

HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA

In the matter of the Himachal Pradesh Electricity Regulatory Commission (Terms and Conditions of Service of Staff) (First Amendment) Regulations, 2020.

CORAM

Sh.S.K.B.S.Negi
Chairman

Sh.Bhanu Pratap Singh
Member

ORDER

The Himachal Pradesh Electricity Regulatory Commission (hereinafter referred as “the Commission”) notified the Himachal Pradesh Electricity Regulatory Commission (Terms and Conditions of Service of Staff) Regulations, 2013, (hereinafter referred as “ the said regulations”), which were published in the Rajpatra, Himachal Pradesh on 22nd April, 2013, provides that the Commission may make appropriate provisions for promotion to the existing employees appointed on regular basis in the Commission within overall sanctioned strength and the provisions for promotion have been made for most of the category of employees in the Commission.

2. As there was no promotional avenue available to the Law officer cadre in the Commission, therefore, it was necessary, to specify the terms and conditions as per the provisions of sub-regulation (1) of Regulation 5 of HPERC, Staff Regulations, 2013 to fill up the post of the Deputy Director (Law) by promotion from amongst the incumbents of the post of the Law Officer.

3. As required vide sub-section (3) of Section 181 of the Electricity Act, 2003 and rule 3 of the Electricity (Procedures for Previous Publication) Rules, 2005, the draft amendment regulation was published in the Rajpatra, Himachal Pradesh on 13th January, 2020 for the information of all the persons likely to be affected thereby; and notice was given that the said draft regulations shall be taken into consideration, after expiry of thirty days (30) from the date of publication of this notification, together with any objections or suggestions which may within the aforesaid period be received in respect thereto.

4. The Commission received suggestions from the following employees/Officers of the Commission:-

(1) Smt. Renue Vats, Sr. Scale Stenographer, HPERC, Shimla, have requested the Commission to amend the eligibility criteria to the post of Personal Assistant in the HPERC (Terms and Conditions of Service of Staff) Regulations, 2013, with the amendment being carried out in the case of Dy. Director (Law).

(2) Sh. Kamal Dialak, Reader, HPERC, Shimla, has also submitted that there is a post of Dy. Director (Consumer Affairs) in the Commission for which eligible condition is required to be amended and proposed to carry out the amendment in Part-II of the Schedule-II of HPRC (Terms and Conditions of Service of Staff) Regulations, 2013, at Sr. No.9 by inserting the provision for promotion to the post of the Dy. Director (Consumer Affairs) amongst the Personnel-cum-Administrative Officer possessing 03 year's regular service as such or regular combined with continuous adhoc service, if any, in the grade, failing which, by promotion from amongst the Personnel-Cum-Admn. Officer possessing 04 year's regular service or regular combined with continuous adhoc service, if any, combined as Pers.-cum-Admn. Officer and Reader which shall also include essential service of 02 years as Pers.-cum-Admn. Officer.

(3) Sh. Ajay Chadha, Joint Director (Tech.), HPERC Shimla, has submitted that the Commission has taken a good step to provide promotional avenues to its cadre and also has a view point that the same may validates his already submitted proposal.

Commission's view:

The Commission observes that all the above employees/Officers have submitted their request to consider the proposal submitted by them, which has no relevance to the proposal under consideration. However, their cases can be considered on merit at appropriate stage.

The draft regulations are finalized and approved as such to be notified, accordingly.

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(Bhanu Pratap Singh)
Member

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(S.K.B.S. Negi)
Chairman

Place: Shimla

Dated:- 15th February, 2020.