

HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA
NOTIFICATION

Shimla, the 5th September, 2018

No. HPERC/419.- The Himachal Pradesh Electricity Regulatory Commission, in exercise of the powers conferred by Section 46, read with Section 181, of the Electricity Act, 2003 (36 of 2003), and all other powers enabling it in this behalf, after previous publication, hereby makes the following amendment in the Himachal Pradesh Electricity Regulatory Commission(Recovery of Expenditure for Supply of Electricity) Regulations, 2012, namely:-

REGULATIONS

1. **Short title and commencement:** -(1) These regulations may be called the Himachal Pradesh Electricity Regulatory Commission (Recovery of Expenditure for Supply of Electricity) (Fifth Amendment) Regulations, 2018.

(2) These regulations shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.

2. **Amendment of Regulation7.-** In regulation 7 of the Himachal Pradesh Electricity Regulatory Commission (Recovery of Expenditure for Supply of Electricity) Regulations, 2012 (hereinafter called “the said regulations”)-

(i) for the words, brackets and signs “Save as provided in Clause (b) of sub-regulation (1) in case of reduction of the connected load or contract demand, by a consumer-” appearing at the beginning of sub-regulation(2), the following words, brackets and signs shall be substituted, namely:-

“Save as provided in sub-clause (ii) of Clause (b) in sub-regulation (1), in case of reduction of the connected load or contract demand, not attributed to clubbing of loads as per the said sub-clause (ii), including provision thereto, by a consumer-”; and

(ii) in clause (ii) of sub-regulation (2); for the words, figures and signs “contract demand so reduced, during the said period of 365 days;” the following words and signs shall be substituted, namely:-

“contract demand so reduced if the consumer clears all such outstanding dues, if any, as have been billed to him, also including those related to the infrastructure development charges which were payable by him at the time of release of original connection.”.

3. **Amendment of Regulations 10:-**

In Regulation 10 of the said regulations;-

- (i) for the Clause(ii) of the third proviso, the word and bracket “[omitted]” shall be substituted;
- (ii) for the existing clause (iv) under the third proviso, the following shall be substituted:-
“(iv) the applicant clears all outstanding dues, if any, against the original connection as well as against all such previous connections which existed from time to time at the premises for which new connection is being sought, also including those relating to the infrastructure development charges, for such original connection which was permanently disconnected; and”;
- (iii) the existing fourth proviso, alongwith explanation thereto, shall be omitted;
- (iv) in the existing fifth proviso, for the words “third and fourth provisos,” the words “third proviso” shall be substituted; and
- (v) at the end, the following explanations shall be added, namely:-

“Explanations:-

- (a) The term original connection used in this regulation means the connection as it existed immediately before the permanent disconnection and the sanctioned connected load/contract demand as per the latest status existing immediately prior to permanent disconnection shall be considered as the connected load/contract demand of the original connection for such purposes. However, the temporary reduction to the extent 50% of such contract demand, if any, under the provisions of the Tariff Order shall not be considered for the purpose;
- (b) The condition specified under Clause (iv) of the third proviso to this regulation, being a part of package offer in such cases, shall override the general provision under the existing last sentence of sub-para 5.2.13 of the Himachal Pradesh Electricity Supply Code, 2009.”.

By order of the Commission

Sd/-
Secretary,
HPERC, Shimla