



Licence No.9/Transmission/CERC

CENTRAL ELECTRICITY REGULATORY COMMISSION

LICENCE TO TRANSMIT ELECTRICITY AS A TRANSMISSION LICENSEE

1. The Central Electricity Regulatory Commission (hereinafter referred to as "the Commission"), in exercise of the powers conferred under Section 14 of the Electricity Act, 2003 (36 of 2003) (hereinafter referred to as "the Act"), hereby grants this licence to **M/s. North East Transmission Company Ltd** (hereinafter referred to as "the licensee"), to transmit electricity as a transmission licensee and for that purpose to construct, maintain and operate the transmission assets described in the schedule attached, under the direction, control and supervision of the Central Transmission Utility, subject to the terms and conditions contained in the Act, (in particular, Sections 17, 18, 19, 20, 21 and 22 thereof) the Rules made by the Central Government (hereinafter referred to as "the rules") and the Central Electricity Regulatory Commission (Procedures, Terms and Conditions for grant of Transmission Licence and other related matters) Regulations 2009, specified by the Commission (hereinafter referred to as "the Regulations"), including statutory amendments, modifications, reenactments thereof, and the orders dated 21.5.2009 and 16.6.2009 in Petition No. 16/2009, all of which shall be read as part and parcel of this licence.
2. Wherever there is a contradiction between the terms and conditions contained in this licence and the agreements signed between the licensee and the Central Transmission Utility or any other person, the provisions of this licence, as amended from time to time, shall apply.
3. This licence is not transferable, except in accordance with the provisions of the Act, the rules and the regulations.

4. (I) The licensee shall not without prior approval of the Commission—
- (a) undertake any transaction to acquire by purchase or take over or otherwise, the utility of any other licensee; or
 - (b) merge its utility with utility of any other licensee
- (II) The licensee shall before obtaining the approval, give not less than one month's notice to every other licensee who transmits electricity in the area of the licensee.
- (III) The licensee shall not at any time assign its licence, or transfer its utility, or any part thereof, by sale, lease or otherwise without the prior approval of the Commission.
- (IV) Any agreement relating to any transaction referred to in sub-clause (I) or sub-clause (III), unless made with the approval of the Commission, shall be void.
5. The grant of this licence to the licensee shall not in any way hinder or restrict the power of the Commission to grant a licence to any other person within the same area for the transmission assets other than those described in the schedule. The licensee shall not claim any exclusivity.
6. This licence shall commence on the date of its issue and unless revoked earlier, shall continue to be in force for a period of 25 (twenty five) years.
7. The licensee may with prior intimation to the Commission, engage in any business for optimum utilisation of its assets:
Provided that a portion of the revenues derived from such business shall, as specified by the Commission from time to time, be utilised for reducing its charges for transmission and wheeling:
Provided further that the licensee shall maintain separate accounts for each such business undertaking to ensure that transmission business neither subsidises in any way such business undertaking and nor does it encumber its transmission assets in any way to support any business:
Provided also that the licensee shall not enter into any contract or otherwise engage in the business of trading in electricity.

