

GOVERNMENT OF ODISHA
INDUSTRIES DEPARTMENT

RESOLUTION

No. 3062 /I., Bhubaneswar, Dated 29/11/2024
IND-HI2-GUID-0001-2022

OPERATIONAL GUIDELINES FOR
EXEMPTION OF ELECTRICITY DUTY TO PRIORITY AND THRUST SECTOR INDUSTRIES
OR INDUSTRIES OPTING FOR CAPTIVE RENEWABLE ENERGY PLANTS UNDER IPR,
2022

[See Section 4.5.2]

1. **Short Title:** Operational guidelines for the exemption on payment of Electricity Duty on Distribution Company's power and captive renewable energy plants under provisions of Section - 4.5.2 of IPR 2022.
2. **Extent:** -It shall extend to the whole of the State of Odisha.
3. **Effective Date:** - It shall be effective from the 1st Day of December 2022.
4. **Eligibility:**
 - 4.1 New industrial unit under Thrust and Priority sector industries.
 - 4.2 Migrated industrial unit under Thrust and Priority sector treated as new industrial unit.
 - 4.3 Industrial units under Thrust or Priority Sector as specified in this IPR which take up expansion/ Modernization/ Diversification (E/M/D)
 - 4.4 New & existing industrial units under Thrust, Priority sector or all other sectors, as defined in this IPR, setting up Renewable energy Captive Power Plant within the State with rooftop solar, floating solar, wind, hydro, pumped storage hydro, battery energy storage or hybrid of those technologies. Non-conventional sources & bio-fuel for Green Energy Subsidy.
 - 4.5 If the industrial unit has availed this incentive under any scheme of State Govt. or the Central Govt. (GoI) or Govt. Agencies or any financial institutions, it shall be eligible for the differential benefit only.
 - 4.6 Units listed at Annexure – III- list of **Negative Sectors** of IPR-2022 shall not be eligible for fiscal incentives as industrial units

5. Terms and Expressions:

- i. Terms and expressions used in this operational guideline, but not specifically defined here, shall have the same meaning as in Industrial Policy Resolution 2022 or the Operational guidelines to define the rules for eligibility under Thrust and Priority Sector Industries and all other sector Industries having Captive Renewable Energy Plants, providing details about the eligibility criteria and other policy provisions.
- ii. Electrical Inspector means Chief Engineer-cum- Chief Electrical Inspector of concerned zone/ Additional Chief Engineer-cum- Electrical Inspector of concerned area.

6. Policy Provision:

4.5.2. Power

a. Priority Sectors

New industrial units in the Priority Sectors shall be provided 100% exemption from payment of Electricity Duty for a period of 7 years from the date of commencement of commercial production.

b. Thrust Sectors

- i. New industrial units in the Thrust Sectors shall be provided 100% exemption from payment of Electricity Duty for a period of 10 years from the date of commencement of commercial production.
- ii. For Green Hydrogen and Green Ammonia manufacturing units, the following provisions shall be applicable for power consumed for manufacturing:

100% exemption from payment of Electricity Duty for a period of 20 years from the date of commencement of commercial production

- c. Special Incentives for Captive Renewable Energy Plants: Existing and new industrial units in Thrust, Priority and All Other Sectors, as defined in this IPR, setting up renewable energy captive generating plants within the state with rooftop solar, floating solar, wind, hydro, pumped storage hydro, battery energy storage and hybrid of these technologies shall be eligible for following incentives

for the power generated and consumed for commercial operations within the state.

"100% exemption of Electricity Duty for 20 years from the date of consumption of renewable energy for commercial operations in the state."

7. Time frame for filing application:

7.1 Eligible Industries shall file its claim of ED exemption complete in all respect, within **1 year** from the date of commencement of first commercial production.

7.2 Application in the prescribed form received after the due date / incomplete in any respect shall be liable to be summarily rejected.

8. Condonation of delay in implementation / Claim of Electricity Duty by Empowered Committee:

Time limit for implementation of the project is 3 years for MSMEs and first 5 years for large units. The delay in implementation of the project beyond the control of the project proponent may be condoned on a case to case basis by an Empowered Committee.

