

## **HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA**

**CORAM: Hon'ble Sh. Devendra Kumar Sharma, Chairman  
Hon'ble Sh. Bhanu Pratap Singh, Member  
Hon'ble Sh. Yashwant Singh Chogal, Member(Law)**

Dated: 24.08.2022

### **IN THE MATTER OF:-**

**Himachal Pradesh Electricity Supply Code, 2009, as amended from time to time,-Release of the electricity connections covered under two part tariff-Finalization of list of documents under Sub-para (3.1.2) of para 3.1 of said Code.**

### **ORDER**

The Himachal Pradesh Electricity Regulatory Commission has notified the Himachal Pradesh Electricity Supply Code, 2009 (Code for short) on 26<sup>th</sup> May, 2009, which was published in Rajpatra, Himachal Pradesh on 29<sup>th</sup> May, 2009. The Code was subsequently amended and amendments thereof, were published in Rajpatra, Himachal Pradesh on 16<sup>th</sup> August, 2014, 7<sup>th</sup> August, 2018, 5<sup>th</sup> December, 2018, 4<sup>th</sup> July, 2020 and 21<sup>st</sup> January, 2022 respectively.

2. In exercise of powers vested under Sub-para (3.1.2) of Para 3.1 of the Code and the powers contained in Regulation 67 of the Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2005, the Himachal Pradesh Electricity Regulatory Commission proposed the list of documents required to release electricity connections covered under two part tariff as per **Annexure-A**.
3. As required under Sub-section (3) of the Section 181 of the Electricity Act, 2003, the Commission invited public objections and suggestions by way of insertions in two News papers i.e. "Times of India" and "Dainik Bhasker" on 23.07.2022 under Rule (3) of Electricity (Procedure of Previous Publication) Rules, 2005 and the full text of the proposal was also made available on the Commission's website: [www.hperc.org](http://www.hperc.org).
4. The Commission, vide its letter dated 23.07.2022, also requested the major stakeholders, including Industries Associations, Hoteliers Association, Department of MPP & Power, Government of Himachal Pradesh, Directorate of

Energy and the Distribution Licensee to send their suggestions/objections, by 20<sup>th</sup> August, 2022, as per the public notice dated 22<sup>nd</sup> July, 2022.

5. No Comments/Suggestions/Objections have been received from the Stakeholders on the proposal issued under the provisions of Sub-para (3.1.2) of Para 3.1 of Code.
6. The Sub-para (3.1.2) and item (3.1.2.2) of Para 3.1 of the Code provides as under:-

“3.1.2. The licensee shall standardise the Application and Agreement form and test report, to be submitted by the applicant under clause (3.1.2.1) of this Sub-para and the Commission shall specify the list of documents to be submitted by the applicant alongwith the Application and Agreement form under clause (3.1.2.2) of this Sub-para.

3.1.2.1..... .

3.1.2.2 For the new connections covered under two part tariff, the Commission shall specify the list of documents as per Sub-para 3.1.2:

Provided that till such time the Commission specifies such list of documents, the licensee shall continue to entertain the Applications alongwith the documents as per the prevailing practice being followed by it:

Provided further that any other agreement required for supply of electricity, in addition to the normal agreement on Application form, shall also become the part of the Application and Agreement form and there shall not be any requirement of a separate agreement form.”

7. It is thus apparent from Sub-para (3.1.2) read with item (3.1.2.2) of Para 3.1 of the Himachal Pradesh Electricity Supply Code, 2009 authorises the Commission to specify the list of documents to be submitted by the applicant alongwith application and agreement form for the new connection covered under two part tariff. Since no Comments/ Suggestions/Objections have been received from the stakeholders on the proposed list of documents necessary for obtaining new connections covered under two part tariff, the Commission decides to finalize the list of documents contained in **Annexure-A** without any change.

It is ordered accordingly.

Sd/-  
(Yashwant Singh Chogal  
**Member (Law)**)

Sd/  
(Bhanu Pratap Singh)  
**Member**

Sd/-  
(Devendra Kumar Sharma)  
**Chairman**

**List of Documents required to release the Electricity Connections under Two Part Tariff.**

**(a) General**

- i) Application and Agreement Form (A&A Form) as standardized by the distribution licensee duly completed and signed by the applicant alongwith crossed Non- Judicial Stamp paper of Rs.100/- .
- ii) Test Report duly filled and signed by licensed Electrical Contractor.
- iii) Valid Power Availability Certificate issued by HPSEBL (in case contract demand for new and additional load is more than 100 kVA).
- iv) Approval of Chief Electrical Inspector in case of HT/EHT installation energisation.
- v) Brief Project report with Process Flow and load profile [In case of industrial connection]

**Note :-** To be submitted only if not submitted at the time of PAC. In case the same has been submitted earlier at the time of PAC, only the reference may be given and there is no need to submit it again)

- vi) Copy of Certificate of registration / single window clearance (wherever required)
- vii) NOC from Statutory Authority (ies) like Town and country planning / Urban Local Bodies / Municipal Corporation etc. However, in case applicant is unable to produce such NOCs, the connection may be released under “temporary metered supply category” as per the provision of clause (3.1.2.3) of sub-para (3.1.2) of HP Electricity Supply Code, 2009 by submitting an undertaking on Plain paper as per **Annexure-I**.
- viii) NOC from Pollution control Board (Wherever required).