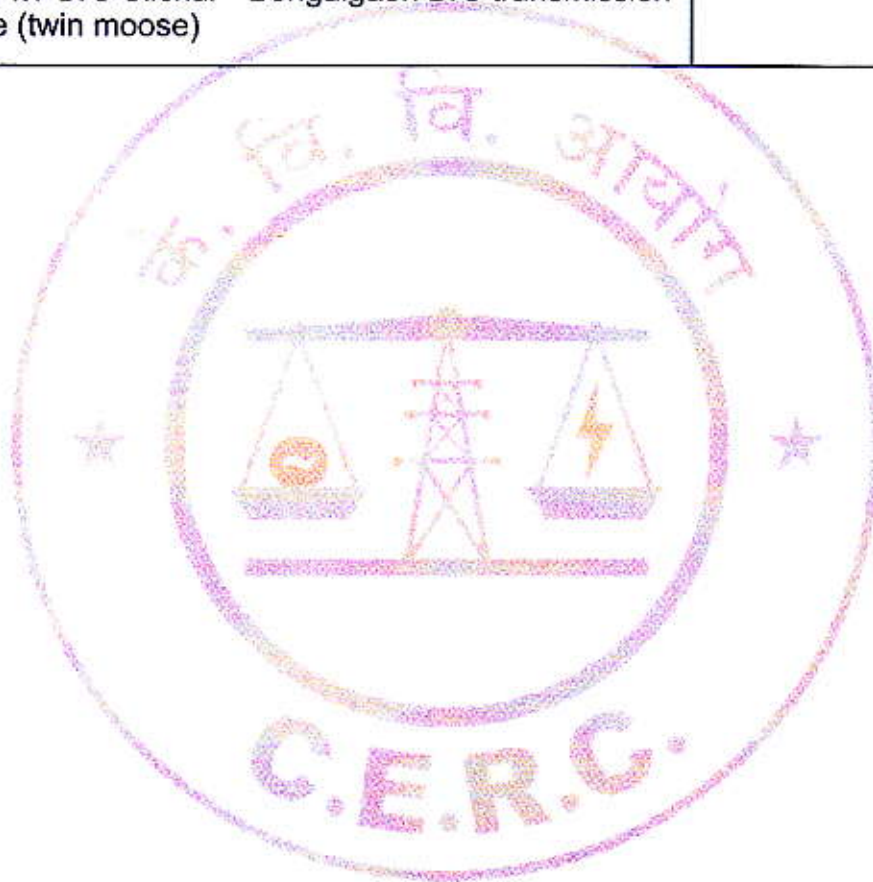
8. Except as otherwise specified by the Commission, the licensee shall pay licence fee at the rate of Rs. 2 lakh per annum during the period of construction and up to the date of commercial operation of the transmission assets and thereafter, the licence fee shall be payable @ 0.05% per annum of the annual transmission charges applicable for that year. Licence fee for a part of the year shall be paid on *pro rata* basis. The year for the purpose of this clause means a period of twelve months commencing on 1st April of a calender year and ending on 31st March of the following calender year.
9. The provisions contained in the Act with regard to revocation of licence and sale of utility of the licensee shall apply to the licensee.
10. Notwithstanding anything contained in any agreement, signed between the licensee and the Central Transmission Utility, all disputes related to the statutory functions of the Commission to regulate inter-State transmission of electricity and determine tariff for inter-State transmission of electricity and interpretation of this licence, including the terms and conditions thereof, shall be adjudicated upon or referred for arbitration by the Commission in accordance with the provisions of the Act, the Rules and the Regulations.

Place : New Delhi
Date : 16th June, 2009


(ALOK KUMAR)
Secretary

SCHEDULE

Sl.No. (kms)	Transmission Lines	Approximate line length
(1)	400 kV D/C Palatana - Silchar D/C transmission line (twin moose)	250
(2)	400 kV D/C Silchar - Bongaigaon D/C transmission line (twin moose)	400



Place: New Delhi.
Date : 16th June, 2009


(ALOK KUMAR)
Secretary



No.11 /16/2003-PG

भारत सरकार

Government of India

विद्युत मंत्रालय

Ministry of Power

Shram Shakti Bhawan, Rafi Marg, New Delhi – 110001

Telefax No. 23730264

New Delhi, the 20th August, 2009

To

Shri Haziq Beg
Director
North East Transmission Company Limited
UG Floor, Mahindra Towers,
2A, Bhikaji Cama Place,
New Delhi-110066
Fax-26103986

Sub : Prior approval of the Government under Section 68 of the Electricity Act, 2003 for "Transmission System associated with 726.6 MW Pallatana Project".

Sir,

I am directed to refer to NETCL's letter dated 10.2.2009 and in supersession of Ministry of Power's letter of even number dated 3.8.2006 on the above subject, the prior approval of the Central Government under sub-section (1) of Section 68 of the Electricity Act, 2003 is hereby accorded with the following modified scope of works for "Transmission System associated with 726.6 MW Pallatana Project":

- (i) 400 kV Pallatana-Silchar D/C transmission line (twin moose) – 254 km long
- (ii) 400 kV Silchar-Bongaigaon D/C transmission line (twin moose)-408 km long

The above approval is subject to the following condition that the line would be LILOed at Azara (New Guwahati) and Byrnihat at a future date.

The approval is subject to compliance of (a) the requirement of the relevant provisions of the Electricity Act, 2003, as amended from time to time and the rules and regulations framed thereunder and (b) the rules governing the overhead lines as specified in the Indian Electricity Rules, 1956 till they are substituted by corresponding rules framed under the Electricity Act, 2003.

This approval is also subject to the following conditions:

1. The implementing agency will commence construction of the project within 3 years, unless this term is extended by the Ministry of Power.
2. Ministry of Power may withdraw the approval before the expiry of the period of 3 years after giving a one-month notice.

Yours faithfully


(K.V. Gopala Rao)

Under Secretary to the Govt. of India

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