



National Electric Power Regulatory Authority Islamic Republic of Pakistan

NEPRA Tower, Attaturk Avenue (East), G-5/1, Islamabad.
Tel: +92-51-9206500, Fax: +92-51-2600026
Web: www.nepra.org.pk, E-mail: registrar@nepra.org.pk

Registrar

No. NEPRA/R/ADG(Trf)/TRF-85/HPGCL-2007/ 24/7-21

February 19, 2024

Subject: Decision of the Authority in the Matter of Reimbursement of 7.5% Withholding Tax on Dividends for Halmore Power Generation Company Limited (Case No. NEPRA/TRF-85/HPGCL-2007)

Dear Sir,

Please find enclosed herewith the decision of the Authority along with schedule at **Annex-I & II** (03 pages) regarding reimbursement of 7.5% withholding tax on dividends for the period from **January 01, 2024 to December 31, 2024** in respect of Halmore Power Generation Company Limited in case No. NEPRA/TRF-85/HPGCL-2007.

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

(Syed Zawar Haider)

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.
3. Chief Executive Officer, Central Power Purchasing Agency Guarantee Limited (CPPAG), Shaheen Plaza, 73-West, Fazl-e-Haq Road, Islamabad.
4. Chief Executive Officer, Halmore Power Generation Company Limited 94-A, Commercial Broadway, Phase-8, Defence Housing Authority, Lahore.



DECISION OF THE AUTHORITY IN THE MATTER OF REIMBURSEMENT OF 7.5% WITHHOLDING TAX ON DIVIDENDS FOR HALMORE POWER GENERATION COMPANY LIMITED.

Pursuant to the decisions of the Authority dated January 8, 2014 in the matter of adjustment at Commercial Operation Date (COD), Decision of the Authority dated November 6, 2014 in the matter of Motion for Leave for Review against COD decision filed by Halmore Power Generation Company Limited (HPGCL) and Decision of the Authority dated April 2, 2021 in the matter of application of CPPA-G for adjustment of ROE & ROEDC components of tariff pursuant to the agreement with HPGCL, withholding tax on dividend is a pass through item as per COD decision and the power purchaser shall make payment on account of withholding tax at the time of actual payment of dividend as hourly payment spread over a period of 12 months.

The Authority in its collective and joint wisdom considering all aspects decided with consensus as under; which will be hereafter called as decision of the Authority in the matter:-

“Based on information and documentary evidence(s) provided by HPGCL, the Authority hereby allow HPGCL to claim Rs. 0.0072/KW/Hour from Central Power Purchasing Agency Limited i.e. Power Purchaser for the period from January 1, 2024 to December 31, 2024 (366 days) as a pass-through on the basis of Rs. 13,156,094/- paid as 7.5% withholding tax on dividends.”

The schedule attached as **Annex-I & II** are to be notified in the official Gazette in accordance with the provisions of Section 31(7) of the Regulation of Generation, Transmission and Distribution of Electric Power Act 1997.

CPPA (G) to ensure that all payments are consistent with the tariff determination(s).

AUTHORITY

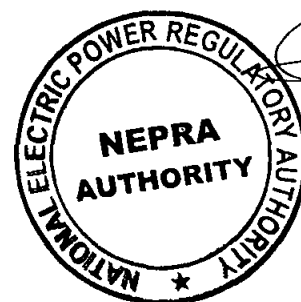
Mathar Niaz Rana (nsc)
Member

Engr. Maqsood Anwar Khan
Member

Engr. Rafique Ahmed Shaikh
Member

Amina Ahmed
Member

Waseem Mukhtar
Chairman



HALMORE POWER GENERATION COMPANY LIMITED
REIMBURSEMENT OF 7.5% WITHHODING TAX ON DIVIDENDS

Tax Challan #	Payment Date	Dividend Amount agst. which Tax is Being Withheld	Tax Amount Requested	Tax Amount Allowed
			Rs.	Rs.
IT-20231020-0101-1872745	20-Oct-23	175,414,583	13,156,094	13,156,094
Total		175,414,583	13,156,094	13,156,094

Calculation of Hourly Rate:

Withholding tax on dividend	Rs.	13,156,094
Capacity	kW	209,000
Hours in a year (366 x 24)	No.	8,784
Tariff component of withholding tax on dividend (January 1, 2024 to December 31, 2024)	Rs./kW/Hour	0.0072

Carry Forward of Unclaimed Dividend Tax As Per Applicable Tariff:

Rs.

