

**BEFORE THE KARNATAKA ELECTRICITY REGULATORY COMMISSION,
No. 16 C-1, Miller Tank Bed Area, Vasanth Nagar, Bengaluru- 560 052.**

Dated: 09.08.2023

Present

Shri P. Ravi Kumar	..	Chairman
Shri H.M. Manjunatha	..	Member (Legal)
Shri M.D. Ravi	..	Member

In the matter of allowing Open Access under the KERC (Terms and Conditions to Green Energy Open Access) Regulations, 2022, to consumers having an aggregate contracted demand/sanctioned load of 100kW or more - Reg.

Preamble:

The Commission, in line with the Electricity (Promoting Renewable Energy Through Green Energy Open Access) Rules, 2022 issued by the Ministry of Power (MoP), has notified the KERC (Terms and Conditions for Green Energy Open Access) Regulations, 2022 in the State Gazette on 19.01.2023. Subsequently, the MoP has issued an amendment to the principle Rules on 23rd May, 2023. The amendment dated 23rd May, 2023, specified the following:

"3. In the said Rules, in rule 5, in sub-rule (2), for the first proviso, the following proviso shall be substituted, namely:—

"Provided that only consumers who have contracted demand or sanctioned load of Hundred kW or more, either through single connection or through multiple connections aggregating Hundred kW or more located in same electricity division of a distribution licensee, shall be eligible to take power through Green Energy Open Access and there shall be no limit of supply of power for the captive consumers taking power under Green Energy Open Access:"

Subsequent to the amendment issued by the MoP, some of the stakeholders have requested the Commission to adopt the amendment issued by the MoP in the State of Karnataka.



In this regard, it may be noted that the KERC (Terms and Conditions for Green Energy Open Access) Regulations, 2022, specifies the following:

"Anything not specified in these Regulations but specified in the 'Electricity (Promoting Renewable Energy through Green Energy Open Access) Rules, 2022', issued by the MoP, the provisions specified under the said Rules will prevail."


Thus, the above provision implies that anything not specified in the KERC Regulations but specified in the 'Electricity (Promoting Renewable Energy through Green Energy Open Access) Rules, 2022', issued by the MoP (which includes any amendments issued by the MoP subsequently) will prevail. The Commission, hereby decides to issue an Order allowing consumers who have contracted demand or sanctioned load of Hundred kW or more, either through single connection or through multiple connections aggregating Hundred kW or more located in the same electricity division of a distribution licensee, to source power through Green Energy Open Access. Therefore, the Commission, hereby decides to issue the following order in the matter:

ORDER

Consumers who have contracted demand or sanctioned load of Hundred kW or more, either through single connection or through multiple connections aggregating one hundred kW or more located in the same electricity division of a distribution licensee, shall be eligible to source power through Green Energy Open Access.

This Order is signed and issued by the Karnataka Electricity Regulatory Commission on this 9th day of August, 2023.


(P. RAVI KUMAR)
Chairman


(H.M. MANJUNATHA)
Member (Legal)


(M.D. RAVI)
Member