

**No. 238/78/2017-Wind
Government of India
Ministry of New & Renewable Energy
(Wind Energy Division)
CGO Complex, Block No.14, Lodhi Road, New Delhi - 110003**

Dated: 9th March, 2022

OFFICE MEMORANDUM

Subject: Amendment in the 'Guidelines for Tariff Based Competitive Bidding Process for procurement of power from Grid Connected Wind Solar Hybrid Projects' issued dated 14.10.2020 and amended on 23.07.2021 - Reg.

Reference is invited to the 'Guidelines for Tariff Based Competitive Bidding Process for procurement of power from Grid Connected Wind Solar Hybrid Projects' issued by this Ministry vide OM of even no. dated 14.10.2020 and subsequently amended on 23.07.2021.

2. In this regard, it is hereby conveyed that the 'Guidelines for Tariff Based Competitive Bidding Process for procurement of power from Grid Connected Wind Solar Hybrid Projects' stand amended as under:

2.1 Clause no. 4 (a) shall be read as under:

Procurer(s): The term 'Procurer(s)', as the context may require, shall mean the distribution licensee(s), or their Authorized Representative, or an Intermediary Procurer.

2.2 A new Clause no. 4 (c) shall be inserted after 4 (b), as under:

Authorized Representative of the Procurer(s): In cases, where the distribution licensee(s), authorize(s) any agency to carry out the tendering / bidding process on its behalf then the agency will be responsible for fulfilling all the obligations imposed on the 'Procurer(s)' during the bidding phase, in accordance with these Guidelines.

2.3 Clause no. 17.3 shall be read as under:

'17.3. Commissioning Schedule:

(i) The Projects shall be commissioned by the Scheduled Commissioning Date (SCD), which will be the date as on 24 (twenty four) months from the date of execution of the PPA or PSA, whichever is later. Subject to clause no. 8.6 of these Guidelines, delay in commissioning, beyond the Scheduled Commissioning Period shall involve penalties, on the Hybrid Power Generator, as detailed below:



a) For Delay in commissioning upto 6 (six) months from SCD, encashment of Performance Bank Guarantee (PBG) on per day basis and proportionate to the capacity not commissioned.

b) For Delay in commissioning beyond six months from SCD, Generator Event of Default, as per clause 8.8.1 of these Guidelines, shall be considered to have occurred and the contracted capacity shall stand reduced to the project capacity commissioned upto SCD + 6 (six) months. The PPA for the balance capacity not commissioned shall be terminated.

(ii) It may be noted that commissioning / part commissioning of the Project will not be declared until the Generator demonstrates possession of land in line with Clause 6.2.(a) above, in addition to the other conditions as established by the Procurer / Intermediary Procurer. For part commissioning portion of land on which the part of the project is commissioned should be with Generator in accordance with clause 6.2(a).

(iii) It is presumed that the tariff will be adopted by the Appropriate Commission within 60 days of such submission. However, notwithstanding anything contained in these Guidelines, any delay in adoption of tariff by the Appropriate Commission, beyond 60 (sixty) days, shall entail a corresponding extension in scheduled commissioning date.'

3. All other provisions of the said Guidelines remain unchanged.
4. This issues with approval of the Competent Authority.


(Dr. Rahul Rawat)
Scientist - C

To,

1. All Concerned.
2. NIC Cell for uploading in the website

Copy to:

1. PS to Hon'ble Minister
2. Sr. PPS to Secretary
3. PPS to JS (DDJ)