Balance Carried Forward from 11th Agreement Year (June 25, 2021 to June 24, 2022)* 1,121,213,247

(NEPRA/R/ADG(Trf)/TRF-85/HPGCL-2007/10183-10185 dated June 15, 2022)

Add:

Limit For 12th Agreement Year (June 25, 2022 to June 24, 2023) 192,114,505

Total Available Limit

1,313,327,752

Claimed during 13th Agreement Year (Interim Dividend @ 2.5% for the Financial Year 2022-2023)

(13,156,094)

Balance Carried Forward

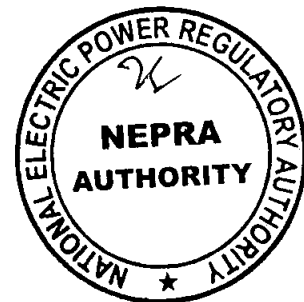
1,300,171,658

* Instead of USD, the limit has been calculated and fixed in PKR. The calculation is attached as Annex-II.

-Based on Data Declared by Halmore Power Generation Company Limited

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HALMORE POWER GENERATION COMPANY LIMITED
UNCLAIMED LIMIT CALCULATION

Agreement Year 2						Maximum Limit	
	June 25-30, 2012	Jul-Sep 2012	Oct-Dec 2012	Jan-Mar 2013	April-June 24, 2013	Rs.	USD
ROE	-	0.4634	0.4659	0.4777	0.4836		
ROEDC	-	0.2246	0.2258	0.2315	0.2344		
KW	-	209,000	209,000	209,000	209,000		
Hrs in QTR	-	753	2,208	2,160	2,040		
Total Revenue on ROE & ROEDC Components	-	108,227,062	319,188,095	320,162,614	306,112,682	79,026,784	819,805
Agreement Year 3						Maximum Limit	
	June 25-30, 2013	Jul-Sep 2013	Oct-Dec 2013	Jan-Mar 2014	April-June 24, 2014	Rs.	USD
ROE	0.4836	0.4861	0.5190	0.5175	0.4816		
ROEDC	0.2344	0.2356	0.2515	0.2508	0.2334		
KW	209,000	209,000	209,000	209,000	209,000		
Hrs in QTR	144	2,208	2,208	2,160	2,040		
Total Revenue on ROE & ROEDC Components	21,607,954	333,007,220	355,589,694	346,870,309	304,867,055	102,145,667	1,002,912
Agreement Year 4						Maximum Limit	
	June 25-30, 2014	Jul-Sep 2014	Oct-Dec 2014	Jan-Mar 2015	April-June 24, 2015	Rs.	USD
ROE	0.4816	0.4858	0.5053	0.4949	0.5003		
ROEDC	0.2334	0.2354	0.2449	0.2398	0.2425		
KW	209,000	209,000	209,000	209,000	209,000		
Hrs in QTR	144	2,208	2,208	2,160	2,040		
Total Revenue on ROE & ROEDC Components	21,520,027	332,838,695	346,152,242	331,672,968	316,700,506	101,166,333	1,002,912
Agreement Year 5						Maximum Limit	
	June 25-30, 2015	Jul-Sep 2015	Oct-Dec 2015	Jan-Mar 2016	April-June 24, 2016	Rs.	USD
ROE	0.5003	0.5003	0.5136	0.5156	0.5156		
ROEDC	0.2425	0.2425	0.2489	0.2499	0.2499		
KW	209,000	209,000	209,000	209,000	209,000		
Hrs in QTR	144	2,208	2,208	2,160	2,040		
Total Revenue on ROE & ROEDC Components	22,355,330	342,781,402	351,872,400	345,551,411	326,354,110	104,168,599	1,002,912
Agreement Year 6						Maximum Limit	
	June 25-30, 2016	Jul-Sep 2016	Oct-Dec 2016	Jan-Mar 2017	April-June 24, 2017	Rs.	USD
