

FORM 1
(See Regulation 30)

**BEFORE THE HON'BLE UTTAR PRADESH ELECTRICITY
REGULATORY COMMISSION, LUCKNOW**

FILE NO. _____
CSE NO. _____

IN THE MATTER OF:

Petition for approval of Request for Proposal (RFP) document for 2X660 MW Sangam Thermal Power Project.

AND

IN THE MATTER OF:

Sangam Power Generation Company Limited, a Company incorporated under the provisions of Companies Act, 1956 with its registered office at 3rd Floor, Shakti Bhavan Extension, 14- Ashok Marg, Lucknow 226001.

PETITION UNDER SECTION 63 OF THE ELECTRICITY ACT 2003 TO BE READ WITH THE GUIDELINES FOR PROCUREMENT OF POWER DATED 19TH JANUARY 2005 ISSUED BY MINISTRY OF POWER

THE PETITIONER RESPECTFULLY SHOWETH:

- a) The Government of Uttar Pradesh (GoUP) has identified a Special Purpose Vehicle, Sangam Power Generation Company Ltd (SPGCL) created under Company Act 1956 for development of Sangam Thermal power project.
- b) GoUP has identified Sangam Power Generation Company Limited (SPGCL) as the nodal agency and that the distribution companies owned by UPPCL viz. Paschimanchal Vidyut Vitran Nigam Limited, Poorvanchal Vidyut Vitran Nigam Limited, Madhyanchal Vidyut Vitran Nigam Limited, Dakshinanchal Vidyut Vitran Nigam Limited, Kanpur Electricity Supply Company Limited (jointly referred to as “**DISCOMS**”) have authorised SPGCL to select the developer for 2 X 660 MW Sangam Power Generation Company Limited, a thermal power project proposed to be located at Karchana, District Allahbad, Uttar Pradesh (hereinafter known as the “**Project**”).
- c) Earlier the Competitive Bidding Process was initiated for selection of developer for development of 2X660 MW Sangam Power Project. However the same is annulled now vide decision of Government of Uttar Pradesh Letter No. 2475/24-01-08-2726/07 dated 25/07/2007. The Authorised Representative has initiated fresh bidding process for selection of developer.
- d) SPGCL is following a two stage process featuring the Request for Qualification (RFQ) and Request for Proposal (RFP) stages for selection of the developer for the Project. A copy of the RFP is attached with this petition.
- e) The Ministry of Power, Government of India issued “Guidelines for Determination of Tariff by Bidding Process for Procurement of Power by Distribution Licensees” dated 19th January 2005 (“**The Guidelines**”) under section 63 of The Electricity Act 2003. Para 3.1(i) and (ii) of these guidelines state as under:
 - a. *The bid documentation shall be prepared in accordance with these guidelines and the approval of the appropriate Regulatory Commission shall be obtained unless the bid documents are as per the standard bid documents issued by the Central Government. In such cases, an intimation shall be sent by the procurer to the appropriate Regulatory Commission about initiation of the bidding process.*
 - b. *Approval of the Appropriate Commission shall be sought in event of the deviations from the bidding conditions contained in these guidelines, following the process described in para 5.16 of these guidelines.*

- f) The proposed changes from the RFP documents as approved by Honourable Commission vide its order no. UPERC/D(G)/Secy/Karchhana/2008–284 dated 24/1/2008 are listed down in the Annexure A attached with this petition.

- g) SPGCL respectfully prays the Hon'ble Commission to
 - a. Take the petition on record.
 - b. Allow Authorised Representative to commence the sale of RFP document to bidders and incorporate any further changes that may be required subsequently in RFP document.
 - c. Grant suitable opportunity to the petitioner within a reasonable time frame to file additional material information that may be subsequently available and / or as may be required by the Hon'ble Commission.
 - d. Consider and approve the RFP document.
 - e. Pass such order as the Hon'ble Commission may deem fit & proper in the facts & circumstances of the case.

Sangam Power Generation Company Limited
Petitioner

Chief Engineer (Project)

Lucknow
11th August, 2008