In case of delay in filing of application for the above claims, Secretary, Industries Department shall be competent to condone the delay in submission of application up to **one year**, i.e., application of claim received within **twenty-four months** from the date of first commercial production. Further delay in such claim shall be considered by Chief Secretary for condonation as per the merit. Condonation of delay shall be considered for the reasons beyond the control of industrial unit.

If implementation delay has been condoned by the Empowered Committee, copy of such document shall be furnished.

9. Procedure:

9.1 Eligible Industries claiming exemption from the payment of Electricity Duty shall submit application in the prescribed form appended to this operational guideline at **Annexure - A** along with copies of all relevant documents as mentioned in the Checklist at **Annexure - B**. Application shall be submitted in triplicate to the Managing Director, IPICOL in case of large Industries and to the GM, DIC for MSMEs.

9.2 Copies of the documents as indicated in the checklist shall be self-certified by Proprietor / Managing Partner / Managing Director / Authorized Signatory.

9.3 On receipt of application with copies of relevant documents, the acknowledgement as prescribed at **Annexure - C** shall be dispatched to the applicant duly signed by the Managing Director, IPICOL / GM, DIC / authorized officer on the day of receipt. Managing Director, IPICOL / GM, DIC may designate an officer for the purpose.

9.4 The application of eligible Industries shall be examined and scrutinized by IPICOL / GM, DIC to determine the date of first fixed capital investment, date of first commercial production, entitlement for ED exemption, date of availing power supply for commercial production, date of consumption of renewable energy for commercial operation certified by competent authority. After scrutiny and examination, correction, if any required on the application form, shall be made under the signature of Managing Director, IPICOL / GM, DIC / authorized officer. The process of examination, scrutiny etc., shall be completed in all respects and forwarded to Director of Industries, Odisha within 15 days of receipt of proposal.

9.5 After completion of examination, scrutiny of the proposal, IPICOL / DIC shall transmit the application in duplicate including relevant documents along with data in **Annexure - D** within 15 days of receipt of proposal to the Director of Industries, Odisha under intimation to the applicant unit. The third set of application with copies of relevant documents shall be retained by IPICOL or DIC for record.

9.6 Director of Industries, Odisha, on receipt of application from IPICOL / DIC may further examine the application within next 3 days.

10. Sanction of Exemption of Electricity Duty

10.1 The recommendation along with one set of application with supporting documents shall be forwarded by Director of Industries, Odisha to the Electrical Inspector concerned in the prescribed form appended at **Annexure - E** within next 7 days.

- 10.2 On receipt of the recommendation from Director of Industries, Odisha, the Electrical Inspector concerned shall **sanction** the exemption of Electricity Duty and intimate the same to the Executive Engineer of concerned Electrical Division / Chief Engineer-cum- Chief Electrical Inspector, Odisha of concerned zone/ EIC(Elecy.)-cum-PCIE, Odisha/ Director of Industries, Odisha, Managing Director, IPICOL / GM, DIC and applicant unit in the prescribed format appended at **Annexure - F** within 7 days from the date of receipt of recommendation from the Director of Industries, Odisha in case of power availing from DISCOM.
- 10.3 In case of renewable energy captive power plant, on receipt of the recommendation from Director of Industries, Odisha, the Electrical Inspector concerned shall sanction the exemption of Electricity Duty and intimate the same to the applicant unit/ Chief Engineer-cum-Chief Electrical Inspector, Odisha of concerned zone/ EIC (Elecy.)-cum-PCEI, Odisha/ Director of Industries, Odisha, Managing Director, IPICOL/ GM, DIC in the prescribed format appended at the **Annexure-G** within seven days from the date of receipt of recommendation from the Director of Industries, Odisha.
- 10.4 In any case exemption is allowed after collection of electricity duty, the Executive Engineer concerned shall take necessary steps to adjust the excess collection against ED payable by the industrial unit in near future after getting refund order from the Electrical Inspector concerned.
- 10.5 Electrical Inspector concerned shall keep accounts of exemption and adjustment and intimate the same at the end of each financial year to the Chief Engineer-cum-Chief Electrical Inspector, Odisha of concerned zone /EIC(Elecy.)-cum-PCEI, Odisha/ Director of Industries, Odisha / MD, IPICOL concerned so as to keep record of quantum of benefit extended under the policy.
- 10.6 The date of Power Supply to avail of admissible exemption on Electricity Duty is the date of power supply by the DISCOM for commercial production. Therefore, it is advisable that the eligible Industries should take construction power and production power separately and to execute separate agreement for construction power and production power. No exemption is allowed for construction power.