ROE	0.5156	0.5151	0.5153	0.5156	0.5158		
ROEDC	0.2499	0.2496	0.2497	0.2499	0.2500		
KW	209,000	209,000	209,000	209,000	209,000		
Hrs in QTR	144	2,208	2,208	2,160	2,040		
Total Revenue on ROE & ROEDC Components	23,036,761	352,887,638	353,026,080	345,577,320	326,506,488	105,077,572	1,002,912
Agreement Year 7						Maximum Limit	
	June 25-30, 2017	Jul-Sep 2017	Oct-Dec 2017	Jan-Mar 2018	April-June 24, 2018	Rs.	USD
ROE	0.5158	0.5166	0.5188	0.5436	0.5677		
ROEDC	0.2500	0.2503	0.2514	0.2635	0.2751		
KW	209,000	209,000	209,000	209,000	209,000		
Hrs in QTR	144	2,208	2,208	2,160	2,040		
Total Revenue on ROE & ROEDC Components	23,047,517	353,902,877	355,425,734	364,357,224	359,336,208	109,205,217	1,002,912
Agreement Year 8						Maximum Limit	
	June 25-30, 2018	Jul-Sep 2018	Oct-Dec 2018	Jan-Mar 2019	April-June 24, 2019	Rs.	USD
ROE	0.5677	0.5982	0.6115	0.6843	0.6922		
ROEDC	0.2751	0.2899	0.2964	0.3316	0.3355		
KW	209,000	209,000	209,000	209,000	209,000		
Hrs in QTR	144	2,208	2,208	2,160	2,040		
Total Revenue on ROE & ROEDC Components	25,364,909	409,833,283	418,970,429	458,617,896	438,170,172	131,321,752	1,002,912
Agreement Year 9						Maximum Limit	
	June 25-30, 2019	Jul-Sep 2019	Oct-Dec 2019	Jan-Mar 2020	April-June 24, 2020	Rs.	USD
ROE	0.6922	0.8093	0.7709	0.7643	0.8204		
ROEDC	0.3355	0.3922	0.3736	0.3704	0.3976		
KW	209,000	209,000	209,000	209,000	209,000		
Hrs in QTR	144	2,208	2,208	2,184	2,040		
Total Revenue on ROE & ROEDC Components	30,929,659	554,458,608	528,154,704	517,940,623	519,306,480	161,309,256	1,002,912
Agreement Year 10						Maximum Limit	
	June 25-30, 2020	Jul-Sep 2020	Oct-Dec 2020	Jan-Mar 2021	April-June 24, 2021	Rs.	USD
ROE	0.8204	0.8302	0.8186	0.7911	0.7557		
ROEDC	0.3976	0.4023	0.3967	0.3834	0.3662		
KW	209,000	209,000	209,000	209,000	209,000		
Hrs in QTR	144	2,208	2,208	2,160	2,040		
Total Revenue on ROE & ROEDC Components	36,656,928	568,764,240	560,854,266	530,216,280	478,333,284	163,111,875	1,002,912
Agreement Year 11						Maximum Limit	
	June 25-30, 2021	Jul-Sep 2021	Oct-Dec 2021	Jan-Mar 2022	April-June 24, 2022	Rs.	USD
ROE	0.7557	0.7788	0.8410	0.8755	0.9013		
ROEDC	0.3662	0.3774	0.4076	0.4243	0.4368		
KW	209,000	209,000	209,000	209,000	209,000		
Hrs in QTR	144	2,208	2,208	2,160	2,040		
Total Revenue on ROE & ROEDC Components	33,764,702	533,553,926	576,193,939	586,781,712	570,512,316	172,560,495	1,002,912
Less: Claimed During 11 th Agreement Year						(76,305,343)	(428,733)
Less: Claimed During 11 th Agreement Year						(31,574,959)	(169,393)
Total Remaining Limit						1,121,213,247	9,247,889

