



MCL

Office of the General Manager (M&S)
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No. MCL/SBP/GM (M&S)/Sectt./2020-21/ 1804

Dt. 28/11/2020

NOTICE

Sub: Dispensation for Waiver of performance related obligation during the pandemic period evoking Force Majeure provision of FSA.

As per the decision taken in 237th CFDs Meeting of CIL, communicated vide CIL's letter no. CIL/Linkage Auction/326 dated 25.08.2020, MCL vide Notice No. MCL/SBP/GM(M&S)/Coml./2020-21/1269 dated 7/09/2020 (copy enclosed as Annexure 1) had notified the dispensation towards waiver of performance related obligation under FSA during the pandemic period to give consequential relief to customers to the extent of prorated MSQ of April 2020 & May 2020 under Force Majeure provisions of FSA.

CIL vide letter no. CIL/M&S/Linkage Auction/510 dated 27.11.2020 (copy enclosed as Annexure 2) has communicated that after further deliberation on the issue, the followings have been decided in the 244th CIL CFDs meeting as an extension of earlier decision taken in the 237th CIL CFDs meeting.

Quote

- a) The Force Majeure dispensation, communicated earlier vide CIL letter dated 25.08.2020, is hereby extended to cover the prior contract period for which the performance was affected due to lockdown during April & May 2020.
- b) FSA consumers may be allowed an option to apply for FM relief for the non-performance attributable to the lockdown either for the contractual obligations for the current fiscal (2020-21) or preceding years or both. However, the total FM relief for the current fiscal and /or previous years(s) together shall not be more than proportionate ACQ for April & May 2020.
- c) The subsidiary coal companies shall notify another window of 7 days against which willing consumers can request the concerned coal company for such relief under FM. If the consumer has applied for FM against earlier notification of the Coal Company, the same is to be referred in their current application.

Unquote

In view of the above decision of CIL, this Notice is being issued with a window of 7 days i.e. from 29/11/2020 to 05/12/2020 for consumers having FSA with MCL. Willing consumers may apply for availing Force Majeure relief towards inability to perform their contractual obligations under FSA during the Pandemic lockdown period April 2020 & May 2020 against the current fiscal (2020-21) or preceding years or both. The total FM relief under this dispensation for the current fiscal and /or previous years(s) together shall not be more than the proportionate ACQ for April 2020 & May 2020.



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Consumers, who have applied for Force Majeure Relief as per earlier notification dated 07/09/2020 of MCL, are requested to refer their earlier application in the current application.

This is for the information of all concerned.

Encl: as above

J. Nayak 28/11/2020.
General Manager (M&S)
J. Nayak

Distribution:

- General Manager (Systems), MCL: is requested to upload the Notice on MCL Website
- Chief Manager (M&S-OP)/Manager (M&S-RS), MCL HQ
- Chief Manager (Fin-SA)/Dy. Manager (Fin-SA), MCL HQ
- HOD (Coml.-M&S), CIL
- NOTICE BOARD

Copy for Kind information:

- CMD, MCL
- Director(Tech/OP), MCL
- Director(Fin), MCL