11. **Rejection:** In case of **rejection** of application at the level of Managing Director, IPICOL / GM, DIC / Director of Industries, Odisha / Chief Engineer-cum-Chief Electrical Inspector concerned zone/ EIC(Elec.)-cum-PCEI, Odisha the reasons of rejection shall be communicated to the applicant unit by the concerned authority as early as possible or within a maximum period of 45 working days of receipt of application from the claimant unit at IPICOL or DIC in the format prescribed at Annexure – H.

12. The receipt of claim filed by the industrial units and exemption of Electricity Duty allowed, shall be monitored both electronically & manually by IPICOL / GM, DIC / Directorate of Industries, Odisha / Electrical Inspector concerned.

13. Miscellaneous:

13.1 Electrical Inspector(s) concerned / Directorate of Industries, Odisha/ DIC / IPICOL may inspect the industrial unit individually / jointly, if felt necessary.

13.2 Industrial Unit shall furnish information, reports, periodical statements etc to the DIC / IPICOL / Directorate of Industries, Odisha / Electrical Inspector(s) concerned as and when required.

13.3 Industrial unit availed incentives will not be allowed to shift its' location without prior approval of DIC / Director of Industries, Odisha/IPICOL.

13.4 Time limit prescribed in this guideline is of working days only.

14. The views of Finance Department in this regard have been obtained vide their OSWAS File No. FIN-ES2-MISC-0002-2023 and these Operational Guidelines have been concurred by Energy Department.

By order of the Governor



Principal Secretary to Government
Industries Department

Memo No. 3063 /I., Bhubaneswar, dated 29/4/2024

Copy forwarded to All Departments/ All Heads of Departments / All Revenue Divisional Commissioners/ All Collectors/ All DICs/ All Sections of Industries Department (except HI-II Section and IMU Section)/ Guard File for information & necessary action.


Special Secretary to Government.

Memo No. 3064 /I., Bhubaneswar, dated 29/4/2024

Copy forwarded to the Managing Director, IDCO/ Managing Director, IPICOL/ Managing Director, Odisha Film Development Corporation/ Director of Industries, Odisha for kind information & necessary action.


Special Secretary to Government.

Memo No. 3065 /I., Bhubaneswar, dated 29/4/2024

Copy forwarded to IMU Section, Industries Department for information & necessary action with a request to upload the Resolution in the website of Industries Department.


Special Secretary to Government.

Annexure –A

APPLICATION FOR EXEMPTION FROM PAYMENT OF ELECTRICITY DUTY

(Section – 4.5.2 of IPR 2022)

*Application received after the due date / incomplete in any respect shall be liable for rejection
(Strike out whichever is not applicable)*

From,

M/s. _____

At _____

PO _____

Sub-Div. _____

Dist. _____

(Location of the Industrial Unit)

To,

The Managing Director,

Industrial Promotion and Investment Corporation of Odisha limited

IPICOL House, Janpath, Bhubaneswar-751022

The General Manager, DIC, _____

Sub: Exemption of Electricity Duty allowed to Industries in Priority or Thrust Sectors or Industries set up Captive Renewable Energy Plants under IPR 2022

Sir,

In accordance with the provisions laid down in Industrial Policy Resolution-2022 and its operational guidelines the claim for exemption of Electricity Duty allowed is submitted herewith for the eligible period with following particulars:

