

## HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA

### NOTIFICATION

Shimla the 19<sup>th</sup> February, 2021.

**No. HPERC/151/Vol-III.-** In exercise of the powers conferred by sub-section (1) of section 92 and clause(zl) of sub-section(2) of section 181 of the Electricity Act,2003(36 of 2003), read with section 21 of the General Clauses Act,1897(10 of 1897), and all other powers enabling it in this behalf as contained in the Electricity Act,2003 and any other law for the present being in force, the Himachal Pradesh Electricity Regulatory Commission proposes to make the following draft regulations further to amend the Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2005, published in the Rajpatra, Himachal Pradesh (Extraordinary), dated 14<sup>th</sup> January, 2005 and as required by sub-section (3) of section 181 of the said Act and rule 3 of the Electricity (Procedure for Previous Publication) Rules, 2005, the said draft regulations are hereby published for the information of all the persons likely to be affected thereby; and notice is hereby given that the said draft regulations will be taken into consideration, after the expiry of thirty days from the date of their publication in the Rajpatra, Himachal Pradesh, together with any objections or suggestions which may within the aforesaid period be received in respect thereto.

The text of the original regulations and the Explanatory Memorandum for the proposed amendments is available on the Commission's website i.e. <http://www.hperc.org>.

The objections or suggestions in this behalf should be addressed to the Secretary, Himachal Pradesh Electricity Regulatory Commission, Vidyut Aayog Bhawan, Block No.37, SDA Complex, Kasumpti, Shimla-171009.

### DRAFT REGULATIONS

1. **Short title and commencement.-** (1) These regulations may be called the Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) (Eleventh Amendment) Regulations, 2021.  
(2) These regulations shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.
2. **Amendment of the Schedule.-** In the Schedule i.e "Fee Structure" annexed to the Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2005-
  - (1) in column 4, against serial No.2-
    - (a) in item (i) for the figure and word "100 lakh", the figure and word "125 lakh" shall be substituted;
    - (b) in item (ii) for the figure and sign "0.025 %", figure and sign "0.035%" shall be substituted;
    - (c) in item (iii) for the figure and word "1 lakh", the figure and word "2 lakh"

shall be substituted;

(d) at the end following note shall be inserted, namely:-

**“Note:-** The licensee, including a deemed licensee, shall pay the Annual License fee for each FY in advance by 10<sup>th</sup> of April every year and in case of delay, the Late Payment Surcharge at the rate of one point five percent shall be paid on the outstanding amount for each month or part thereof after the due date of payment.”

(2) in column 4, against serial No.3 for item (a)(i) the following items (a)(i) shall be substituted, namely:-

“ 35 lakh plus 30,000/- for every additional 1.00MW or part thereof in excess of 25MW, subject to the maximum 125 lakh under this item”

and for item (b) (i), (ii) and (iii) the following items (i), (ii) and (iii) shall be substituted, namely:-

(i) “50,000/- per 100kW or part thereof subject to maximum of 7.5 lakh;

(ii) 15 lakh

(iii) Minimum 15 lakh for first 5MW plus 40,000/- for each additional MW or part thereof.”

(3) in column 4, against serial No. 4 for the figure and word “15 lakh”, the figure and word “25 lakh and in “Note”, for the figure and word “10 lakh”, the figure and word “15 lakh” shall be substituted;

(4) in column 4, against serial No. 5 for the figure and word “0.025 percent”, the figure and word “0.035 percent” shall be substituted;

(5) in column 4, against serial No.6 for the figure and word “15 lakh”, the figure and word “30 lakh” shall be substituted;

(6) in column 4, against serial No.7 -

(a) in item (i) for the figure and sign “20,000/-”, the figure and sign “25,000/-” shall be substituted;

(b) in item (ii) for the figure and sign “50,000/-”, the figure and sign “75,000/-” shall be substituted;

(c) in item (iii) for the figure and word “1lakh”, the figure and word “1.5 lakh” shall be substituted;

(7) in column 4, against serial No. 8 for the figure and word “5 lakh”, the figure and word “10 lakh” shall be substituted;

(8) in column 4, against serial No. 9 for the figure and sign “10,000/-”, the figure and sign “20,000/-” shall be substituted;

- (9) in column 4, against serial No. 10-
- (a) in item (i)(a) for the figure and word “2 lakh”, the figure and word “3 lakh”, shall be substituted;
  - (b) in item (i)(b) for the figure and word “1 lakh”, the figure and word “2 lakh”, shall be substituted;
  - (c) in item (ii) for the figure and sign “5,000/- per MW/-”, the figure and sign “10,000/- per MW” shall be substituted;
- (10) in column 4, against serial No.13, for the figures and words “1lakh” and “2 lakh”, wherever these occur, the figures and words “2 lakh “ and “4 lakh”, shall be respectively substituted;
- and in Note.- for the figure and sign “75%”, the figure and sign “50%”, shall be substituted;
- (11) after serial No.13, the following new items 13A and 13B shall be inserted, namely:-

“13 A	For non-compliance of orders of the Forum/Ombudsman.	Section 42	
(i)	By Institution/ Organization/ Company, (public limited, private limited) Partnership/Proprietorship		10,000/-
(ii)	By Individual consumer not covered under (i)		200/-
13 B	Any other issues of miscellaneous nature to be decided under Section 142 & 146 of the Act.	Section 142 & 146	
(i)	By licensee		20,000/-
(ii)	By Institution/ Organization/ Company, (public limited, private limited) Partnership/Proprietorship		10,000/-
(iii)	Individual consumer not covered under (i) and (ii)		200/-”

By order of the Commission  
Sd/-  
**Secretary**