

DEPARTMENT OF MPP & POWER
GOVERNMENT OF HIMACHAL PRADESH

NOTIFICATION

No. MPP-F(1)-2/2005-XIII-L

Dated: Shimla 02 07th November, 2020

The Governor, Himachal Pradesh is pleased to notify "One Time Amnesty" Scheme for all Hydro-electric Projects where Implementation Agreements have been signed, by redefining Zero Date for those under clearance stage and by redefining Scheduled Commercial Operation Date (SCOD) for those under construction, by inviting applications for availing the above Scheme.

(I) The timelines for redefining of Zero Date for the Projects where Implementation Agreements have been signed but Zero Date has not been achieved, for allowing One Time Amnesty, shall be as under:

Sr. No.	Milestones	Time period	Consequential Action
1.	Submission of application for availing amnesty.	Within one month from the date of issue of notification	If the project developer fails to apply for amnesty alongwith the relevant documents(as mentioned below) for signing of SIA within 30 days from the date of issue of notification, project developer shall not be entitled for availing amnesty and shall be liable for consequential action as per the provisions of IA.
2.	Signing of SIA	Within three months from the date of issue of notification.	If project developer fails to sign SIA within three months, the allotment of the project shall be liable to be cancelled.
3.	Apply for connectivity & signing of Long Term Open Access (LTOA) Agreement with HPPTCL or for	Within one month from the date of signing of SIA	If project developer fails to achieve this milestone within specified period of one month, the allotment of the project shall be liable to be cancelled.

	signing of PPA with HPSEBL		
4.	Signing of Connectivity Agreement & Long Term Open Access (LTOA) Agreement with HPPTCL or PPA with HPSEBL.	Within six months from the date of signing of SIA	If the project developer fails to achieve this milestone within specified period of six months, the allotment of the project shall be liable to be cancelled.
5.	Furnishing of compliance reports for the progress achieved on continuous basis in the prescribed format.	Every two months on continuous basis starting two months from the date of signing of SIA	In case the project developer fails to submit the bimonthly three consecutive compliance reports on prescribed format, the allotment of the project shall be liable to be cancelled.
6.	Submission of quantitative/physical progress report on the progress achieved so far	At the time of completion of one year from the date of signing of SIA	In case the project developer fails to submit the quantitative/physical progress report on the progress achieved so far at the time of completion of one year from the date of signing of SIA, and the report is not found satisfactory, the allotment of the project shall be liable to be cancelled.
7.	Zero Date for start of construction work	Within 12 months after signing of SIA	In case the project developer fails to achieve Zero Date within 12 months of signing of SIA, due to various unavoidable reasons not attributable to the project developers, the Administrative Department can allow another period of 12 months to achieve Zero Date, failing which the project allotment shall be liable to be cancelled.

(II) The timelines for redefining the Scheduled Commercial Operation Date (SCOD) for various under construction projects for allowing One Time Amnesty, shall be as under:

Sr. No.	Milestones	Time period	Consequential Action
1.	Submission of application for availing amnesty.	Within one month from the date of issue of notification.	If the project developer fails to apply for amnesty alongwith the relevant documents (as mentioned below) for signing of SIA within 30 days from the date of issue of notification, project developer shall not be entitled for availing amnesty and shall be liable for consequential action as per the provisions of LA.
2.	Signing of SIA	Within three months from the date of issue of notification.	If the project developer fails to sign SIA within three months, the allotment of the project shall be liable to be cancelled.
3.	Submission of realistic commissioning dates alongwith reasons for delay, if any, and the revised construction schedule for obtaining approval of the DoE/HIMURJA as the case may be.	Within one month from the date of signing of SIA	If the project developer fails to achieve this milestone within specified period of one month, the allotment of the project shall be liable to be cancelled.
4.	Apply for connectivity & signing of Long Term Open Access (LTOA) Agreement with	Within one month from the date of signing of SIA	If the project developer fails to achieve this milestone within specified period of one month, the allotment of the project shall be liable to be cancelled.

	HPPTCL or for signing of PPA with HPSEBL		
5.	Signing of Connectivity Agreement & Long Term Open Access (LTOA) Agreement with HPPTCL or PPA with HPSEBL.	Within six months from the date of signing of SLA	If the project developer fails to achieve this milestone within specified period of six months, the allotment of the project shall be liable to be cancelled.
6.	Furnishing of compliance reports for the progress achieved on continuous basis in the prescribed format.	Every two months on continuous basis starting two months from the date of signing of SLA	In case the project developer fails to submit the bimonthly, three consecutive compliance reports on prescribed formats, the allotment of the project shall be liable to be cancelled.
7.	Submission of quantitative/physical progress report on the progress achieved so far.	At the time of completion of one year from the date of signing of SLA	In case the project developer fails to submit the quantitative/physical progress report on the progress achieved so far at the time of completion of one year from the date of signing of SLA, and the report is not found satisfactory, the allotment of the project shall be liable to be cancelled.
8.	Achieving Commercial Operations Date (CoD)	As per the revised construction schedule approved by DoE / HIMURJA inline with the milestone at Sr. No. 3	In case the project developer fails to achieve CoD as per the milestone agreed in SLA, the project allotment shall be liable for cancellation, and HPSEBL shall not be bound to purchase power in case CoD is not achieved within stipulated time.

The following essential documents are to be submitted alongwith the application for availing One Time Amnesty within one month from the date of issue of notification:

- (i) True copy of the Certificate of Incorporation of the Company.
- (ii) Printed copy of Articles of Association and Memorandum of Association in respect of the Company.
- (iii) Duly notarized "Power of Attorney" in favour of authorized signatory who shall sign the Supplementary Implementation Agreement on behalf of the Company, duly accompanied with resolution passed by the Board of Directors in favour of Authorized Signatory.
- (iv) Certified copy of present shareholding pattern of the Company.
- (v) List of Board of Directors of the Company.

By order

(Ram Subhag Singh)

Addl. Chief Secretary (Power) to the
Government of Himachal Pradesh

07th November, 2020

Endst. No. MPP-F(1)-2/2005-XIII-L Dated: Shimla-02

Copy forwarded to the following for information and necessary action:-

1. The Secretary to Governor, Himachal Pradesh, Shimla-171002.
2. The Principal Secretary to Hon'ble Chief Minister, HP, Shimla-171002.
3. All the Administrative Secretaries, Government of Himachal Pradesh.
4. The Deputy Secretary (General Administration) to the Govt. of Himachal Pradesh w.r.to. Item No. 2 of CMM dated 26.10.2020 for information.
5. The Secretary, HP Electricity Regulatory Commission, Vidyut Aayog Bhawan, Block-37, SDA Complex, Kasumpti, Shimla-171009.
6. The Chairman-cum-Managing Director, SJVN Limited, Shakti Sadan, Corporate Office Complex, Shanan, Shimla-06.
7. The Chairman-cum-Managing Director, M/s National Hydroelectric Power Corporation Limited Faridabad.
8. The Chairman-cum-Managing Director, M/s National Thermal Power Corporation Limited, New Delhi.