



Registrar

**National Electric Power Regulatory Authority**  
Islamic Republic of Pakistan

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No. NEPRA/TRF-217/SEPCO-2012/9917-9919  
August 20, 2013

Subject: **Decision of the Authority in the matter of Motion for Leave for Review filed by Sukkur Electric Power Company Ltd. with regard to Determination of the Authority dated 09.05.2013 (Case No. NEPRA/TRF-217/SEPCO-2012)**

Dear Sir,

Please find enclosed herewith the subject Decision of the Authority (02 pages) in the matter of Motion for Leave for Review filed by Sukkur Electric Power Company Ltd. against Authority's Tariff Determination dated 09.05.2013 in Case No. NEPRA/TRF-217/SEPCO-2012 for information.

Enclosure: As above

( Syed Safer Hussain )

Secretary  
Ministry of Water & Power  
'A' Block, Pak Secretariat  
Islamabad

CC:

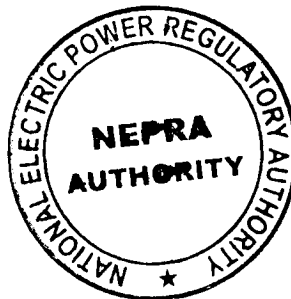
1. Secretary, Cabinet Division, Cabinet Secretariat, Islamabad.
2. Secretary, Ministry of Finance, Islamabad.



**DECISION OF THE AUTHORITY IN THE MATTER OF MOTION FOR LEAVE FOR  
REVIEW FILED BY SUKKUR ELECTRIC POWER COMPANY LTD. WITH  
REGARD TO DETERMINATION OF THE AUTHORITY DATED 09.05.2013**

Sukkur Electric Power Company Ltd. (SEPCO) vide letter dated 07.06.2013 re-submitted the Motion for Leave for Review under Rule 16(6) of NEPRA (Tariff Standards and Procedure) Rules, 1998 (Tariff Rules) against NEPRA's Determination dated 09.05.2013 (Case No. NEPRA/TRF-223/SEPCO-2012). Earlier, the review was returned due to non-submission of the information required as per the NEPRA review procedure regulations. The SEPCO Review Motion was regarding the following:

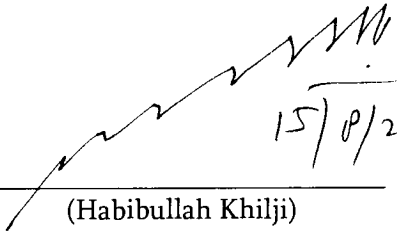
- a) Allowed T&D losses of 28% as against the requested T&D losses of 34.90%
  - b) Allowed O&M cost of Rs. 3,491 Million as against the projected O&M Cost of Rs.5,055 Million for the FY 2012-13
2. SEPCO requested the Authority to reconsider & reset T&D losses level of 34.90% and O&M cost to the tune of Rs. 5.055 million for the FY 2012-13.
  3. Pursuant to Rule 16 (6) of the NEPRA (Tariff Standards and Procedure) Rules, 1998, a party may file a motion for leave for review, within ten (10) days of service of a final order, determination or decision of the Authority. The Authority noted that the review motion filed by SEPCO was beyond the prescribed time period as indicated in the Tariff Rules. However, in order to decide as to admissibility of the petition or otherwise, a pre-admission hearing opportunity to the SEPCO was provided in pursuance of Regulation 8 of the NEPRA (Review Procedure) Regulation 2009, which stated that "*An order shall not be modified or reversed unless reasonable opportunity has been given to the parties affected*". Accordingly a pre-admission hearing was conducted on 27<sup>th</sup> June 2013 in NEPRA main office.
  4. As per Rule 16(6) of NEPRA (Tariff Standards and Procedure) Rules 1998; read with regulation 3(2) of the NEPRA (Review Procedure) Regulations 2009, a motion for leave for review is competent only upon discovery of new and important matter of evidence or on account of some mistake or error apparent on the face of record. During the pre-admission hearing, SEPCO was asked to justify grounds for motion for review. The Authority considers that despite providing an opportunity of hearing to the Petitioner, no

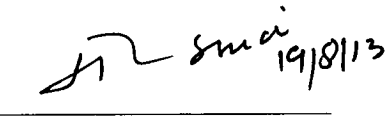


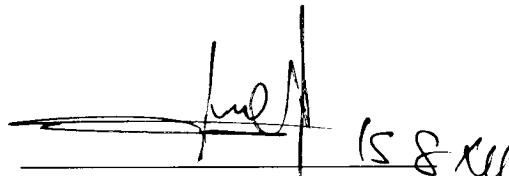


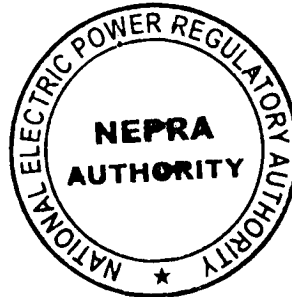
fresh ground / evidence has been placed before the Authority which requires review with respect to T&D losses and O&M cost as assessed by the Authority in the determination of the Authority dated 09.05.2013. In view thereof the Authority has decided to decline the instant review motion.

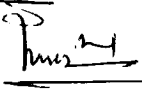
AUTHORITY

  
15/8/2013  
\_\_\_\_\_  
(Habibullah Khilji)  
Member

  
19/8/13  
\_\_\_\_\_  
(Maj (R) Haroon Rashid)  
Member

  
15/8/13  
\_\_\_\_\_  
(Khawaja Muhammad Naeem)  
Vice Chairman



  
\_\_\_\_\_  
20.08.13