



Registrar

National Electric Power Regulatory Authority Islamic Republic of Pakistan

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No. NEPRA/R/DG(Trf)/TRF-322/CPGCL-2015/ 15057-54

June 16, 2023

Subject: Decision of the Authority in the matter of Reimbursement Request made by Central Power Generation Company Limited for 747 MW Combined Cycle Power Plant at Guddu on account of income Tax paid to the Federal Board of Revenue (FBR) – (Case No. NEPRA/TRF-322/CPGCL-2015)

Dear Sir,

Please find enclosed herewith subject decision of the Authority (01 Page) in the matter of Reimbursement Request made by Central Power Generation Company Limited for 747 MW Combined Cycle Power Plant at Guddu on account of income Tax paid to the Federal Board of Revenue (FBR) in Case No. NEPRA/TRF-322/CPGCL-2015.

2. The Decision is being intimated to the Federal Government for the purpose of notification in the official Gazette pursuant to Section 31(7) of the Regulation of Generation, Transmission and Distribution of Electric Power Act, 1997 within 30 days from the intimation of this Decision. In the event the Federal Government fails to notify the subject tariff Decision or refer the matter to the Authority for reconsideration, within the time period specified in Section 31(7), then the Authority shall notify the same in the official Gazette pursuant to Section 31(7) of NEPRA Act.

Enclosure: As above

(Engr. Mazhar Iqbal Ranjha)

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

Copy to: (alongwith copy of subject Decision):

1. Secretary Ministry of Energy (Power Division), 'A' Block, Pak Secretariat, Islamabad
2. Secretary, Cabinet Division, Cabinet Secretariat, Islamabad
3. Secretary, Ministry of Finance, 'Q' Block, Pak Secretariat, Islamabad.
4. Chief Executive Officer, Central Power Purchasing Agency Guarantee Limited
Shaheen Plaza, 73-West, Fazl-e-Haq Road, Islamabad.



DECISION OF THE AUTHORITY IN THE MATTER OF REIMBURSEMENT REQUEST MADE BY CENTRAL POWER GENERATION COMPANY LIMITED FOR 747 MW COMBINED CYCLE POWER PROJECT AT GUDDU ON ACCOUNT OF INCOME TAX PAID TO THE FEDERAL BOARD OF REVENUE (FBR)

1. Central Power Generation Company Limited (CPGCL) for its 747 MW combined cycle power project requested for approval of reimbursement of advance income tax amount of Rs. 180,084,643/- for the 1st quarter of tax year 2023 on account of 1.25% minimum tax on turnover, paid to the Federal Board of Revenue (FBR) under Section 147 of the Income Tax Ordinance. CPGCL in support of its claim submitted the CPR IT-20221014-0101-1617583. CPGCL further submitted that out of Rs. 230,965,920/- tax paid, an amount of Rs. 180,084,643/- pertains to Guddu 747MW.
2. As per the Para 4.9(v) of the decision of the Authority dated April 7, 2017 notified vide S.R.O No. 448(I)/2017 dated May 30, 2017 in the matter of Motion for Leave for Review, *in case the company is obligated to pay any tax on its income from generation of electricity, or any duties and/or taxes, not being of refundable nature, are imposed on the company, the exact amount paid by the company on these accounts shall be reimbursed on production of original receipts. This payment shall be consider as a pass-through payment. However, withholding tax on dividend shall not passed through.*

Order

3. Considering that the request of Guddu 747MW is in line with the decision of the Authority, CPGCL is hereby allowed to claim an amount of Rs. 180,084,643/- from Central Power Purchasing Agency Guarantee Limited on account of tax amount paid to FBR.
4. The above Decision of the Authority is to be notified in the official gazette, in accordance with the provision of Section 31(7) of the Regulation of Generation, Transmission and Distribution of Electric Power Act, 1997.

AUTHORITY

Mathar Niaz Rana

Mathar Niaz Rana (nsc)
Member

Engr. Maqsood Anwar Khan

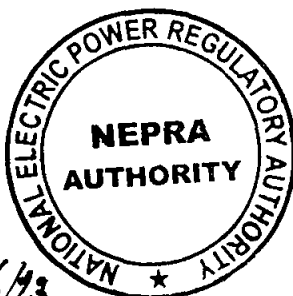
Engr. Maqsood Anwar Khan
Member

Engr. Rafique Ahmed Shaikh

Engr. Rafique Ahmed Shaikh
Member

Amina Ahmed

Amina Ahmed
Member



Tauseef H. Farooqi
Chairman