1	Category of the Industry (Priority Sector / Thrust Sector / Green Hydrogen and Green Ammonia manufacturing unit / Industry with Captive Renewable Energy Plant) <i>*Kindly also mention the Sector as mentioned in the Eligibility Certificate issued by Director of Industries</i>	
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2	Address of communication			
3	Type of organization (Proprietorship / Partnership / Co-operative / Private Limited / Public Limited)			
4	Name of Proprietor / Managing Partner / Managing Director / Authorized Signatory			
5	Production Certificate Number and Date (In case production certificate applied but not issued, the applicant must submit an undertaking and proof of submission of application)			
6	Items of manufacture / activity	Item	Quantity	Value (Rs.)
		(i)		
		(ii)		
7	Date of first fixed capital investment			
8	Date of commencement of commercial production / Date of consumption of renewable energy for commercial operation as certified by competent authority for RECPP (Copy enclosed)			
9	Date of power supply for commercial production and Energy Consumer Number			
10	Connected load / contract demand (in MVA)			
11	Location of RECPP.			
12	Date of initial inspection (copy initial inspection report from the Electrical Inspector to be enclosed)			
13	Consumer No.			
14	DISCOM Zone			
15	Bank A/c No. of the industrial unit (for DBT)			
16	Name of Bank Branch with IFSC code & MICR No.			

PART-I

Application for exemption from payment of electricity duty

(Strike out whichever is not applicable)

1.	Extent of exemption of electricity duty and the period for which exemption is being claimed (From Date – To Date)	
2.	Whether Electricity Duty exemption has availed earlier (Yes/ No) If yes, furnish in detail	
3.	If yes, extent of exemption of electricity duty and the period of exemption availed from any scheme of State Govt. or the Central Govt. (Gol) or Govt. Agencies or any financial institutions (Furnish details)	

I, Sri _____ s/o _____ at present _____ (designation) of M/S _____ (name of the industrial unit) certify that the information furnished as above is true and correct to the best of my knowledge and belief.

I hereby undertake to abide by the terms and conditions prescribed under the provisions of IPR 2022 and its operational guidelines.

I hereby undertake to furnish information, reports, periodical statements etc. to the RIC / DIC / IPICOL / Directorate of Industries, Odisha / Electrical Inspector concerned as and when required.

Copies of relevant documents in support of information / facts furnished above are **enclosed** here with.

Enclosures:

1.

Date:

Place:

**Signature of the Proprietor / Managing Partner/ Managing Director /
Authorized Signatory in full and on behalf of M/s _____**

Annexure – B

CHECK LIST FOR EXEMPTION OF ELECTRICITY DUTY IN FAVOUR OF PRIORITY AND THRUST SECTORS AND INDUSTRIES OPTING FOR CAPTIVE RENEWABLE ENERGY PLANTS

Copies of documents to be attached with the application shall be self-attested by Proprietor / Managing Partner/Managing Director / Authorized Signatory (Strike out whichever is not applicable)

1	Production Certificate (PC)
2	Thrust or Priority Sector Certificate
3	Power of Attorney / Board Resolution / Society Resolution, as applicable, while signing as Partner / Managing Director / Authorized person.
4	Certificate of registration under Indian Partnership Act 1932 / Societies Registration Act-1860 / Certificate of incorporation (Memorandum of Association & Article of Association) under Company Act-1956
5	Certificate on date of first commercial production (self-certification if Production Certificate is applied but not received from Director of Industries)
6	Copy of the agreement indicating contract demand executed with Power Distribution Company for supply of power for production
7	Certificate in support of date of power supply indicating connected load for production with Consumer No of the Industry from Power Distribution Company
9	Details of Electricity Duty Exemptions availed earlier (if any)
10	Last month Electricity Bill with payment voucher
11	Documents in proof of delay condonation approved by Empowered Committee, if applicable
12	Copy of initial inspection report from the Electrical Inspector
13	Copy of the date of consumption of renewable energy for commercial operation of RECAPP as certified by competent authority

Annexure – C
(FOR OFFICE USE)

INDUSTRIAL PROMOTION AND INVESTMENT CORPORATION OF ODISHA LIMITED,
IPICOL HOUSE, JANPATH, BHUBANESWAR,

OFFICE OF GENERAL MANAGER,
DISTRICT INDUSTRIES CENTER, _____
Letter No.----- / Date-----

Acknowledgement

(To be issued by authorized officer IPICOL / DIC on the day of receipt)

To,

Sri _____

M/s. _____

Received the application for _____ under the provisions of INDUSTRIAL POLICY RESOLUTION 2022 and its operational guidelines along with documents mentioned below from M/s _____ At/PO _____ Dist. _____ on date _____ through post / person/online.

