

**KERALA STATE ELECTRICITY REGULATORY COMMISSION
THIRUVANANTHAPURAM**

Present : Shri. R. Preman Dinaraj, Chairman
Adv. A J Wilson, Member

OP No.33 /2022

In the matter of : Condonation of delay in filing the petition for approval of
ARR&ERC for the Control Period from 2022-23 to 2026-27

Petitioner : M/s Electronics Technology Parks- Kerala (Technopark)

Order dated 26-05-2022

1. Instant petition is for condoning the delay in filing the petition for approval of ARR&ERC for the Control Period from 2022-23 to 2026-27 by M/s Electronics Technology Parks- Kerala (Technopark), hereinafter referred to as the licensee or the petitioner. As per Regulation 10(1)(i) of the KSERC (Terms and Conditions for Determination of Tariff) Regulations 2021, the petition for approval of Aggregate Revenue Requirement and Determination of Tariff separately for each year of the Control Period, is to be filed by the licensee on or before the Thirty first day of December 2021. M/s Electronics Technology Parks- Kerala has filed petition for approval of ARR&ERC for the control period 2022-23 to 2026-27 vide letter dated 17-05-2022, which was received on 23-05-2022 in the Office of the Commission. Since there was a delay in filing the petition, M/s. Electronics Technology Parks- Kerala has filed the petition for condonation of delay along with prescribed fees of Rs.10,000/-
2. M/s Electronics Technology Parks- Kerala, in their petition stated that, they have filed the petition for ARR & ERC for the MYT Control Period starting from 2022-23 to 2026-27 as per the provisions of KSERC (Terms and Conditions of Determination of Tariff) Regulations 2021.
3. The licensee submitted that the petition in the matter of approval of ARR and ERC for the Control Period from FY 2022-23 to FY 2026-27 was delayed due to the following reasons:
 - a) Detailed planning and study was required to estimate and projection of various controlling parameters like energy Consumption, Revenue from sale

of power, Power Purchase Expenditure, R&M expenditures and Capital nature Investments for a Control Period of five years starting from 2022-23 to 2026-27. Since Technopark is engaging only the very minimal office staff to carry out the distribution business functions so as to minimize the overall cost, these activities have been delayed.

- b) The data provided in the ARR-ERC forms have been checked and verified by Technopark and Technopark Consultant. Hence an administrative delay has been occurred in finalising the data and thereby preparation of final petition.
 - c) Due to the managerial employees of Technopark, who are concerned about these activities being infected with Covid -19.
4. M/s Electronics Technology Parks- Kerala, therefore, prayed before the Commission to kindly condone the delay caused by the above mentioned factors in filing the petition for approval of ARR&ERC for the Control Period 2022-23 to 2026-27 as per the provisions of KSERC (Terms and conditions for determination of Tariff) Regulations 2021.
 5. The Commission examined the matter and the reasons given by the licensee for condoning the delay. As per Regulation 10(1)(i) of the KSERC (Terms and conditions for determination of Tariff) Regulations 2021, the petition for approval of ARR&ERC including capital investment plan for each year of the control period is to be filed by the licensee on or before 31-12-2021.
 6. The licensee vide letter No.ETPK/KSERC/2022-23/568 dated 17-05-2022 earnestly appealed to the Commission that the delay in submission of the ARR and ERC petition caused due to the above reasons may be condoned.
 7. Further, it is also noticed that the licensee vide their letter ETPK/KSERC/2022-22/10 dated 04-01-2022 had requested to the Commission to grant a time extension till 31-01-2022 for submission of ARR & ERC and the Commission extended the time limit to 20.01.2022. Hence for the purpose of computation of delay, the Commission has taken the period from the date upto which the time limit was granted to till the date of receipt of the petition by the Commission, i.e, from 21.01.2022 to 16.05.2022. Accordingly, there is a delay of 116 days in filing the petition. The Commission after considering the matters relating to time requirement for detailed planning and study and other administrative reasons is of the view that the delay can be condoned.

Orders of the Commission

8. After considering the matter in detail, the Commission hereby condones the delay of 116 days in the filing and admits the petition for approval of ARR&ERC for the Control Period from 2022-23 to 2026-27 of the licensee for further processing.

Sd/-
Adv. A. J. Wilson
Member (Law)

Sd/-
Preman Dinaraj
Chairman

Approved for issue

Sd/-
Secretary