

**CENTRAL ELECTRICITY REGULATORY COMMISSION
NEW DELHI**

Petition No. 230/2010 (Suo Motu)

Coram:

Shri Gireesh B. Pradhan, Chairperson

Shri V.S. Verma, Member

Shri M. Deena Dayalan, Member

Shri A.K.Singhal, Member

Date of Order: 5.2.2014

IN THE MATTER OF

Determination of Fee and Charges payable under Regulation 11 of the Central Electricity Regulatory Commission (Terms and Conditions for Recognition and Issuance of Renewable Energy Certificate for Renewable Energy Generation) Regulations, 2010.

ORDER

The Commission notified the Central Electricity Regulatory Commission has notified (Terms and Conditions for Recognition and Issuance of Renewable Energy Certificate for Renewable Energy Generation) Regulations, 2010 (hereinafter referred to as 'REC Regulations') on 18.1.2010. By virtue of clause (1) of the Regulation 3 of the REC Regulations, this Commission has nominated the National Load Despatch Centre as the Central Agency to perform the functions under clause (2).

2. Regulation 3 (2) of the REC Regulations provides functions of the Central Agency as under:

- (i) Registration of eligible entities,
- (ii) Issuance of certificates,
- (iii) Maintaining and settling accounts in respect of certificates,
- (iv) Repository of transactions in certificates, and



- (v) Such other function incidental to the implementation of Renewable Energy Certificate Mechanism as may be assigned by the Commission.

3. Regulation 11 of the REC Regulations empowers the Commission to determine by order, based on the proposal in this regard from the Central Agency, the fees and charges payable by the eligible entities for participation in the scheme for, registration, eligibility of certificates, issuance of certificates, and other matters connected therewith. The relevant portion of the REC Regulations is extracted as under:

"11. FEES and CHARGES

(1) The Commission may from time to time, based on the proposal in this regard from the Central Agency, determine, by order, the fees and charges payable by the eligible entities for participation in the scheme for registration, eligibility of certificates, issuance of certificates and other matters connected therewith.

(2) The fees and charges payable under these regulations may include onetime registration fee and charges, annual fee and charges, the transaction fee and charges for issue of certificate and charges for dealing in the certificate in accordance with these regulations, as the Commission may consider appropriate.

(3) The fees and charges paid by the eligible entities shall be collected by the Central Agency and utilised for the purpose of meeting the cost and expense towards the remuneration payable to the compliance auditors, the officers, employees, consultants and representatives engaged to perform the functions under these regulations."

4. In accordance with the said provisions, the fee and charges payable by the Eligible Entities to participate in the REC Mechanism include:

- a) One-time Registration fee and charges,
- b) Annual fee and charges,
- c) Transaction fee and charges for issue of certificate and

d) Charges for dealing in the certificate

5. In accordance with the said regulations, the Commission vide its order dated 21.9.2010 in Suo Motu Petition No. 230/2010 determined fees and charges for registration and issuance of RECs being levied by the Central Agency as under.

"FEES AND CHARGES FOR REGISTRATION

Particulars	Amount in Rs.
Processing Fees (One Time)	1,000
Registration Charges (One Time upon Registration)	5,000
Annual Charges	1,000
Revalidation Charges at the end of 5 years	5,000

FEES FOR ISSUANCE OF REC TO THE ELIGIBLE ENTITY

Particulars	Amount in Rs.
Fees per Certificate	10

6. The above referred fees and charges determined by the Commission were valid till the 31.3.2013. The relevant portion of the said order dated 21.9.2010 is extracted as under:

"28. Applicability of the Order

(i) *The fee and charges determined through this order shall be payable by the eligible entities participating in the REC Mechanism.*

(ii) *The Control Period or Review Period of the fee and charges determined through this Order shall be of three years of which the first year shall be the period from the date of publishing of this Order to March 31, 201."*

7. The Central Agency vide its letter dated 22.3.2013 had requested the Commission to continue the fees and charges as specified under REC mechanism

vide order dated 21.9.2010 in Petition No. 230/2010 after the current control period ending on 31.3.2013. The Commission vide its order dated 22.4.2013 in Petition No. 67/2013 extended validity of the Commission's order dated 21.9.2010 till 30.9.2013. The Commission in the said order dated 22.4.2013 directed the Central Agency to furnish the detailed proposal for fees and charges accompanied by audited accounts for the years 2010-11, 2011-12 and 2012-13 by 31.5.2013. The Central Agency vide its letter dated 12.8.2013 has submitted the necessary details.

8. After scrutiny of the Audited REC Accounts of the Central Agency, we specify the fees and charges for registration and issuance of certificates as under:

(a) The existing fees and charges for registration and issuance of certificates shall be continued till 31.3.2014.

(b) The fees and charges other than those for issuance of certificates shall be continued as they are at present, even beyond 31.3.2014 until further orders.

(c) Fees for issuance of certificate shall be reduced from the present level of ₹10 per certificate to ₹4 per certificate for a period of one year with effect from 1.4.2014.

Sd/-

sd/-

sd/-

sd/-

(A.K.Singhal)
Member

(M. Deena Dayalan)
Member

(V.S. Verma)
Member

(Gireesh B. Pradhan)
Chairperson