List of documents

- 1.
- 2.
- 3.

Signature of authorized officer

IPICOL with seal & date

GM, DIC, _____ with seal & date

Annexure – D

INDUSTRIAL PROMOTION AND INVESTMENT CORPORATION OF ODISHA LIMITED,
IPICOL HOUSE, JANPATH, BHUBANESWAR.

OFFICE OF GENERAL MANAGER,
DISTRICT INDUSTRIES CENTER, _____

Letter No.----- / Date-----

To

Director of Industries, Odisha
Cutlack, Odisha

Sub: Recommendation for exemption of Electricity Duty allowed for Industries in Priority or Thrust Sectors or Industries with Captive Renewable Energy Plants under IPR 2022

Sir,

In accordance with the provisions laid down in IPR 2022 and its operational guidelines, I am to furnish herewith the application with copies of all relevant documents filed by M/s _____, At P.O. _____ Dist. _____ bearing IEM/Production Certificate (PC) No. _____ date _____. The particulars of the unit are given below:

1	Date of receipt of application from the industrial unit	
2	Category of Sector (as approved under the eligibility criteria of Priority and Thrust Sectors Operational Guidelines)	
3	Date of first fixed capital investment i.e. land / building / plant & machinery and balancing equipment.	
4	Date of power supply for the purpose of production	
5	Copy of the date of consumption of renewable energy for commercial operation of RECPP as certified by competent authority.	
6	Date of initial inspection by the Electrical Inspector	
7	Connected load / contract demand allowed to the industry	
8	Energy Consumer no. of the industry	
9	Name of the DISCOM	
10	Last month Electricity Bill with payment voucher (Enclose the copy)	
11	The industrial unit has availed this incentive under any scheme of State Govt. or the Central Govt. (GoI) or Govt Agencies or any financial institutions	

The received documents are verified and found in order. The industrial unit is eligible for exemption of Electricity Duty allowed for Industries in Priority and Thrust Sectors and Industries with Captive Renewable Energy Plants under IPR 2022.

Yours faithfully,
Managing Director, IPICOL
GM, DIC, _____

Encl. (Two sets of application with supporting documents)

Memo No. _____ / dt.

Copy forwarded to Sri _____,
M/s _____, At _____ P.O. _____
Dist. _____ for kind information.

Managing Director, IPICOL
GM, DIC, _____

Annexure – E

OFFICE OF THE DIRECTOR OF INDUSTRIES, ODISHA, CUTTACK

No----- Dt-----

(Strike out whichever is not applicable)

To

The Electrical Inspector

Sub: Recommendation for exemption of Electricity Duty allowed for Industries in Priority or Thrust Sectors and/ or Industries with Captive Renewable Energy Plants under IPR 2022

Sir,

In accordance with the provision laid down in section 4.5.2.a(i), 4.5.2.b(i), 4.5.2.b(iv)(1), 4.5.2.C(2) of IPR 2022, I recommend that M/s_____ At P.O._____ Dist._____ bearing IEM / IL No. _____date_____ may be exempted from payment of Electricity Duty from_____ i.e. from the date of availing power supply for commercial production/ from the date of consumption of renewable energy for commercial operation of RECPP up to the period of eligibility as per the criteria mentioned in the Policy Provisions (Para 6 of the OG). The particulars of the unit are given below.

1	Date of power supply for the purpose of production	
2	Date of commencement of production	
3	Copy of the date of consumption of renewable energy for commercial operation of RECPP as certified by competent authority.	
4	Date of initial inspection by Electrical Inspector	
5	Connected load / contract demand allowed to the industry	
6	Consumer no of the industry	
7	Name of the DISCOM	
8	Date of application received from the industrial unit for ED Exemption	
9	The industrial unit has availed this incentive under any scheme of State Govt. or the Central Govt. (Gol) or Govt. Agencies or any financial institutions	

It is certified that the unit is entitled to Electricity Duty exemption under IPR 2022

Yours faithfully,

Director of Industries, Odisha.

Encl. (One set of application with supporting documents)

Memo No. _____ / dt.

Copy forwarded to the Managing Director, IPICOL, IPICOL House, Janpath, Bhubaneswar /GM, DIC, _____ for information and necessary action.

