



**SOLAR POWER DEVELOPERS ASSOCIATION**  
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**SPDA/PG/2021/258**

**January 15, 2021**

**To,**  
**Shri Aniruddha Kumar**  
**Additional Secretary**  
Ministry of New & Renewable Energy  
CGO Complex, New Delhi

**Subject: Request for resolution of expeditious processing of DRC cases that is presently extremely slow.**

**Ref: MNRE order dated 18.06.2019 regarding setting up a Dispute Resolution Mechanism to consider the unforeseen disputes between solar/wind power developers and SECI/NTPC, beyond contractual agreement.**

Dear Sir,

Greetings from Solar Power Developers Association.

At the outset, SPDA would like to thank MNRE for introducing the Dispute Resolution Mechanism (DRM) for faster settlements of contractual disputes. However, we would like to bring to your kind notice some of the critical issues that Solar Power Developers are facing with the DRM process.

**1. Modifications to the DRC recommendations:**

The Ministry of New and Renewable Energy ("MNRE") vide its order dated 18.06.2019 issued setting up a Dispute Resolution Mechanism to consider the unforeseen disputes between solar/wind power developers and SECI/NTPC, beyond contractual agreement. The relevant excerpt is reproduced below:

*"3. (v): The recommendations of the Dispute Resolution Committee' (DRC), along with MNRE's observations, will be placed before Hon'ble Minister (NRE) for the final decision. The Ministry shall examine and put up such recommendations to Minister (NRE) with the comments of IFD within twenty-one (21) days of receipt of the recommendation from the DRC."*

It may kindly be noted that DRC gives its recommendations after allowing the developers to present their case. These recommendations are given after due diligence and following the principles of natural justice.

**Request:**

Hence, the recommendation from the competent authority should be accepted without any modification by MNRE.



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**2. Transparency in the DRC process:**

In addition to the above, during the entire DRM's due process, SPDs are not aware of the DRC's final recommendation forwarded to MNRE.

**Request:**

Therefore, we also request that a copy of the DRC's recommendation should be made available to the concerned developers.

We look forward to your favorable consideration in the matter.

Thanking you

Yours Sincerely

Praveen Golash

Joint Secretary, SPDA