



Registrar

National Electric Power Regulatory Authority Islamic Republic of Pakistan

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Web: www.nepra.org.pk, E-mail: registrar@nepra.org.pk

No. NEPRA/R/IPT-04/MPCL/21828-21830
October 31, 2019

Subject: Motion for Review filed by Central Power Purchasing Agency (Guarantee) Ltd. (CPPA-G) against the Decision of the Authority dated 23.01.2019 pertaining to the Approval of Rates for Mahl Hydropower Project under the Import of Power Regulations, 2017 [Case # NEPRA/IPT-04/MPCL]

Dear Sir,

Please find enclosed herewith the subject Decision of the Authority (01 Page) in the matter of Motion for Review filed by Central Power Purchasing Agency (Guarantee) Ltd. (CPPA-G) against the Decision of the Authority dated 23.01.2019 pertaining to the Approval of Rates for Mahl Hydropower Project under the Import of Power Regulations, 2017 for information.

Enclosure: As above


(Syed Safer Hussain)

Secretary
Ministry of Energy (Power Division)
'A' Block, Pak Secretariat
Islamabad

CC:

1. Secretary, Cabinet Division, Cabinet Secretariat, Islamabad.
2. Secretary, Ministry of Finance, 'Q' Block, Pak Secretariat, Islamabad.



MOTION FOR REVIEW FILED BY CENTRAL POWER PURCHASING AGENCY GUARANTEE LIMITED CPPA(G) AGAINST THE DECISION OF THE AUTHORITY DATED 23.01.2019 PERTAINING TO THE APPROVAL OF RATES FOR MAHL HYDROPOWER PROJECT UNDER THE IMPORT OF POWER REGULATIONS, 2017.

ORDER:

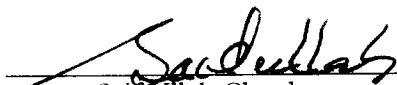
As per facts of the case, Mahl Power Company (Private) Limited (MPCL) is a power project of 640 MW located within the territory of Azad Jammu & Kashmir. Pursuant to the provisions of NEPRA (Import of Power) Regulations, 2017 a tariff proposal for approval of rates for MPCL was forwarded to NEPRA by CPPA (G) and the Authority had approved the rates for the said Project on January 23, 2019.


Against the aforementioned decision of NEPRA, the subject motion for leave for review was filed and was considered by the Authority and due opportunity of hearing was provided to the parties. Hearing into the matter was conducted on May 08, 2019 which was attended by the representatives of CPPA (G), PPIB, the Project Company and other stakeholders. Subsequently vide its letter dated 17.05.2019, M/s MCPL requested that instead of decision of petition on merits, NEPRA may advise PPIB to reconvene its POE for re-evaluation and unconditional approval related to civil works cost, period of construction, plant factor, ESIA, Transmission line studies based on the updated evidences and additional information provided by the Company and subsequently the tariff may be determined.


The request so filed has been considered by the Authority. In terms of regulation 3(2) of NEPRA Review (Procedure) Regulations, 2009, any party aggrieved from any order of the Authority and who from the discovery of new and important matter of evidence or on account of some mistake or error apparent on the face of record may file a motion seeking review of such order. Further a motion for leave for review may be refused if Authority considers that the review would not result in the withdrawal or modification of the impugned order.

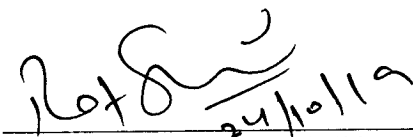
The request of MCPL to refer the matter to PPIB for re-evaluation of the matter does not fall within the ambit of above referred review regulations, therefore, the motion for review filed by MPCL is hereby rejected.


AUTHORITY

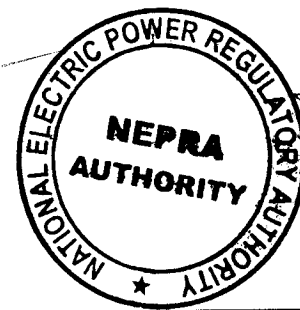

Saif Ullah Chattha
Member
11.10.2019


Rehmatullah Baloch
Member
11/10/19


Tauseef H. Farooqi
Chairman


Rafique Ahmed Shaikh
Member
24/10/19


Engr. Bahadur Shah
Vice Chairman/Member



12/10/19
31/10/19