Director of Industries, Odisha.

Memo No. _____ /dt.

Copy forwarded to Sri _____ M/s _____
At _____ P.O. _____ Dist. _____ for information.

Director of Industries, Odisha.

Annexure – F

OFFICE OF THE ELECTRICAL INSPECTOR, _____

No. _____ Dt. _____

(Strike out whichever is not applicable)

From

The Electrical Inspector

To

The Executive Engineer

Sub: Sanction of exemption from payment of electricity on DISCOM's/ GRIDCO's power supply under the provisions of IPR 2022

Sir,

In accordance with the provision laid down in section 4.5.2.a(i), 4.5.2.b(i), 4.5.2.b(iv)(1), 4.5.2.C(2) of IPR 2022, exemption from payment of electricity duty on Distribution Company's power supply up to a contract demand _____ is allowed in favour of M/s _____, At P.O. _____ Dist. _____ bearing IEM/ PC No. _____ dated _____ and consumer no _____ for a period of 7 years under Priority Sector/ 10 years under Thrust Sector/ 20 years for Green Hydrogen and Green ammonia manufacturing unit thrust sector from the date of availing power supply for commercial production to the eligible units under IPR 2022.

Yours faithfully,

Electrical Inspector

Memo No. _____ / dt.

Copy forwarded to the Chief Engineer-cum-Chief Electrical Inspector of concerned zone/ EIC(Elec.)-cum-PCEI, Odisha, Bhubaneswar / Director of Industries, Odisha, Cuttack / Managing Director, IPICOL / GM, DIC for information.

Electrical Inspector

Memo No. _____ / dt.

Copy forwarded to M/S _____ for kind information.

Electrical Inspector

Annexure-G
OFFICE OF THE ELECTRICAL INSPECTOR,
No _____ Dt _____
(Strike out whichever is not applicable)

From _____
Electrical Inspector

To _____
M/s _____

Sub: Sanction of exemption from payment of electricity duty for RECPP under the provisions of IPR-2022.

Sir,

In accordance with the provision laid down in section 4.5.2.a(i), 4.5.2.b(i) , 4.5.2 b(iv)(1), 4.5.2.C(2) of IPR 2022, 100% exemption from payment of electricity duty is allowed in favour of M/s _____ At/ P.O. _____ Dist _____ bearing IEM/ PC No. _____ dated _____ for a period 20 years on its RECPP from the date of consumption of renewable energy for commercial operation in the state under provision of IPR-2022.

Yours faithfully,

Electrical Inspector.....

Memo No. /dt.

Copy forwarded to the Chief Engineer-cum-Chief Electrical Inspector of concerned zone /EIC (Electricity)-cum-PCEI, Odisha / Director of Industries, Odisha, Cuttack / zone Managing Director, IPICOL for information.

Electrical Inspector.....

Annexure-H

OFFICE OF THE MANAGING DIRECTOR, IPICOL / DIRECTOR OF INDUSTRIES, ODISHA,
CUTTACK / GM, DIC/ ELECTRICAL INSPECTOR _____

NO _____ DT. _____

(Strike out whichever is not applicable)

From

Managing Director, IPICOL / Director of Industries, Odisha /
Electrical Inspector, _____

To,

Sri _____
M/s _____
At P.O. _____
Dist. _____

This is to inform that:

The application for exemption of Electricity Duty allowed for Priority Or Thrust Sector Industries Or Industries Opting For Captive Renewable Energy Plants under IPR 2022 by M /s _____ bearing IEM / PC No. _____ Dt _____ on dt. _____ for the period _____ is **REJECTED** due to following reasons.

(Specify the reasons)

- 1.
- 2.
- 3.

Signature of / MD, IPICOL/ D.I Odisha /
Electrical Inspector
with seal & date

Memo No. _____ Dt. _____

Copy forwarded to Chief Engineer-cum-Chief Electrical Inspector of concerned zone/ EIC(Elec.)-cum-PCEI, Odisha/ Director of Industries Odisha Cuttack/ Managing Director, IPICOL for information.

Signature of / MD, IPICOL/ D.I Odisha /
Electrical Inspector
with seal & date