



Registrar

National Electric Power Regulatory Authority
Islamic Republic of Pakistan

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No. NEPRA/TRF-UTC/2013/11666

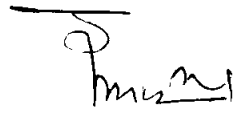
August 11, 2016

M/s. Irfan & Associates on behalf of
China National Import & Export Corporation and
Babcock & Wilcox Beijing Company Ltd.
2nd Floor, Ejaz Centre,
Main Boulevard, Gulberg-III,
Lahore

Subject: Decision of the Authority in the matter of Motion for Leave for Review against the Decision of the Authority regarding Reconsideration Request filed by Government of Pakistan in the matter of Upfront Tariff for Coal Power Projects

Please find enclosed herewith the subject Decision of the Authority (01 Page) in the matter of Motion for Leave for Review filed by M/s. Irfan & Associates on behalf of China National Import & Export Corporation and Babcock & Wilcox Beijing Company Ltd. against the Decision of the Authority regarding Reconsideration Request filed by Government of Pakistan in the matter of Upfront Tariff for Coal Power Projects for information.

Enclosure: As above


11.08.16
(Syed Safer Hussain)

**National Electric Power Regulatory Authority
(NEPRA)**

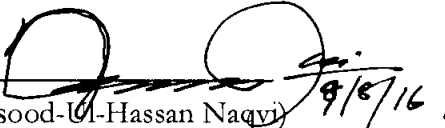
Subject: **DECISION OF THE AUTHORITY IN THE MATTER OF MOTION FOR LEAVE FOR REVIEW AGAINST THE DECISION OF THE AUTHORITY REGARDING RECONSIDERATION REQUEST FILED BY GOVERNMENT OF PAKISTAN IN THE MATTER OF UPFRONT TARIFF FOR COAL POWER PROJECTS**

China National Import & Export Corporation and Babcock & Wilcox Beijing Company Ltd submitted the subject Motion for Leave for Review (received on 30.05.2016) under Rule 16(6) of NEPRA Tariff (Standards & Procedure) Rules, 1998 against the decision of the Authority dated 26.06.2014 in the matter of Upfront Tariff for Coal Power Projects.

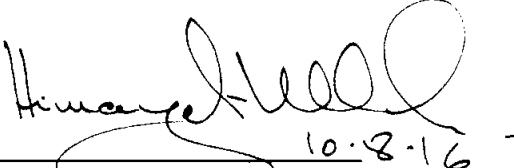
2. The Authority has considered the instant Review Motion and observed the following deficiencies:

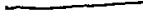
- 1) The subject Review Motion is hopelessly time barred. The Petitioner has also failed to bring any material evidence before the Authority which the Authority may consider to condone the delay;
- 2) The Petitioner was also not a party in the earlier proceedings; proceedings for determination of Upfront Tariff for Coal Power Projects decided vide order dated 26.06.2014 and proceedings leading to its revised order issued vide decision dated 21.11.2014. Hence, the Review Motion is also liable to be dismissed on the ground that the Petitioner has no *locus standi*.

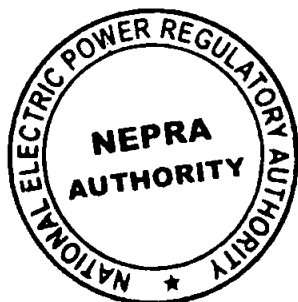
3. In view of the above, instant Motion for Leave for Review is dismissed.

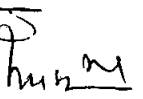

(Syed Masood-Ul-Hassan Naqvi) 9/8/16
Member


(Maj. (R) Haroon Rashid) 10/8/16
Member


(Himayat Ullah Khan) 10.8.16
Vice Chairman/Member


(Tariq Saddozai)
Chairman




11.08.16