**(b) Photo Identity Proof of Applicant (any one of the documents given below)**

- i) PAN Card.
- ii) Aadhaar Card.
- iii) Driving license.
- iv) Passport.
- v) Voter ID Card.
- vi) Ration Card.

**(c) Proof of Ownership or Occupancy of Premises or legal possession (Any of the following)**

- i) Revenue Papers for Land /Building /Premises.
- ii) Sale Deed /Registered Partition deed /Registered Gift Deed/Sale Certificate issued by the Court.
- iii) Lease deed.
- iv) Authority/permission given by the existing Consumer (or his legal heirs in case of death of the existing consumer) in favour of the applicant.

However, this will not be required in case the applicant submits any of the documents specified at (i) to (iii) above.

- v) Any other proof of ownership/occupancy given by any Statutory Authority.
- vi) Allotment letter from authority / possession letter from the owner.

**(d) In case of Companies/ Firms/ Trust etc., the following additional requirement shall be applicable in addition to that mentioned above at items (a), (b) &(c)**

**In case of firm -**

- i) In case of Partnership firm, Partnership deed and list of Partners alongwith their certified addresses and identities proof.
- ii) Power of Attorney on Rs. 100/- Stamp paper duly notarized or registered for authority to the person executing the papers/ agreement on behalf of Partnership firm / proprietary firm alongwith his attested specimen signature.

**In case of a Company -**

- i) Copy of Memorandum of Association, Articles of Association, Certificate of Incorporation and list of Directors alongwith their certified addresses and identities proof.
- ii) A resolution of Board of Directors for authorized signatory on behalf of Company.
- iii) Power of Attorney on Rs. 100/- Stamp paper duly notarized or registered for authority to the person executing the papers/ agreement on behalf of Private Limited Company alongwith his attested specimen signature.

**In case of Trust -**

- i) Certified copy of Trust deed in case the applicant is Trust.
- ii) Power of Attorney on Rs. 100/- Stamp paper duly notarized or registered for authority to the person executing the papers/ agreement on behalf of the Trust alongwith his attested specimen signature.

**Note :-** (1) To protect the legal and financial interest of the distribution licensee under any law or relevant regulations including the outstanding dues against the connections which exist earlier at the premises for which connection has been applied, it may ask for additional documents/documentary evidence/undertaking etc. The distribution Licensee shall circulate the list of such additional documents pertaining to different situations to its field officers and shall also post the same on its website.

(2) In case of change of name of the existing connection, the entire above requirement, except for the NOC as per sub-item (vii) under item (a), shall be applicable.

**Undertaking /Declaration for Temporary Metered Supply (where "NOC is not available with consumer)**

I/We.....Son/Daughter of .....Resident of

..... (hereinafter referred to as "Applicant", which terms shall mean and include executors, administrators, heirs, successors and assigns), do hereby swear and declare as under:-

Or

The ....., a company incorporated under the provisions of the Companies Act, ..... or as amended, having its registered office at

..... { hereinafter referred to as "Applicant", which expression shall, unless repugnant to the context or meaning thereof, include its successors and assigns}, through its Authorized representative Mr. ...., do hereby swear and declare as under:

Or

A sole proprietorship/ a partnership firm having its office at ..... (hereinafter referred to as the "applicant" which unless the context otherwise provides includes its successors and assigns), through Mr.

....., who is a partner or an authorized representative do hereby swear and declare as under:

THAT the Applicant is a lawful owner/occupant of premises at ..... (hereinafter referred to as "Premises").

THAT the Applicant has requested the Himachal Pradesh State Electricity Board Ltd. (HPSEB Ltd.) (hereinafter referred to as " The Licensee") to provide an electricity service connection at the above mentioned premises in the Applicant's name for the purpose mentioned in the Application and Agreement Form and the applicant is unable to produce No Objection Certificate (NOC) for electrical connection from [Name of respective concerned Authority].....

THAT I, the Applicant hereby agree and undertake/declare:

1. that the Licensee may disconnect the electricity connection, in the event of a legally binding order issued by the Statutory Authority(ies) for disconnection of supply owing to any default/non -compliance of the statutory provisions;
2. that such connection released under temporary metered supply category, on the basis of this undertaking /declaration shall be regularized, in the respective category, only after submission of either floor wise or entire building completion plan sanction letter issued by the concerned Statutory Authority(ies). This shall be without prejudice to any other rights of HPSEBL, including of getting its payment due as on the date of disconnection.

THAT in furnishing the present undertaking/declaration, the Applicant has clearly understood that if any of the statements in this undertaking/declaration prove to be false or incorrect at any later stage, the licensee shall be within his lawful rights to disconnect supply to the premises without any prior notice and proceed to adjust electricity supply dues payable by the applicant against consumer security deposit and /or recover the same in accordance with Law.

THAT I, the Applicant shall be held responsible, if the contents of the undertaking/declaration are proved false at any stage and I/We indemnify HPSEBL of any consequences arising out of release of electrical connection to my premises.

Applicant

SELF VERIFICATION:

We, the above named Applicant(s) do hereby verify that the content of undertaking/declaration are true to the best of my knowledge and nothing material has been concealed there from.

Verified on .....

Applicant

