



National Electric Power Regulatory Authority
Islamic Republic of Pakistan

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Registrar

No. NEPRA/TRF-80/SPL-2007/7545-7547
August 18, 2011

Subject: Decision of the Authority in the matter of Motion for Leave for Review filed by Saif Power Ltd. against Tariff Determination of the Authority dated June 20, 2011 (Case No. No. NEPRA/TRF-80/SPL-2007)

Dear Sir,

Enclosed please find herewith the Decision of the Authority (02 pages) in the matter of Motion for Leave for Review filed by Saif Power Ltd. against the Authority's Determination dated 20.06.2011 in Case No. NEPRA/TRF-80/SPL-2007, for information.

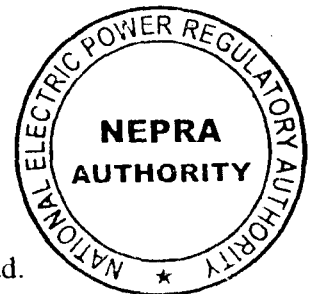
Encl: As above

(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, 'Q' Block Pak Secretariat, Islamabad.



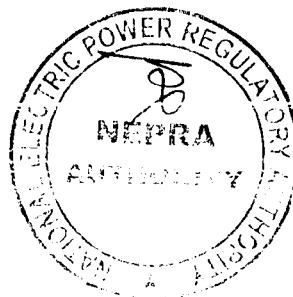


DECISION OF THE AUTHORITY IN THE MATTER OF
MOTION FOR LEAVE FOR REVIEW FILED BY
SAIF POWER LIMITED
AGAINST TARIFF DETERMINATION OF THE AUTHORITY
DATED JUNE 20, 2011

- 1 Saif Power Limited (hereinafter referred to as "Petitioner") vide letter Ref. No. NEPRA/11/20 dated June 30, 2011 filed motion for leave for review (hereinafter referred to as the "review motion") in pursuance of rule 16 (6) of the National Electric Power Regulatory Authority (Tariff Standards and Procedure) Rules, 1998 (hereinafter referred to as the "Tariff Rules") against the tariff determination of the National Electric Power Regulatory Authority dated 20th June 2010 (hereinafter referred to as the "Authority").
- 2 The Petitioner has sought for review of the determination of the Authority dated 20th June 2011 with respect to Initial Spare Parts and Adjustment of ROEDC.
- 3 In order to examine the maintainability or otherwise of the motion for leave for review the Authority has examined the record and observed as under:

"The points raised by the Petitioner have already been discussed, deliberated and disposed off by the Authority in accordance with the relevant provisions of the Generation, Transmission and Distribution of Electric Power Act, 1997 and Tariff Rules at Para 10 of the determination dated June 20, 2011.

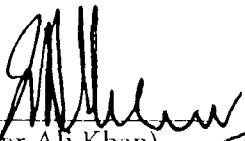
- 4 The Authority considered the review motion filed by the Petitioner. As per Rule 16(6) of NEPRA (Tariff Standards and Procedure) Rules 1998, read with regulation 3(2)) of the NEPRA (Review Procedure) Regulations, 2009, a motion seeking a review of any order of the Authority is competent only upon discovery of new and important matter of evidence or on account of some mistake or error apparent on the face of record. The perusal of a determination sought to be reviewed clearly indicates that all material facts and representation made were examined in detail and there is no occasion to amend the impugned determination. No error inviting indulgence as admissible in law has been pleaded out. Therefore, the Authority is convinced that the review would not result in the withdrawal or modification of its determination.

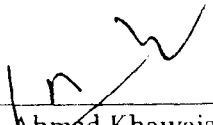


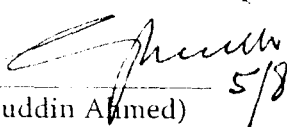


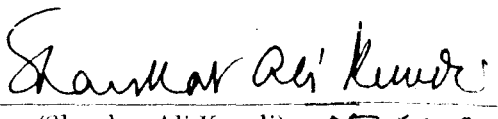
- 5 From what has been discussed above, the Authority is of the considered view that the grounds agitated in the motion for leave for review are not sufficient enough justifying the modification of the impugned determination, hence the motion for leave for review is refused.

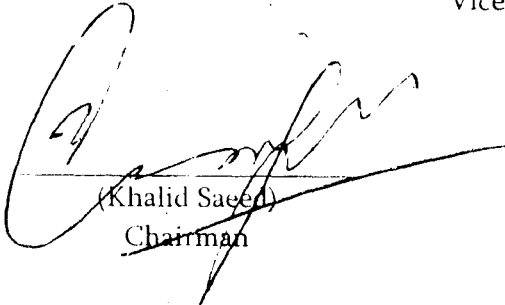
AUTHORITY


(Zafar Ali Khan)
Member 5/8/11


(Maqbool Ahmad Khawaja)
Member


(Ghiasuddin Ahmed)
Member 5/8


(Shaukat Ali Kundi) 05.08.2011
Vice Chairman/Member


(Khalid Saeed)
Chairman

