

No. MCL/SBP/HOD(M&S)/Comml./2018/177

Dt. 17.04.2018

NOTICE

Sub: Submission of Annual Certificate issued by Regulatory Authority and Affidavit by IPPs/PPUs

In accordance with the requirement prescribed under clause no. 14 (d) of Fuel Supply Agreement (FSA), all the **IPPs/PPUs** drawing coal from the sources of MCL under FSA are hereby advised to submit Annual Certificate from their concerned State/Central Regulatory Authority as the case may be for the FY 2017-18 to the effect that the DISCOM(s) have received consistent supply of power from the power producer in case of a direct PPA(s) or from the PTC(s) to whom the power producer has supplied the power to be supplied to the DISCOM(s) under the PPA. The Certificate should indicate Unit wise consistent receipt of power by the DICOSM(s) from the IPP/PPU during the period 2017-18 as per long term PPA.

Besides the above, all the IPPs/PPUs are also advised to submit an affidavit (as per the format enclosed) for the FY 2017-18 affirming that the coal supplied from the sources of MCL under FSA has been used as per long term PPA and the power generated using the coal has been supplied to the DISCOMs as per PPA.

The Annual Certificate and the Affidavit as stated above should positively be submitted within 15 days from the date of issuance of this notice.

R. Anish
HOD (M&S) 17/04/18
WJ

Distribution:

- DT (OP), MCL:- for kind information.
- GM(M&S), CIL, Kolkata
- GM(Systems)- is requested to hoist the above notice on MCL website under the Link "Our Business"-- > "Sales & Marketing"-- > "Notices"--- > "Notices for FSA"

AFFIDAVIT

(On Non-Judicial Stamp Paper of requisite value)
(To be executed before a 1st class/Executive Magistrate)

I,, Proprietor/Director/Partner/ Constituted Attorney/Accredited Representative of the Purchaser M/s solemnly declare that:

Whereas, (Name of the Power Plant & Unit), the **Purchaser**, executed Fuel Supply Agreement (FSA) and signed all further amendments thereto with Mahanadi Coalfields Limited (MCL), the Seller on for supply of coal for power generation in terms of the said agreement. Now in terms of aforementioned FSA, we hereby state and solemnly affirm as under:

1. That, against the above FSA, we furnished long term PPA entered with DISCOMs/PTCs for MW which is to the extent of% of the generating capacity of the Plant.
2. That, the Power generated out of the coal received under the FSA from the coal supplying subsidiary of CIL (Mahanadi Coalfields Limited (MCL)) **during FY 2017-18** has been supplied to the DISCOM(s)/PTC(s) etc. as per the existing long term PPA(s) with DISCOMs/PTCs.
3. That in case at any stage it is found that the Power Generated out of the coal supplied under the subject FSA has not been supplied to the DISCOM(s)/PTC(s) under the long term PPA, We shall be liable for actions as may be available to the Seller under the FSA considering such failure as 'breach' in terms of the Fuel Supply Agreement and for any other actions taken by any other authority including the State/Central Power Regulator.

Signature of the Purchaser/Representative of the Purchaser

(Deponent)

Dated.....

VERIFICATION

I,, the above named deponent do hereby verify that the contents of the paragraph 1 and 2 are true to my knowledge, whereas that of paragraph 3 my undertaking and nothing has been concealed and no part of it is false.

Signed at (Place) of (Date)

(Deponent)

Seal of the Magistrate