

BEFORE THE HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION

Vidyut Aayog Bhawan, Block No. 37, SDA Complex, Kasumpti, Shimla-09

CORAM: **Sh. Devendra Kumar Sharma, Chairman**
 Sh. Yashwant Singh Chogal, Member (Law)
 Sh. Shashi Kant Joshi, Member

Date of Order: 30 .08.2024

In the matter of finalization of the Himachal Pradesh Electricity Regulatory Commission (Short Term Open Access) (Second Amendment) Regulations, 2024

ORDER

The Himachal Pradesh Electricity Regulatory Commission (hereinafter referred as “the Commission”) notified the Himachal Pradesh Electricity Regulatory Commission (Short Term Open Access) Regulations, 2010, which were published in the Rajpatra, Himachal Pradesh, dated 3rd June, 2010 (hereinafter referred to as the “Principal Regulations”) and also notified the first amendments thereof on 11th June, 2018 as published in Rajpatra, Himachal Pradesh on 15th June 2018.

2. Ever since the Principal Regulations were framed, no modifications on the non refundable application fee for Short Term Open Access transaction as also operating charges including fee for scheduling system operation and collection and disbursement of charges had been made. The HPSLDC had been requesting the Commission to re-visit the above so as to run the system smoothly and provide the services efficiently. Therefore, taking the above into consideration, provisions of Regulations 6 and 26 of the existing Regulations are required to be amended. Thus, the Commission considered it expedient to make suitable amendments in the said Regulations to address the matters of fee and charges and enabling the HP State Load Despatch Centre, to handle its operations more efficiently.

3. Accordingly, the Commission published the draft amendment Regulations i.e. Himachal Pradesh Electricity Regulatory Commission (Short Term Open access) (Second Amendment) Regulations, 2024 on 8th July, 2024 in Rajpatra, Himachal Pradesh in exercise of the powers, conferred under sub-section (1) of Section 181 of the Electricity Act, 2003 (36 of 2003) (hereinafter referred to as the “Act”).

4. As required under sub-section (3) of Section 181 of the Act read with rule (3) of the Electricity (Procedure of Previous Publication) Rules, 2005, the Commission invited public objections and suggestions by way of insertions in two News papers i.e. “The Tribune” and “Dainik Bhaskar” on 11th July, 2024. The full text of the draft amendment Regulations was also made available on the Commission’s website: www.hperc.org.

5. The Commission had, vide letter dated 29.07.2024, also requested the major stakeholders, including the Industries Associations, State Government, Directorate of Energy, HIMURJA, Consumers Representative and Distribution Licensee to send their objections/suggestions as per the aforesaid public notice, on or before 07.08.2024.

6. The HP State Load Despatch Centre (HPSLDC) has submitted written submissions, which have been taken on record. No other stakeholder has submitted any suggestion or objection.

7. A public hearing in the matter was held on 16.08.2024. The list of participants who attended the public hearing is annexed as **Annexure-“A”**;

8. The public hearing, was attended by the representatives of Himachal Pradesh State Electricity Board (HPSEBL) and SLDC but the proposed amendments have not been opposed.

Consideration of written submissions and viewpoints expressed in the public hearing by the stakeholder(s) and Commission’s analysis/views thereon.-

9 Though no comments have been submitted by the stakeholders with regard to the proposed amendments, yet the HPSLDC has suggested certain amendments (other than the amendments proposed by the Commission), for consideration, in its comments as follows:

Regulation 2(2).- applicant means a person:-

(2.1) Who makes an application for availing short term open access to any transmission and/or distribution system within the State in accordance with these regulations;

(2.2)who makes an application for creation / approval of Short-Term General Network Access (GNA) contract;

Commission’s views

The Commission has examined and analysed the suggestions made by the HPSLDC, and is of the considered opinion that the provisions contained in the existing Regulations are sufficient and complete in itself and do not require amendment as suggested. Therefore, the amendment as suggested by the SLDC is of no consequence and not accepted.

Ever since the Principal Regulations were framed by the Commission in the year 2010, no modifications on the non refundable application fee for Short Term Open Access transaction as also operating charges including fee for scheduling system operation and collection and disbursement of charges had been made. The HPSLDC had been requesting the Commission to re-visit the above fees so as to run the system smoothly and provide the services efficiently. Therefore, taking above into consideration, provisions of existing Regulations 6 and 26 of the Principal Regulations are required to be amended, thus, the Commission considers it is expedient to make the proposed amendments in the said Regulations to address the matters of fee and charges enabling the HP State Load Despatch Centre, to handle its operations more effectively.

Since no objections / suggestions to draft amendment of Regulation 6 and 26 have been received from the stakeholders, the draft amendment Regulations are hereby finalized and approved as such and be notified accordingly.

Sd/-
(Shashi Kant Joshi)
Member

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

Sd/-
(Devendra Kumar Sharma)
Chairman

Announced
30.08.2024

Annexure-“A”

Sr. No.	Participants
1	Shivam Dhiman, HPSEBL
2	Er. Ravinder Kumar, HPSLDC
3	Er. Rohit Kumar, HPSLDC