



Registrar

# National Electric Power Regulatory Authority Islamic Republic of Pakistan

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No. NEPRA/TRF-124 /OPCL-2009/204-206  
January 5, 2017

Subject: **Decision of the Authority in the Matter of Reimbursement of 7.5% Withholding Tax on Dividends for Orient Power Company (Pvt.) Ltd. (Case No. NEPRA/TRF-124/OPCL-2009(2))**

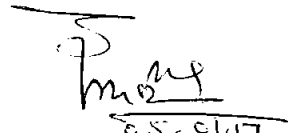
Dear Sir,

Please find enclosed herewith the decision of the Authority along with schedule of tariff (Annex-I) (02 pages) regarding reimbursement of 7.5% withholding tax on dividends for the period 01.01.2017 to 31.12.2017 in respect of Orient Power Company (Pvt.) Ltd. in Case No. NEPRA/TRF-124/OPCL-2009(2).

2. The decision is being intimated to the Federal Government for the purpose of notification of adjustment in the approved tariff through the official Gazette pursuant to Section 31 (4) of the Regulation of Generation, Transmission and Distribution of Electric Power Act (XL of 1997) and Rule 16(11) of the National Electric Power Regulatory Authority Tariff (Standards and Procedure) Rules, 1998.

3. The schedule attached to the Decision as Annex-I is required to be notified in the official Gazette.

Enclosure: As above

  
( Syed Safeer Hussain )

Secretary,  
Ministry of Water & Power,  
Government of Pakistan  
Islamabad.

CC:

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

**DECISION OF THE AUTHORITY IN THE MATTER OF REIMBURSEMENT OF 7.5% WITHHOLDING TAX ON DIVIDENDS FOR ORIENT POWER COMPANY (PRIVATE) LIMITED.**

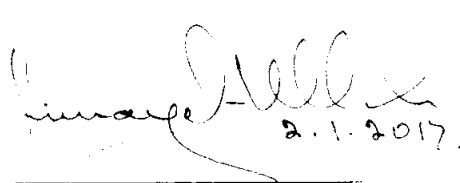
Pursuant to the decision of the Authority dated 12<sup>th</sup> January 2012 notified vide S.R.O No 295(I)/2012 dated 19<sup>th</sup> March 2012 in the matter of Motion for Leave for Review against the decision of the Authority at Commercial Operation Date (COD) in the case of Orient Power Company Private Limited (OPCL), withholding tax on dividend is a pass through item 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. In accordance with the decision referred above, the Authority approved following component for withholding tax on dividend for immediate application:

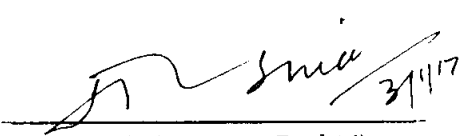
Period	7.5% Withholding tax on Dividend Rs./kW/Hour
1 <sup>st</sup> January 2017 to 31 <sup>st</sup> December 2017	0.0335

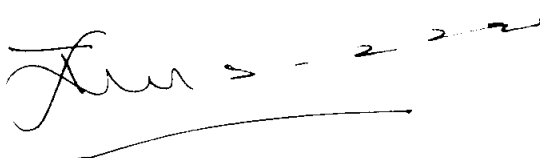
The schedule attached as Annex-I is to be notified in the official gazette in accordance with the provisions of Section 31(4) of the Regulation of Generation, Transmission and Distribution of Electric Power Act 1997.

**AUTHORITY**

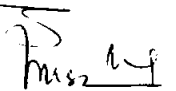
  
(Syed Masood Ali Hassan Naqvi)  
Member

  
(Himayat Ullah Khan)  
Vice Chairman

  
(Maj (R) Haroon Rashid)  
Member

  
(Brig (R) Tariq Saddozai)  
Chairman



  
05.01.17

**ORIENT POWER PRIVATE LIMITED**  
**REIMBURSEMENT OF 7.5% WITHHOLDING TAX ON DIVIDENDS**

Tax Challan #	payment Date	Dividend Amount agst. which Tax is Being Withheld	Tax Amount	
			Rs.	Equivalent USD*
IT-20161108-1569-1051554	8th November, 2016	202,008,006	15,150,600	144,982
IT-20161108-1569-1051556	8th November, 2016	356,551,588	26,741,369	255,898
IT-20161108-1569-1051558	8th November, 2016	149,633,080	11,222,481	107,392
IT-20161108-1569-1051559	8th November, 2016	79,685,000	5,976,375	57,190
IT-20161108-1569-1051560	8th November, 2016	45,200,000	3,390,000	32,440
<b>Total</b>		<b>833,077,674</b>	<b>62,480,826</b>	<b>597,903</b>

\*NBP TT & OD Selling Rate of USD as on 8th November 2016 is Rs. 104.5

**Calculation of Hourly Rate:**

Withholding tax on dividend	Rs.	62,480,826
Capacity	kW	212,700
Hours in a year	No.	8,760
Tariff component of withholding tax on dividend	Rs./kW/Hour	0.0335
Reimbursement Period of 12 months (1st January, 2017 to 31st December, 2017)		

**Carry Forward of Unclaimed Dividend Tax:**

	USD	USD
Balance brought forward from 6th Agreement year	3,899,678	
As per decision No NEPRA/TRF-124 /OPCL-2009/1619-621 dated November 16, 2016		
Add: Maximum Limit available for 7th Agreement year (24th May, 2016 to 23rd May, 2017)	826,031	4,725,709
[15% * \$61,165,000 - \$1,839,000] * 7.5%		
Less: Claimed during 7th Agreement Year (24th May, 2016 to 23rd May, 2017)		(597,903)
<b>Balance Carried Forward</b>		<b>4,127,806</b>



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05-01-17