

HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION, SHIMLA

NOTIFICATION

Shimla, the 13th May, 2024

No. HPERC-H(1)-11/2015.- WHEREAS the Himachal Pradesh Electricity Regulatory Commission (hereinafter referred as “the Commission”) notified the Himachal Pradesh Electricity Regulatory Commission (Rooftop Solar PV Grid Interactive System based on Net Metering) Regulations, 2015, which were published in the Rajpatra, Himachal Pradesh, dated 3rd August, 2015 and also notified the first and second amendments thereof on 6th November, 2018 and 14th September, 2022 as published in Rajpatra, Himachal Pradesh on 14th November, 2018 and 16th September, 2022 respectively. The title of the Principal Regulation changed vide aforesaid 2nd amendment as Himachal Pradesh Electricity Regulatory Commission (Rooftop Solar PV Grid Interactive System) Regulations (hereinafter referred as “the Grid Interactive Rooftop Regulations”);

AND WHEREAS the Ministry of Power vide its notification dated 22nd February, 2024 amended the Electricity (Right to Consumers) Rules, 2020 exempted the requirement of technical feasibility study of Rooftop Solar Photovoltaic system upto 10 kW capacity which necessitate the Commission to amend the Grid Interactive Rooftop Regulations to incorporate the provision provided in the aforesaid Rules;

NOW, THEREFORE, in exercise of the powers conferred by Section 181, read with Sections 61, 66 and 86(1) (e) of the 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, the Commission proposes to amend the Himachal Pradesh Electricity Regulatory Commission (Rooftop Solar PV Grid Interactive System based on Net Metering) Regulations, 2015 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 publishes the draft amendment Regulations for the information of all the persons likely to be affected thereby; and notice is hereby given that the said draft amendment Regulations, together with any objections or suggestions, received in this respect by 31st May, 2024 will be taken into consideration;

The text of the aforesaid draft amendment Regulations is also available on the website of the Commission i.e. <http://www.hperc.org>.

The objections or suggestions in this behalf should be addressed to the Secretary, HP Electricity Regulatory Commission, Vidyut Aayog Bhawan, Block-37, SDA Complex, Shimla-171009.

DRAFT REGULATIONS

- 1. Short title and commencement.** - (1) These Regulations may be called the Himachal Pradesh Electricity Regulatory Commission (Rooftop Solar PV Grid Interactive System) (Third Amendment) Regulations, 2024.
(2) These Regulations shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.

- 2. Amendment in Regulation 2 .-** After clause (22) of Regulation 2 of settlement of the Himachal Pradesh Electricity Regulatory Commission (Rooftop Solar PV Grid Interactive System) Regulations, 2015 (hereinafter referred as “ the said Regulations”) , the following shall be added , namely.-
‘State Nodal Agency’ for the purpose of these Regulations, means the Himachal Pradesh Energy Development Agency (HIMURJA) or Himachal Pradesh State Electricity Board Limited i.e. Distribution Licensee designated to implement the solar rooftop scheme(s) by the State/Central Government.

- 3. Amendment in Regulation 7.-**The Regulation 7 of the said Regulation shall be amended as:-
 - (I) The Sub-regulation (6) of the Regulation 7 shall be substituted with the following, namely.-

“(6) The eligible consumer intending to avail financial assistance, available under the particular scheme(s), may get his rooftop solar system registered with Himachal Pradesh Energy Development Agency (HIMURJA) or Himachal Pradesh State Electricity Board Limited i.e. Distribution Licensee, as the case may be, being a State Nodal Agency for such scheme(s), in online mode or otherwise and HIMURJA/Distribution Licensee shall acknowledge the same as per the timelines given in the Table-4 from the date of receipt of such request and, thereafter, if considered eligible, shall accord in principle approval and also take further action to grant subsidy, as per the timelines given in the Table-4.”

 - (II) The Sub-regulation (9) of Regulation 7 shall be substituted with the following, namely.-

“(9) The distribution licensee, the eligible consumers, State Nodal Agency and the Chief Electrical Inspector or any competent authority shall adhere

to the timelines for various activities pertaining to them as given in the following Tables-3 and 4:

Provided that timelines for key activity specified under the Electricity (Right of Consumers) Rule, 2020 as amended from time to time, are lower than as given in the Table-3 and 4, such lower timelines shall be applicable for the purpose of these Regulations.”

(III) In the 3rd row, below title in the activity column of Table -3, the words, brackets and sign “Site Verification/Technical Feasibility” shall be substituted with the words and figures “Technical Feasibility above 10 kW capacity”;

(IV) After Note 2, appearing below Table-3, the following shall be added, namely.-

“Note 3:-

(a) The applications for Rooftop Solar Photo Voltaic Systems upto 10 kW capacity, complete in all respects shall be deemed to have been accepted without requiring technical feasibility.

(b) For installation of Rooftop Solar Photo Voltaic Systems above 10 kW capacity, the technical feasibility study shall be completed within a period of fifteen (15) days and the outcome of the study shall be intimated to the applicant, failing which it shall be presumed that the proposal is technically feasible.”

By order of the Commission

Sd/-

(Chhavi Nanta), HPAS
Secretary