2000 MW at Marakkanam)
- vi) M/s.Ind-Bharat Power Infra Private Limited, Hyderabad. (1320 MW at Manapad)
- vii) M/s.Infrastructure Leasing and Financial Services Limited, Mumbai.(4000 MW at Cuddalore)
- viii) M/s.PEL Power Private Limited, Mumbai. (1320 MW at Nagapattinam)
- ix) M/s.NSL Power and Infratech Limited, Secunderabad. (1500 MW at Marakkanam)
- x) M/s.SRM Energy Private Limited, Gurgaon. (2000 MW at Cuddalore)

2. Some of the promoters had requested for amending some of the conditions contained in the above letters of facilitation. Accordingly, orders were issued modifying a few of the conditions contained in the letter of facilitation.

3. 8 of the 10 companies, which received the facilitation letters, filed petitions in the TNERC objecting to certain conditions. The Tamil Nadu Electricity Regulatory Commission held that certain conditions were ultravires of sections 7, 10,32, 62 and 86 of The Electricity Act, 2003. The Tamil Nadu Electricity Regulatory Commission has also observed in its recent orders on the merchant power plants that section 7 of The Electricity Act, 2003 dispenses with the need for issue of licence for power projects.

4. The Government reviewed the Policy of Coastal Thermal Power Generation by Merchant Power Plants in Tamil Nadu and decided that the letters of facilitation issued earlier to the ten Companies be cancelled and the Tamil Nadu Electricity Board shall deal with proposals from private sector power project promoters under the provisions of The Electricity Act, 2003 on applications for grid connectivity and other technical issues. The guidelines evolved by the Tamil Nadu Electricity Board shall be publicised.

5. The Government after careful examination, order that the letters of facilitation issued to the 10 (Ten) companies as mentioned in para 1 above are cancelled. The Government also order the subsequent orders issued by Government consequent on the letters of facilitation issued already referred in the Government Orders 1 to 10 read above are also cancelled.

6. The Government further order that the Tamil Nadu Electricity Board shall deal with proposals from private sector power projects promoters under the provisions of The Electricity Act, 2003 on applications for grid connectivity and other technical issues.

7. The Chairman, Tamil Nadu Electricity Board is also directed to evolve guidelines and to publish them in this regard.

(BY ORDER OF THE GOVERNOR)

P.W.C. DAVIDAR,
SECRETARY TO GOVERNMENT

To

The Chairman, Tamil Nadu Electricity Board, Chennai-2
M/s.UDI Infrastructure Pvt. Ltd., C-4, Ground Floor,
Old ELF Colony, Near Sector 14, Gurgaon-122 001, Haryana, India
M/s.Tridem Port & Power Company Pvt., Ltd.,
5th Floor, Arjay Apex Centre, 24, College Road, Chennai-6
M/s. Coastal Energen Pvt., Ltd., No.5, Moore Road, Chennai-6
M/s.Sri City Infrastructure Pvt. Ltd.,, 85.Kutcheri Road, Mylapore,
Chennai-4

M/s.Apollo Infrastructure Projects Finance Company Pvt. Ltd.,
All Towers, 22,Greams Road, Chennai-600 006.

M/s.Ind-Bharat Power Infra Private Limited,
Plot No.30A, Road No.1, Film Nagar, Jubilee Hills,
Hyderabad-500 033.

M/s.Infrastructure Leasing and Financial Services Limited(IL & FS),
The IL&FS Financial Centre,
Bandra Kurla Complex, Bandra East,Mumbai-400 051.

M/s.PEL Power Private Limited, S.V.Road, P.S.No.8357,
Jogeshwari (West), Mumbai-400 102..

M/s.NSL Power and Infratech Limited, 7C, Surya Tower, S.P.Road,
Secunderabad-500 003.

M/s.SRM Energy Private Limited,
326, Udyog Vihar, Phase IV, Gurgaon-122 016, Haryana.

The Secretary, Ministry of Coal, Government of India, New Delhi.

The Secretary, Tamil Nadu Electricity Regulatory Commission,
No.19-A, Rukmini Lakshmipathy Salai, Egmore, Chennai-8

Copy to:

The Secretary to Hon'ble Chief Minister, Chennai-9

The Principal Secretary to Government, Finance Department, Chennai-9

The Principal Secretary to Government, Environment and Forest
Department, Chennai-9

The Principal Secretary to Government, Highways and Minor Port
Department, Chennai-9

The Vice-Chairman, and Chief Executive Officer, Tamil Nadu Maritime Board,

Vairam Complex, 2nd Floor, Pandya Bazar, T.Nagar, Chennai-17

The Special Personal Assistant to Hon'ble Minister (Electricity), Chennai-9

The Private Secretary to Chief Secretary, Chennai-9

The Private Secretary to Secretary, Energy Department, Chennai

The Finance Department, Chennai-9

The Environment & Forest, Department, Chennai-9

The Highways and Minor Port Department, Chennai-9.

Sf/Scs.

//Forwarded::By Order//

SECTION OFFICER